



## Legislation Text

File #: Res 1901-2021, Version: \*

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 1901

**Resolution approving with modifications the decision of the City Planning Commission on Application No. N 210232 ZRQ, for an amendment of the text of the Zoning Resolution (L.U. No. 938).**

**By Council Members Salamanca and Moya**

WHEREAS, Archer 1, LLC, filed an application pursuant to Section 201 of the New York City Charter, for an amendment of the text of the Zoning Resolution of the City of New York, modifying Article XI, Chapter 5 (Special Downtown Jamaica District), to facilitate a permitted loading berth in an as-of-right development located at 160-05 Archer Avenue in the Jamaica neighborhood of Queens, Community District 12 (ULURP No. N 210232 ZRQ), (the "Application");

WHEREAS, the City Planning Commission filed with the Council on November 19, 2021, its decision dated November 17, 2021 (the "Decision") on the Application;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on December 2, 2021;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the Negative Declaration issued July 12<sup>th</sup>, 2021 (CEQR No. 21DCP127Q).

**RESOLVED:**

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, N 210232 ZRQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

\*\*\* indicates where unchanged text appears in the Zoning Resolution.

Matter double struck out is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council

\* \* \*

## ARTICLE XI

### SPECIAL PURPOSE DISTRICTS

#### Chapter 5

#### Special Downtown Jamaica District (DJ)

\* \* \*

#### 115-50

### SPECIAL OFF-STREET PARKING AND OFF-STREET LOADING REGULATIONS

\* \* \*

#### 115-53

##### Authorization for Curb Cut

Between 160th Street and a point 205 feet east of 160th Street along Archer Avenue, tThe City Planning Commission may authorize, subject to the applicable zoning district regulations, curb cuts that are prohibited by Section 115-52 (Location of Access to the Street), provided the Commission finds that a curb cut at such location:

- (a) is not hazardous to traffic safety;
- (b) will not create or contribute to serious traffic congestion, or unduly inhibit vehicular movement;
- (c) will not adversely affect pedestrian movement;
- (d) will not interfere with the efficient functioning of bus lanes, specially designated #streets# and public

transit facilities; and

(e) will not be inconsistent with the character of the existing streetscape.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area.

**115-60**

**SPECIAL PERMIT TO MODIFY USE OR BULK REGULATIONS**

\* \* \*

Adopted.

Office of the City Clerk,}  
The City of New York,} ss.:

I hereby certify that the foregoing is a true copy of a Resolution passed by The Council of The City of New York on \_\_\_\_\_, 2021, on file in this office.

City Clerk, Clerk of The Council