



## Legislation Text

**File #:** Res 1984-2001, **Version:** \*

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 1984

Resolution approving an Urban Development Action Area Project located at 164th Street and 164th Place between 109th and 110th Avenues, 164th Place and 110th Road, 164th Street between 108th and 109th Avenues, Union Hall Street between South Road and 107th Avenue, 160th and Union Hall Streets between 107th and 108th Avenues, 109th Avenue between 164th Place and 167th Street (Block 10182/Lots 14, 26, 28, 39, 61, 62 and 63; Block 10191/Lots 22, 23 and 24; Block 10171/Lots 42 and 44; Block 10172/Lots 11, 12, 13 and 55; Block 10129/Lots 42, 44, 51-54, 155, 55, 57 and 58; Block 10139/Lots 1, 11, 13, 15, 17, 62, 63, 64, 66, 67, 68, 69, 71, 72, 58, 60, 26, 52, 53 and 55; and Block 10175/Lots 53 and 55); Queens, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 1045; 20015302 HAQ).

By Council Members Eisland and Linares

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on March 13, 2001 its request dated February 20, 2001 that the Council take the following actions regarding the following Urban Development Action Area Project (the "Project") located at 164th Street and 164th Place between 109th and 110th Avenues, 164th Place and 110th Road, 164th Street between 108th and 109th Avenues, Union Hall Street between South Road and 107th Avenue, 160th and Union Hall Streets between 107th and 108th Avenues, 109th Avenue between 164th Place and 167th Street (Block 10182/Lots 14, 26, 28, 39, 61, 62 and 63; Block 10191/Lots 22, 23 and 24; Block 10171/Lots 42 and 44; Block 10172/Lots 11, 12, 13 and 55; Block 10129/Lots 42, 44, 51-54, 155, 55, 57 and 58; Block 10139/Lots 1, 11, 13, 15, 17, 62, 63, 64, 66, 67, 68, 69, 71, 72, 58, 60, 26, 52, 53 and 55; and Block 10175/Lots 53 and 55); Borough of Queens (the "Disposition Area"):

1. Find that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law;
2. Waive the area designation requirement of Section 693 of the General Municipal Law pursuant to said Section;

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3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the Project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law; and
5. Approve the exemption of the Project from real property taxes pursuant to Section 696 of the General Municipal Law (the "Tax Exemption").

WHEREAS, the Project is to be developed on land that is now a municipally-owned area as defined in Section 692 of the General Municipal Law, consists solely of the rehabilitation or conservation of existing private or multiple dwellings or the construction of one to four unit dwellings, and does not require any change in land use permitted under the New York City Zoning Resolution;

WHEREAS, upon due notice, the Council held a public hearing on the Project on June 19, 2001 and recessed until June 28, 2001;

WHEREAS, the Council has considered the relevant environmental review and the Negative Declaration which was issued on May 17, 1996 (CEQR No. 96-HPD-014Q);

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

RESOLVED:

The Council finds that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the City of New York and that a designation of the Project as an urban development action area project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law.

The Council waives the area designation requirement of the Disposition Area as an urban development action area under Section 693 of the General Municipal Law.

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The Council waives the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law.

The Council approves the Project as an urban development action area project pursuant to Section 694 of the General Municipal Law.

The Council finds that the action described herein shall have no significant effect on the environment;

The Project shall be developed in a manner consistent with the Project Summary that HPD has submitted to the Council, a copy of which is attached hereto.

The exemption of the Project from real property taxes pursuant to Section 696 of the General Municipal Law is approved as follows:

a. All of the value of the buildings, structures, and other improvements situated on the Disposition Area shall be exempt from local and municipal taxes, other than assessments for local improvements and land value, for a period of twenty years commencing on the July 1st following the conveyance of the Disposition Area to the Sponsor, during the last ten years of which such exemption shall decrease in equal annual decrements.

b. The partial tax exemption granted hereunder shall terminate with respect to all or any portion of the Disposition Area if the Department of Housing Preservation and Development determines that such real property has not been, or is not being, developed, used, and/or operated in compliance with the requirements of all applicable agreements made by the Sponsor or the owner of such real property with, or for the benefit of, the City of New York. The Department of Housing Preservation and Development shall deliver written notice of any such determination of noncompliance to the owner of such real property and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than ninety (90) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the partial tax exemption granted hereunder shall prospectively terminate with respect to the real property specified therein.

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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 June 28, 2001, on file in this office.

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City Clerk, Clerk of Council