



Legislation Text

File #: Res 0920-2007, **Version:** *

THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 920

Resolution approving the decision of the City Planning Commission on ULURP No. C 070276 ZMX, a Zoning Map change (L.U. No. 409).

By Council Members Katz and Garodnick

WHEREAS, the City Planning Commission filed with the Council on May 11, 2007 its decision dated May 9, 2007 (the "Decision"), on the application submitted by the New York City Department of Housing Preservation and Development, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment to the Zoning Map (ULURP No. C 070276 ZMX) (the "Application");

WHEREAS, the Application is related to ULURP Application Numbers C 070275 HUX (L.U. No. 408), an amendment to the Melrose Commons Urban Renewal Area Plan to facilitate Boricua Village and future URA developments by changing land use designation, lifting height limits, and restrictions on curb cuts for certain sites; and C 070277 HAX (L.U. No. 410), an urban development action area project designation and project approval, and disposition of city-owned properties;

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 June 7, 2007;

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 April 27, 2007 (CEQR No. 06HPD008X);

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 the 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 200 of the City Charter and on the basis of the Decision and Application, the Council approves the Decision.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 6c:

- 1. eliminating from within an existing R8 District a C1-4 District bounded by East 163rd Street, a line 100 feet northwesterly of Third Avenue, a line 100 feet southerly of East 163rd Street, a line 100 feet southeasterly of Elton Avenue, the northeasterly street line of former Brook Avenue, and Elton Avenue;
- 2. changing from a C4-4 District to an R8 District property bounded by East 163rd Street, Third Avenue, the easterly prolongation of the southerly street line of East 161st Street, Brook Avenue, East 161st Street, Washington Avenue, East 161st Street Pedestrian Way, Elton Avenue, the northeasterly street line of former Brook Avenue, a line 100 feet southeasterly of Elton Avenue, a line 100 feet southerly of East 163rd Street, and a line 100 feet northwesterly of Third Avenue; and
- 3. establishing within existing and proposed R8 Districts a C2-4 District bounded by East 163rd Street, Third Avenue, the easterly prolongation of the southerly street line of East 161st Street, Brook Avenue, East 161st Street, Washington Avenue Pedestrian Way, and Elton Avenue;

as shown on a diagram (for illustrative purposes only) dated January 22, 2007, Community Districts 1 and 3, Borough of the Bronx.

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 15, 2007, on file in this office.

City Clerk, Clerk of The Council