

The New York City Council

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



Meeting Minutes

Thursday, March 19, 2009

10:00 AM

Committee Room - City Hall

Committee on Land Use

Melinda R. Katz, Chair

*Members: Maria Del Carmen Arroyo, Tony Avella, Maria Baez, Charles Barron,
Leroy G. Comrie, Inez E. Dickens, Simcha Felder, Daniel R. Garodnick, Eric N. Gioia,
Sara M. Gonzalez, Vincent M. Ignizio, Robert Jackson, Jessica S. Lappin, John C. Liu,
Miguel Martinez, Rosie Mendez, Annabel Palma, Joel Rivera, Larry B. Seabrook,
Helen Sears, Albert Vann and James Oddo*

Roll Call

Present,

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent,

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1029-2009

Application no. 20095156 SCK, a proposed site for a new, approximately 1200 seat intermediate/high school facility to be located on the block bounded by flatlands avenue, Elton Street, Linwood Street and Vandalia Street (Block 4449, Lot 1 in part) in Council District No. 42, Borough of Brooklyn. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Attachments: Hearing Testimony - Landmarks 3/18/09, Hearing Transcript - Landmarks 3/18/09, Hearing Transcript - Land Use 3/19/09

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

Attachments: Hearing Testimony - Landmarks 3/18/09, Hearing Transcript - Landmarks 3/18/09, Hearing Transcript - Land Use 3/19/09

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

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1030-2009

Application no. 20095203 SCK, a proposed site for a new approximately 475 seat primary school facility (P.S. 264, Brooklyn) to be located on the block bounded by 4th Avenue. 88th Street and 89th Street and 3rd Avenue (Block 6062, Lots 31, 40, 41, 45 and 48) in Council District no. 43, Borough of Brooklyn. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Attachments: Hearing Testimony - Landmarks 3/18/09, Hearing Transcript - Landmarks 3/18/09, Hearing Transcript - Land Use 3/19/09

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

Attachments: Hearing Testimony - Landmarks 3/18/09, Hearing Transcript - Landmarks 3/18/09, Hearing Transcript - Land Use 3/19/09

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

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 0930-2008 Uniform land use review procedure application no. C 090071 HAM, an Urban Development Action Area Designation and Project, located at 567 West 183rd Street, and the disposition of such property, Borough Manhattan, Council District no. 10. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.

Attachments: Hearing Testimony - Planning 3/18/09, Hearing Transcript - Planning 3/18/09, Hearing Transcript - Land Use 3/19/09

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - Planning 3/18/09, Hearing Transcript - Planning 3/18/09, Hearing Transcript - Land Use 3/19/09

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1014-2009 Application no. 20085633 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Dynamic Music Corp. d.b.a. Olive Tree Café to continue to maintain and operate an unenclosed sidewalk café located at 117 Macdougall 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 Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1017-2009

Uniform land use review procedure application no. C 090153 PPX, pursuant to §197-c and §197-d of the New York City Charter concerning disposition of city-owned property, located Block 2539, Lots 29, 175, 191, 193, 504 and p/o 32, Borough of the Bronx, Council District no. 17. 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.

Attachments: Hearing Transcript - Planning 3/18/09, Hearing Testimony - Planning 3/18/09, Hearing Transcript - Land Use 3/19/09

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Transcript - Planning 3/18/09, Hearing Testimony - Planning 3/18/09, Hearing Transcript - Land Use 3/19/09

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1018-2009

Application no. C 080014 MMX submitted by the New York City Economic Development Corporation (EDC) and Kingsbridge 230th LLC, pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 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.

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1019-2009

Application no. C 090146 ZMX, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 1d., eliminating within an R6 District a C2-3 District and changing from an R6 District to a C4-4 District.

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1020-2009

Application no. C 090147 PPX, pursuant to §197-c of the Charter of the City of New York concerning a disposition of one city-owned property located on Block 3266, Lot 13. 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.

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09, Hearing Transcript - Land Use 3/19/09

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo

LU 1021-2009 **Application no. C 090112 ZMQ, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section Nos. 9d, 10a, 10b.**

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09,
Hearing Transcript - Land Use 3/19/09

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - Zoning 3/18/09, Hearing Transcript - Zoning 3/18/09,
Hearing Transcript - Land Use 3/19/09

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 18 -

Katz, Arroyo, Avella, Baez, Comrie Jr., Dickens, Felder, Garodnick, Ignizio, Jackson, Lappin, Liu, Martinez, Palma, Rivera, Seabrook, Sears and Vann

Absent, 5 -

Barron, Gioia, Gonzalez, Mendez and Oddo