



## Legislation Text

File #: Res 0028-2006, Version: \*

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 28

Resolution approving the decision of the City Planning Commission on ULURP No. C 050074 MMX, an amendment to the City Map (L.U. No. 9).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on December 19, 2005 its decision dated December 19, 2005 (the "Decision"), on the application submitted by the NYC Economic Development Corporation ("EDC") and the Bronx Terminal Market ("BTM") Development Partners, LLC, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 *et seq.* of the New York City Administrative Code, for a change in the City Map involving: the elimination, discontinuance and closing of East 150th Street between River Avenue and Major Deegan Boulevard (a.k.a., Exterior Street); the elimination, discontinuance and closing of East 151st Street between River Avenue and Cromwell Avenue; the elimination, discontinuance and closing of Cromwell Avenue between Major Deegan Boulevard and the Metro North right of way;

the extinguishment of a sewer easement; the adjustment of grades; and any acquisition or disposition of real property related thereto, Community District 4, Borough of the Bronx, in accordance with Map No. 13105 dated June 7, 2005 and signed by the Borough President (ULURP No. C 050074 MMX) (the "Application");

WHEREAS, the Application is related to ULURP Applications Numbers C 050529 ZMX (L.U. No. 10), an amendment to the Zoning Map, changing from an M2-1 manufacturing district to a C4-4 commercial district; C 050530 ZSX (L.U. No. 11), a special permit pursuant to NYCZR Section 74-512 to permit a public parking garage in excess of 150 spaces; C 050531 ZSX (L.U. No. 12), a special permit to modify height and setback regulations and allow the distribution of floor area without regard to zoning lot lines; C 050532 ZSX (L.U. No. 13), a special permit pursuant to NYCZR Section 74-744 for signs otherwise not permitted; and C 050539 PPX (L.U. No. 14), disposition of city-owned property pursuant to zoning;

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 the Decision and Application on January 23, 2006;

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 and the Final

Environmental Impact Statement (“FEIS”) for which a Notice of Completion was issued on December 8, 2005 (CEQR No. 04DME017X);

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) From among the reasonable alternatives thereto, the actions to be approved are ones which minimize or avoid adverse environmental impacts to the maximum extent practicable; and
- (2) The adverse environmental impacts revealed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to this approval those mitigative measures that were identified as practicable;
- (2) The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 199 of the New York City Charter, the Council approves the Decision.

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 February 1, 2006, on file in this office.

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City Clerk, Clerk of The Council