

The New York City Council

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



Meeting Minutes

Monday, October 6, 2008

9:30 AM

Continuation of October 2, 2008 Recessed Meeting

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 and Albert Vann*

Roll Call

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

Other Council Members Attending: Lappin, Baez, Dickens, Arroyo and Garodnick

LU 0819-2008

Application no. C 060333 ZSM submitted by Hospital for Special Surgery pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-682 and Section 25-70 of the Zoning Resolution to allow the development of a 12-story hospital building and to permit the modification of the loading berth requirements. 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 - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Testimony - Zoning 10/6/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Testimony - Zoning 10/6/08

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

Affirmative, 9 -

Avella, Felder, Gioia, Jackson, Katz, Rivera, Seabrook, Sears and Vann

LU 0841-2008

Application, no. C 060440 MMM submitted by the Hospital for Special Surgery, 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.

Attachments: Hearing Testimony - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Testimony - Zoning 10/6/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Testimony - Zoning 10/6/08

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

Affirmative, 9 -

Avella, Felder, Gioia, Jackson, Katz, Rivera, Seabrook, Sears and Vann

LU 0842-2008

Application no. C 070171 ZSM submitted by Hospital for Special Surgery pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-682 of the Zoning Resolution to allow the enlargement of an existing hospital and to permit the modification of the lot coverage requirements of Section 24-11 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 - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Testimony - Zoning 10/6/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Testimony - Zoning 10/6/08

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

Affirmative, 9 -

Avella, Felder, Gioia, Jackson, Katz, Rivera, Seabrook, Sears and Vann

LU 0843-2008

Application no. N 070145 ZRM submitted by the Hospital for Special Surgery pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article VII, Chapter 4 (Special Permits by the City Planning Commission).

Attachments: Hearing Testimony - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Testimony - Zoning 10/6/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - 9/16/08, Hearing Transcript - Zoning 9/16/08, Hearing Transcript - Zoning 9/17/08, Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Testimony - Zoning 10/6/08

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

Affirmative, 9 -

Avella, Felder, Gioia, Jackson, Katz, Rivera, Seabrook, Sears and Vann

LU 0880-2008

Application no. N 080425 ZRQ submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for amendment of the Zoning Resolution of the City of New York relating to Article I, Chapters 1, 2, 3, 4, 5 and Article X, Chapter 8 to establish the Special St. George District.

Attachments: Hearing Testimony - Zoning 10/02/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Zoning 10/16/08, Hearing Testimony - Zoning 10/16/08, Hearing Transcript - Zoning 10/20/08, Hearing Transcript - Land Use 10/20/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - Zoning 10/02/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Zoning 10/16/08, Hearing Testimony - Zoning 10/16/08, Hearing Transcript - Zoning 10/20/08, Hearing Transcript - Land Use 10/20/08

This Land Use Application was Laid Over by Subcommittee

LU 0881-2008

Application no. C 080426 ZMR submitted by the 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. 21c.

Attachments: Hearing Transcript - Zoning 10/2/08, Hearing Testimony - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Testimony - Zoning 10/16/08, Hearing Transcript - Zoning 10/16/08, Hearing Transcript - Zoning 10/20/08, Hearing Transcript - Land Use 10/20/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Transcript - Zoning 10/2/08, Hearing Testimony - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Testimony - Zoning 10/16/08, Hearing Transcript - Zoning 10/16/08, Hearing Transcript - Zoning 10/20/08, Hearing Transcript - Land Use 10/20/08

This Land Use Application was Laid Over by Subcommittee

LU 0882-2008 **Application no. N 080428 ZRQ submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for amendments to the Zoning Resolution of the City of New York concerning Article XI, Chapter 7, (Special long Island City mixed Use District), relating to the addition of the Dutch Kills Subdistrict and expansion of the Special Long Island City Mixed-Use District.**

Attachments: Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, OctoHearing Transcript - Stated Meeting 10/7/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, OctoHearing Transcript - Stated Meeting 10/7/08

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

Affirmative, 9 -

Avella, Felder, Gioia, Jackson, Katz, Rivera, Seabrook, Sears and Vann

LU 0883-2008 **Application no. C 080429 ZMQ submitted by the 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. 9b.**

Attachments: Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Transcript - Stated Meeting 10/7/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08, Hearing Transcript - Stated Meeting 10/7/08

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

Affirmative, 9 -

Avella, Felder, Gioia, Jackson, Katz, Rivera, Seabrook, Sears and Vann

LU 0893-2008 **Application no. 20085712 TCQ, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Delano Café Corp., to establish, maintain and operate an unenclosed sidewalk café located at 29-02A Francis Lewis Boulevard, Borough of Queens, Council District no. 19. 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 - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08

This Land Use Application was Hearing Held by Committee

Attachments: Hearing Testimony - 10/2/08, Hearing Transcript - Zoning 10/2/08, Hearing Transcript - Zoning 10/6/08, Hearing Transcript - Land Use 10/6/08

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

Affirmative, 9 -

Avella, Felder, Gioia, Jackson, Katz, Rivera, Seabrook, Sears and Vann