

Speakers
office



CITY COUNCIL
LAND USE DIVISION

NOV. 13
1:47 PM

CITY PLANNING COMMISSION NOV 13 P 3:20
CITY OF NEW YORK

OFFICE OF THE CHAIR

November 13, 2019

City Council
City Hall
New York, NY 10007

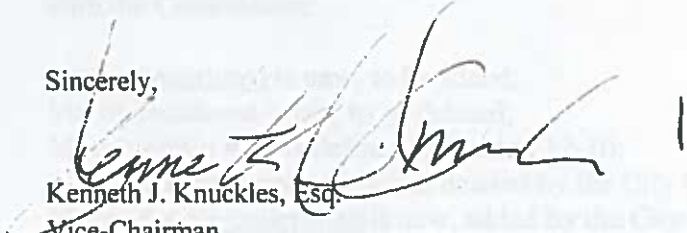
Re: East Side Coastal Resiliency (ESCR)
ULURP No. N 190356 ZRM
Borough of Manhattan

Honorable Members of the Council:

The City Planning Commission (the "Commission") has received the attached correspondence, dated November 12, 2019, from the City Council regarding the proposed modifications to the above-referenced application submitted by the New York City Department of Transportation, and co-applicants, for a zoning text amendment modifying the regulations of Article VI, Chapter 2 for zoning lots that include parks located in a marginal street, wharf, or place in an M1-1 District in Manhattan Community District 6 along the East River generally between Avenue C and East 23rd Street.

In accordance with Section 197-d(d) of the New York City Charter, the Commission, on November 13, 2019, has determined that the City Council's proposed modifications raise no land use or environmental issues requiring further review.

Sincerely,


Kenneth J. Knuckles, Esq.
Vice-Chairman

c: E. Hsu-Chen D. DeCerbo S. Amron B. Tuttle
A. Laremont J. Merani J. Gaylard M. Pietrus

Marisa Lago, Chair
City Planning Commission
120 Broadway - 31st Floor, New York, N.Y. 10271
(212) 720-3200 FAX (212) 720-3303
www.nyc.gov/planning



THE COUNCIL
THE CITY OF NEW YORK
LAND USE DIVISION
250 BROADWAY - ROOM 1602
NEW YORK NEW YORK 10007

RAJU MANN
DIRECTOR

TEL.: 212-788-7335
RMANN@COUNCIL.NYC.GOV

November 12, 2019

Honorable Marisa Lago, Chair
City Planning Commission
120 Broadway, 31st Floor
New York, NY 10271

Re: Application No.: N 190356 ZRM (L.U. No. 549)
Related Application No.: C 190357 PQM (L.U. No. 548)

East Side Coastal Resiliency

Dear Chair Lago:

On November 12, 2019 the Land Use Committee of the City Council, by a vote of 15-0-1 for Application **N 190356 ZRM**, recommended modifications of the City Planning Commission’s decision in the above-referenced matter.

Pursuant to Section 197-d(d) of the City Charter I hereby file the proposed modifications with the Commission:

- Matter underlined is new, to be added;
 - Matter ~~struck out~~ is old, to be deleted;
 - Matter within # # is defined in Section 12-10;
 - Matter ~~double struck out~~ is old, deleted by the City Council;
 - Matter double-underlined is new, added by the City Council
- * * * indicates where unchanged text appears in the Zoning Resolution.

ARTICLE VI - SPECIAL REGULATIONS APPLICABLE TO CERTAIN AREAS

Chapter 2 - Special Regulations Applying in the Waterfront Area

* * *

62-59
Special Regulations for Zoning Lots That Include Parks

* * *

(c) In order to implement a portion of the East Side Coastal Resiliency Project described in the Final Environmental Impact Statement (FEIS) dated September 13, 2019, located in a marginal street, wharf or place used as a park, in an M1-1 District located in Manhattan Community District 6, for #zoning lots predominantly developed# as a park, the requirements of Section 62-50 (GENERAL REQUIREMENTS FOR VISUAL CORRIDORS AND WATERFRONT PUBLIC ACCESS AREAS), inclusive, and Section 62-60 (DESIGN REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS), inclusive, shall be deemed satisfied, and the certification pursuant to Section 62-811 (Waterfront public access and visual corridors) shall not be required, provided that:

- (1) the park will be open and accessible to the public at a minimum from dawn to dusk, except when hazardous conditions are present that would affect public safety; and
- (2) a maintenance and operation agreement providing for the maintenance and operation of the park in good condition is entered into with the City of New York, except that no such maintenance and operation agreement shall be required for a park developed and maintained by the State or the City of New York, any subdivision or agency of the State or the City, or any public authority or other entity created pursuant to State or local statute for the purpose of operating such a park.

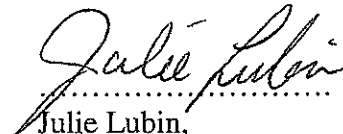
No excavation or building permit shall be issued within such #zoning lot predominantly developed# as a park, for the portion of the East Side Coastal Resiliency Project implemented pursuant to this paragraph (c), until all applicable Federal, State and local permits and approvals have been received, including, without limitation, permits and approvals of the New York State Department of Environmental Conservation.

* * *

Honorable Marisa Lago, Chair
Application No.: N 190356 ZRM (L.U. No. 549)
November 12, 2019
Page 3 of 3

Please feel free to contact me at (212) 482-5185 if you or your staff have any questions in this regard.

Sincerely,


.....
Julie Lubin,
General Counsel

JL:mcs

RECEIVED BY: Paul Hara

DATE: Nov. 12 2019

TIME: 3:00PM

C: Members, City Planning Commission
Raju Mann, Director, Land Use Division
Amy Levitan, Deputy Director
Jeff Campagna, Deputy General Counsel
Angelina Martinez-Rubio, Deputy General Counsel
Arthur Huh, Assistant General Counsel
Chelsea Kelley, Project Manager
Susan Amron, Esq., DCP
Danielle J. DeCerbo, DCP
File