



Legislation Text

File #: Res 1731-2008, Version: *

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1731

Resolution approving the decision of the City Planning Commission on ULURP No. C 080203 ZMQ, a Zoning Map change (L.U. No. 932).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on October 31, 2008 its decision dated October 29, 2008 (the "Decision"), on the application submitted by 151-45 Sixth Road Whitestone Partners, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment to the Zoning Map (ULURP No. C 080203 ZMQ) (the "Application");

WHEREAS, the Application is related to ULURP Applications Numbers C 080204 MMQ (L.U. No. 933), elimination, discontinuance and closing of a portion of 152nd Street north of Powell's Cove Boulevard; and C 080207 (A) ZSQ (L.U. No. 934), a special permit pursuant to Section 78-312(f) to waive the requirements of Section 23-71 for distances between buildings on the same zoning lot in a Large Scale Residential Development;

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 December 2, 2008;

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 Conditional Negative Declaration, issued on October 29, 2008 (CEQR No. 08DCP028Q);

RESOLVED:

The Council finds that the action described herein will have no significant effect on the environment provided that the following conditions are adhered to:

For the property located at 151-45 Sixth Road (Block 4487, Lots 160, 169, 170, & 200; Block 4524, Lots 77 & 92; Block 4531, Lots 79 & 92), the applicant agrees via a restrictive declaration to prepare a hazardous materials sampling protocol including a health and safety plan, which would be submitted to the Department of Environmental Protection (DEP) for approval. The applicant agrees to test and identify any potential hazardous material impact pursuant to the

approved sampling protocol and, if any such impact is found, submit a hazardous material remediation plan including a health and safety plan to DEP for approval. If necessary, remediation measures would be undertaken pursuant to the remediation plan

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. 7d, changing from an M1-1 District to an R3-2 District property bounded by the U.S. Pierhead Line, a line 560 feet westerly of the westerly street line and the northerly prolongation of the westerly street line of 154th Place (straight line portion), a line 670 feet northerly of 10th Avenue (straight line portion) and its westerly prolongation, a line 100 feet easterly of the northerly prolongation of the easterly street line of 152nd Street, a line 85 feet northerly of the easterly prolongation of the northerly street line of Powell's Cove Boulevard, the northerly centerline prolongation of 152nd Street, a line 130 feet northerly of Powell's Cove Boulevard, 151st Place, 6th Road and a line 280 feet easterly of 151st Street and its northerly prolongation, as shown on a diagram (for illustrative purposes only), Community District 7, Borough of Queens.

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 9, 2008, on file in this office.

City Clerk, Clerk of The Council