



Legislation Text

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THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 251

Resolution approving the decision of the City Planning Commission on ULURP No. C 210294 ZSX, for the grant of a special permit (L.U. No. 62).

By Council Members Salamanca and Louis

WHEREAS, the New York City Fire Department (FDNY) and the Department of Citywide Administrative Services (DCAS), filed an application pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-67 of the Zoning Resolution to allow a FDNY Emergency Medical Service (EMS) Station use to be located in a residence district, in connection with a proposed 2-story EMS station building, on property located at 1257 Morris Avenue (Block 2450, Lot 42), in an R7-1 District, which in conjunction with the related action would facilitate development of a new Emergency Medical Service (EMS) station in the concourse neighborhood of the Bronx, Community District 4 (ULURP No. C 210294 ZSX) (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on May 13, 2022, its decision dated April 27, 2022 (the “Decision”) on the Application;

WHEREAS, the Application is related to application C 210293 PSX (L.U. No. 61), a site selection of property for use as an EMS facility;

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

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-67 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on June 7, 2022;

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

WHEREAS, the Council has considered the relevant environmental issues, including the Negative Declaration issued March 20th, 2021 (CEQR No. 20FDO001X) (the “Negative Declaration”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as

set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 210294 ZSX, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission.

1. The property that is the subject of this application (C 210294 ZSX) shall be developed in size and arrangement in accordance with the dimensions, specifications, and zoning computations indicated on the following plans, prepared by Allied Works Architecture, Inc., filed with this application, and incorporated into this resolution:

<u>Drawing No.</u>	<u>Title</u>	<u>Last Date Revised</u>
Z-001.02	Zoning Lot Site Plan	12/6/2021
Z-002.02	Zoning Analysis	12/6/2021
Z-005.02	Zoning Section 1	12/6/2021
Z-006.02	Zoning Section 2	12/6/2021

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation, and maintenance.
4. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee, or occupant.
5. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the restrictions, agreements, terms, or conditions of this resolution whose provision shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission or of any agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission to disapprove any application for modification, cancellation, or amendment of the special permit.
6. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employees or agents' failure to act in accordance with the provisions of this special permit.

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 _____, 2022, on file in this office.

City Clerk, Clerk of The Council