

The New York City Council

*New York City Council
City Hall
New York, NY 10007*



Meeting Minutes

Monday, July 23, 2007

9:30 AM

Committee Room - City Hall

Subcommittee on Zoning and Franchises

Tony Avella, Chair

*Members: Simcha Felder, Eric N. Gioia, Robert Jackson,
Melinda R. Katz, Michael E. McMahon, Joel Rivera, Larry B. Seabrook,
Helen Sears, Kendall Stewart and Albert Vann*

Roll Call

Present, Avella, Felder, Gioia, Jackson, Katz, McMahon, Rivera, Seabrook, Sears and Stewart

Absent, Vann

Other Council Members Attending: James, Koppell, Gentile and Gennaro

LU 0401-2007

Uniform land use review application no. C 060545 ZMK, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 17a to rezone R6 district to an M1-1 district in the Borough of Brooklyn, Council Districts no. 36 and 41.

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative, 9 -

Avella, Felder, Jackson, Katz, McMahon, Rivera, Seabrook, Sears and Stewart

Absent, 1 -

Vann

LU 0498-2007

Uniform Land Use Review Procedure application no. C 070314 (A) ZMQ, pursuant to Sections 197-c and 201 of the New York City Charter and proposed for modification pursuant to Section 2-06 (c) (1) of the Uniform Land Use Review Procedure, for an amendment of the Zoning Map, Section Nos. 14d, 15a, 15b and 18c.

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was P-C Item Laid Over by Comm

LU 0499-2007

Uniform Land Use Review Procedure application no. C 070315 (A) ZRQ, 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 XI, Chapter 5 (Special Downtown Jamaica District), establishing a special district and modifying related regulations.

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was P-C Item Laid Over by Comm

LU 0500-2007

Application no. C 070316 HUQ, pursuant to Section 505 of Article 15 of the General Municipal (Urban Renewal) Law of New York State and Section 197-c of the New York City Charter for the Jamaica Gateway Urban Renewal Plan for The Jamaica Gateway Urban Renewal Area.

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was P-C Item Laid Over by Comm

LU 0501-2007

Application no. N 070317 HGQ, pursuant to Section 504 of Article 15 of the General Municipal (Urban Renewal) Law of New York State, designation of the Jamaica Gateway Urban Renewal Area as an area appropriate for urban renewal.

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was P-C Item Laid Over by Comm

LU 0502-2007

Application no. C 070322 HDQ, pursuant to Section 197-c of the New York City Charter, for the disposal of city owned property comprising sites within the Jamaica Gateway Urban Renewal Area.

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Zoning 8/20/07, Hearing Testimony - Zoning 8/20/07, Hearing Transcript - Zoning 8/21/07, Hearing Testimony - Zoning 8/21/07, Hearing Transcript - Land Use 8/21/07, Hearing Transcript - Zoning 8/22/07, Hearing Transcript - Land Use 8/22/07, Hearing Transcript - Stated Meeting 8/22/07

This Land Use Application was P-C Item Laid Over by Comm

LU 0489-2007 Uniform Land Use Review Procedure application no. C 070387 ZMK, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 22a , 22b, 22c and 22d.

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

A motion was made that this Land Use Application be P-C Item Approved by Subcommittee with Companion Resolution approved by Roll Call.

Affirmative, 9 -

Avella, Felder, Jackson, Katz, McMahon, Rivera, Seabrook, Sears and Stewart

Absent, 1 -

Vann

LU 0490-2007 Uniform Land Use Review Procedure application no. C 070430 ZMK, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 12d and 16c.

Attachments: Press Release, Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07, Hearing Transcript - Stated Meeting 7/25/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Press Release, Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07, Hearing Transcript - Stated Meeting 7/25/07

A motion was made that this Land Use Application be P-C Item Approved by Subcommittee with Modifications and Referred to CPC approved by Roll Call.

Affirmative, 9 -

Avella, Felder, Jackson, Katz, McMahon, Rivera, Seabrook, Sears and Stewart

Absent, 1 -

Vann

LU 0491-2007 **Uniform Land Use Review Procedure application no. C 070431 ZRY, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, Article 2, Chapter 3, to apply the Inclusionary Housing program to proposed R7A districts on Myrtle Avenue, Fulton Street and Atlantic Avenue.**

Attachments: Press Release, Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07, Hearing Transcript - Stated Meeting 7/25/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Press Release, Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07, Hearing Transcript - Stated Meeting 7/25/07

A motion was made that this Land Use Application be P-C Item Approved by Subcommittee with Modifications and Referred to CPC approved by Roll Call.

Affirmative, 9 -

Avella, Felder, Jackson, Katz, McMahon, Rivera, Seabrook, Sears and Stewart

Absent, 1 -

Vann

LU 0488-2007 **Uniform Land Use Review Procedure application no. C 070409 ZMX, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 2a and 2b.**

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

A motion was made that this Land Use Application be P-C Item Approved by Subcommittee with Companion Resolution approved by Roll Call.

Affirmative, 9 -

Avella, Felder, Jackson, Katz, McMahon, Rivera, Seabrook, Sears and Stewart

Absent, 1 -

Vann

LU 0481-2007 **Application no. 20065236 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Hill Country, New York LLC to establish, maintain and operate an unenclosed sidewalk café located at 30 West 26th Street, Borough of Manhattan, Council District no. 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Transcript - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07, Hearing Testimony - Zoning 7/23/07 (Cont), Hearing Transcript - Land Use 7/24/07, Hearing Testimony - Land Use 7/24/07

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative, 9 -

Avella, Felder, Jackson, Katz, McMahon, Rivera, Seabrook, Sears and Stewart

Absent, 1 -

Vann