



Legislation Text

File #: Res 1335-2005, **Version:** *

THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 1335

Resolution approving with modification the decision of the City Planning Commission on ULURP No. C 050210 ZSM (L.U. No. 620), for the grant of a special permit pursuant to Section 74-781 of the Zoning Resolution to modify the use regulations of Section 42-14D(2) (b) to allow retail uses in an M1-5B District at 525 Broome Street, Manhattan.

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on October 21, 2005 its decision dated October 19, 2005 (the "Decision") on the application submitted by Fluency LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-781 of the Zoning Resolution to modify the use regulations of Section 42-14D(2) (b) to allow retail uses (Use Group 6 uses) on the ground floor and cellar of an existing 6-story building located at 525 Broome Street (Block 476/Lots 1001 and 1002), in an M1-5B District, Community District 2, Borough of Manhattan (ULURP No. C 050210 ZSM) (the "Application");

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-781 of the Zoning Resolution;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on December 5, 2005 on the Decision and Application;

WHEREAS, the applicant has represented that any drinking establishment will be accessory to a primary eating establishment;

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

RESOLVED:

Pursuant to Sections 197-d and 200 of the New York City Charter and on the basis of the Decision and Application, the Council approves the Decision with the following modification:

That allowable uses within Use Group 6 shall not include:

C. Retail or Service Establishments

****Eating or drinking establishments with entertainment, but not dancing, with a capacity of 200 persons or less [PRC-B]

Eating or drinking establishments with musical entertainment, but not dancing, with a capacity of 200 persons or less [PRC-B]

E. Clubs

Non-commercial clubs.

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 December 21, 2005, on file in this office.

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City Clerk, Clerk of The Council