

The New York City Council

Recessed Meeting of December 9, 2009

held on December 14, 2009

Council Agenda

Stated Meeting

December 14, 2009

11:00 AM

Council Chambers - City Hall

- 1. The President Pro Tempore will call the meeting to order.**
- 2. Roll Call**
- 3. The Clerk will announce the presence of a quorum.**
- 4. Supplemental Messages & Papers from the Mayor**
None
- 5. Supplemental Communications from City, County & Borough Offices**

None

6. Supplemental Petitions and Communications

None

7. Supplemental Land Use Call-Ups

None

8. Supplemental Communication from the Speaker

9. Supplemental Discussion of General Orders

10. Supplemental Reports of Special Committees

None

11. Supplemental Reports of Standing Committees

Report of the Committee on Land Use

Res 2295-2009 LU 1256 - Zoning, Economic Development Corporation and Related Retail Armory, LLC, Bronx (C090236MMX)

Application no. C 090236 MMX submitted by the Economic Development Corporation and Related Retail Armory, 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 an amendment to the City Map. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.

Motion to Disapprove

**Res 2296-2009 LU 1257 - Zoning, Economic Development Corporation, Bronx
(C090237MMX)**

Application no. C 090237 MMX submitted by the Economic Development Corporation 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 an amendment to the City Map. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter

Motion to Disapprove

**Res 2297-2009 LU 1258 - Zoning, Related Retail Armory, LLC and the
Economic Development Corporation, Bronx (C090437ZMX)**

Application no. C 090437 ZMX submitted by Related Retail Armory, LLC and the Economic Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3c: changing from an R6 District to a C4-4 District property bounded by West 195th Street*, Jerome Avenue, West Kingsbridge Road, and Reservoir Avenue.

Motion to Disapprove

**Res 2298-2009 LU 1259 - Zoning, 29 West Kingsbridge Road, Bronx
(C090438PPX)**

Application no. C 090438 PPX submitted by the Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for the disposition of one city-owned property located at 29 West Kingsbridge Road (Block 3247, Lots 10 and p/o 2), pursuant to zoning. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.

Motion to Disapprove

LU 1260-2009 Zoning, West 33rd Street, between Eleventh and Twelfth Avenues, Manhattan (C090408MMM)

Application no C 090408 MMM. submitted by the Department of City Planning pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving a change in grade on West 33rd Street, between Eleventh and Twelfth Avenues. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1261-2009 Zoning, The Westside Rail Yards/DEP Site, Manhattan (C090422HAM)

Application no. C 090422 HAM submitted by the Department of Housing Preservation and Development (HPD) pursuant to Article 16 of the General Municipal Law of New York State for: the designation of property located at West 48th and West 49th streets, west of 10th Avenue (Block 1077, part of Lot 29), as an Urban Development Action Area; and an Urban Development Action Area Project for such area; and pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD; to facilitate the development of a mixed-use building, tentatively known as The Westside Rail Yards/DEP Site, with residential and retail space.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1262-2009 Zoning, 806 Ninth Avenue, Manhattan (C090423HAM)

Application no. C 090423 HAM submitted by the Department of Housing Preservation and Development

(HPD):1) pursuant to Article 16 of the General Municipal Law of New York State for: a. the designation of property located at 806 Ninth Avenue (Block 1044, p/o Lot 3); as an Urban Development Action Area; and an Urban Development Action Area Project for such area; and pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD; to facilitate the development of a mixed-use building, tentatively known as the Westside Rail Yard/MTA Site, with residential and commercial space.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1263-2009

**Zoning, Westside Railyard/DEP Site, Manhattan
(N090429ZRM)**

Application no. N 090429 ZRM submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX Chapter 6 (Special Clinton District), Borough of Manhattan, Community District 4.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1264-2009

**Zoning, Westside Railyards/MTA Site, Manhattan
(C090430ZMM)**

Application no. C 090430 ZMM submitted by New York City Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c: establishing within an existing R8 District a C1-5 District.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1265-2009 Zoning, RG WRY LLC, Manhattan (C090433ZMM)

Application no. C 090433 ZMM submitted by RG WRY LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8b changing from an M2-3 District to a C6-4 District.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1266-2009 Zoning, Western Rail Yard Subdistrict F, Manhattan (N090434ZRM)

Application no. N 090434 ZRM submitted by RG WRY LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 3 (Special Hudson Yards District) relating to the addition of Western Rail Yard Subdistrict F and the expansion of the Special Hudson Yards District, Community District 4, Borough of Manhattan.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1267-2009 Zoning, Special Hudson Yards District, Manhattan (C090435ZSM)

Application no. C 090435 ZSM submitted by RG WRY LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 93-052* and 13-561 of the Zoning Resolution to allow an attended accessory parking garage (North Parking Garage) with a maximum capacity of 1100 spaces on portions of the ground floor and plaza level of a proposed mixed-use development (Block 676, Lot 3), in a C6-4 District, within the Special Hudson Yards District. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of

the Charter.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1268-2009

**Zoning, Special Hudson Yards District, Manhattan
(C090436ZSM)**

Application no. C 090436 ZSM submitted by RG WRY LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 93-052* and 13-561 of the Zoning Resolution to allow an attended accessory parking garage (South Parking Garage) with a maximum capacity of 800 (Block 676, Lot 3), in a C6-4 District within the Special Hudson Yards District. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

12. General Orders Calendar

Coupled on General Order Calendar

Land Use

Res 2295-2009

**LU 1256 - Zoning, Economic Development Corporation and
Related Retail Armory, LLC, Bronx (C090236MMX)
*Disapproved***

Res 2296-2009

**LU 1257 - Zoning, Economic Development Corporation, Bronx
(C090237MMX)
*Disapproved***

Res 2297-2009 **LU 1258 - Zoning, Related Retail Armory, LLC and the
Economic Development Corporation, Bronx (C090437ZMX)**
Disapproved

Res 2298-2009 **LU 1259 - Zoning, 29 West Kingsbridge Road, Bronx
(C090438PPX)**
Disapproved

13. Supplemental Introduction & Reading of Bills
See Attached

14. Supplemental Discussion of Resolutions

15. Supplemental Resolutions
None

16. Supplemental General Discussion

17. Supplemental Extension of Remarks