The New York City Council

City Hall New York, NY 10007



Meeting Minutes

Tuesday, March 3, 2020

11:00 AM

250 Broadway - Committee Rm, 16th Fl.

Committee on Land Use

Rafael Salamanca, Jr., Chair Members: Adrienne E. Adams, Diana Ayala, Inez D. Barron, Chaim M. Deutsch, Ruben Diaz, Sr., Vanessa L. Gibson, Barry S. Grodenchik, Peter A. Koo, Rory I. Lancman, Stephen T. Levin, I. Daneek Miller, Francisco P. Moya, Antonio Reynoso, Donovan J. Richards, Carlina Rivera and Mark Treyger

Roll Call	
	Present: Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
	Absent: Lancman and Levin
	Conflict: Barron
	Medical: Adams
LU 0616-2020	Application No. 20205258 HAM (272 East 7th Street – UDAAP/Article XI) submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law and Section 577 of Article XI of the Private Housing Finance Law for approval of an urban development action area project, waiver of the area designation requirement, waiver of the requirements of Sections 197-c and 197-d of the New York City Charter, and approval of a real property tax exemption for property located at 272 East 7th Street (Block 376, Lot 28), Borough of Manhattan, Council District 2.Community District 3.
	Attachments: February 11, 2020 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Hearing Transcript - Landmarks 2-12-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Landmarks 2-12-20, Hearing Transcript - Landmarks 2-26-20, Hearing Transcript - Land Use 3-3-20
	This Land Use Application was Hearing Held by Committee
	Attachments: February 11, 2020 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Hearing Transcript - Landmarks 2-12-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Landmarks 2-12-20, Hearing Transcript - Landmarks 2-26-20, Hearing Transcript - Land Use 3-3-20
A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.	
A	ffirmative: 13 - Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
	Absent: 2 - Lancman and Levin

Conflict: 1 - Barron Medical: 1 - Adams

LU 0617-2020 Application No 20205278 HHR (NYC Health & Hospitals/Sea View Campus) submitted by the New York City Health and Hospitals Corporation, pursuant to Section 7385(6) of the Health and Hospitals Corporation Enabling Act, for approval to lease a parcel of land and building on the campus of NYC Health and Hospitals/Sea View to Camelot of Staten Island, Inc. for the operation of a residential Substance Use Disorder program, Borough of Staten Island, Council District 50, Community District 2.

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This Land Use Application was Hearing Held by Committee

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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0618-2020 Application No. 20195575 HIM (N 200223 HIM) the designation by the Landmarks Preservation Commission of the 47 West 28th Street Building, Tin Pan Alley located at 47 West 28th Street (Tax Map Block 830, Lot 11), as an historic landmark (DL-516/LP-2626), submitted pursuant to Section 3020 of the New York City Charter and Section 25-303 of the Administrative Code of the City of New York, Borough of Manhattan, Council District 3, Community District 5.
 - Attachments:February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use
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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0619-2020 Application No. 20195576 HIM (N 200224 HIM) the designation by the Landmarks Preservation Commission of the 49 West 28th Street Building, Tin Pan Alley located at 49 West 28th Street (Tax Map Block 830, Lot 10), as an historic landmark (DL-516/LP-2627), submitted pursuant to Section 3020 of the New York City Charter and Section 25-303 of the Administrative Code of the City of New York, Borough of Manhattan, Council District 3, Community District 5.
 - Attachments:February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use
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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0620-2020 Application No. 20195577 HIM (N 200225 HIM) the designation by the Landmarks Preservation Commission of the 51 West 28th Street Building, Tin Pan Alley located at 51 West 28th Street (Tax Map Block 830, Lot 9), as an historic landmark (DL-516/LP-2628), submitted pursuant to Section 3020 of the New York City Charter and Section 25-303 of the Administrative Code of the City of New York, Borough of Manhattan, Council District 3, Community District 5.
 - Attachments:February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use
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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0621-2020 Application No. 20195578 HIM (N 200226 HIM) the designation by the Landmarks Preservation Commission of the 53 West 28th Street Building, Tin Pan Alley located at 53 West 28th Street (Tax Map Block 830, Lot 8), as an historic landmark (DL-516/LP-2629), submitted pursuant to Section 3020 of the New York City Charter and Section 25-303 of the Administrative Code of the City of New York, Borough of Manhattan, Council District 3, Community District 5.
 - Attachments:February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use
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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0622-2020 Application No. 20195579 HIM (N 200227 HIM) the proposed designation by the Landmarks Preservation Commission of the 55 West 28th Street Building, Tin Pan Alley located at 55 West 28th Street (Tax Map Block 830, Lot 7), as an historic landmark (DL-516/LP-2630), submitted pursuant to Section 3020 of the New York City Charter and Section 25-303 of the Administrative Code of the City of New York, Borough of Manhattan, Council District 3, Community District 5.
 - Attachments: February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Hearing Transcript - Landmarks 2-12-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar - Week of February 24, 2020 -February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony -Landmarks 2-12-20, Hearing Transcript - Landmarks 2-26-20, Hearing Transcript - Land Use 3-3-20

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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0623-2020 Application No. 20205522 HIX (N 200236 HIX) the Landmarks Preservation Commission's proposed Rescission of the Landmark Designation of Public School 31 located at 425 Grand Concourse (Tax Map Block 2346, Lot 1) (DL-516/LP-1435A), submitted pursuant to Section 3020 of the New York City Charter and Section 25-303 of the Administrative Code of the City of New York, Borough of the Bronx, Council District 17, Community District 1.
 - Attachments:February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use
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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0627-2020 Application No. C 190172 ZMK (271 Sea Breeze Avenue) submitted by 271 Sea Breeze Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 28d, by establishing within an existing R6 District a C2-4 District, on property bounded by West Brighton Avenue, West 2nd Street, Sea Breeze Avenue and West 5th Street (Block 7280, Lots 89, 92, 95, 110, and 188), Borough of Brooklyn, Council District 48, Community District 13.
 - <u>Attachments:</u> February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use Calendar Week of February 10, 2020 February 14, 2020, Hearing Transcript Stated Meeting 2-11-20, Land Use Calendar Week of February 24, 2020 February 28, 2020, REVISED Land Use Calendar Week of February 24, 2020 February 28, 2020, FINAL REVISED Land Use Calendar Week of February 24, 2020 February 24, 2020 February 28, 2020, FINAL REVISED Land Use Calendar Week of February 24, 2020 February 28, 2020, FINAL REVISED Land Use Calendar Week of February 24, 2020 February 28, 2020, REVISED Land Use Calendar Week of February 24, 2020 February 28, 2020, Hearing Transcript Zoning 2-12-20, Land Use Calendar March 3, 2020, REVISED Land Use Calendar March 3, 2020, Hearing Testimony Zoning 2-26-20, Hearing Transcript Zoning 2-26-20, Hearing Transcript Land Use 3-3-20

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

- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0630-2020 Application No. C 190295 ZMK (8118 13th Avenue Rezoning) submitted by Stars and Stripes Holding Co. Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22b, by establishing within an existing R5B District a C1-3 District, for property located at 8118, 8120, and 8124 13th Avenue (Block 6291, Lots 43, 45, and 47), Borough of Brooklyn, Council District 43, Community District 10.
 - Attachments: February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar -Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Hearing Transcript - Zoning 2-12-20, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Zoning 2-12-20, Hearing Testimony - Zoning 2-26-20, Hearing Transcript - Zoning 2-26-20, Hearing Transcript - Land Use 3-3-20

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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0631-2020 Application No. N 190352 ZRQ (Queens Boulevard MIH Text Amendment) submitted by 64-11 QB Owner LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area for property located at Block 1341, Lot 77, and Block 2446, Lots 1, 4, 30, 31, 36 and 41, Borough of Queens, Council Districts 26 and 30, Community District 2.
 - Attachments: February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar -Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Hearing Transcript - Zoning 2-12-20, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Zoning 2-12-20, Hearing Testimony - Zoning 2-26-20, Hearing Transcript - Zoning 2-26-20, Hearing Transcript - Land Use 3-3-20

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

- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

LU 0632-2020 Application No. C 200050 ZSM (Lenox Terrace) submitted by Lenox Terrace Development Associates pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and 35-60 (Modification of Height and Setback Regulations), and the distance between buildings requirements of Section 23-711 (Standard minimum distance between buildings), in connection with a proposed mixed use development, within a large scale general development, on property generally bounded by West 135th Street, Fifth Avenue, West 132nd Street, and Lenox Avenue-Malcolm X. Boulevard (Block 1730, Lots 1, 7, 9, 25, 33, 36, 40, 45, 50, 52, 64, 68, and 75), in a proposed C6-2 District, Borough of Manhattan, Council District 9, Community District 10

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This Land Use Application was Hearing Held by Committee

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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

- LU 0633-2020 Application No. N 200051 ZRM (Lenox Terrace) submitted by Lenox Terrace Development Associates, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, for property located within a large scale general development, on property generally bounded by West 135th Street, Fifth Avenue, West 132nd Street, and Lenox Avenue-Malcolm X. Boulevard, Borough of Manhattan, Council District 9, Community District 10.
 - Attachments: February 11, 2020 Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar -Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Hearing Transcript - Zoning 2-12-20, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Zoning 2-12-20, Hearing Testimony - Zoning 2-26-20, Hearing Transcript - Zoning 2-26-20, Hearing Transcript - Land Use 3-3-20

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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

LU 0634-2020 Application No C 200052 ZMM (Lenox Terrace) submitted by Lenox Terrace Development Associates pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6a, eliminating from an existing R7-2 District a C1-4 District and changing from an R7-2 District to a C6-2 District, on property generally bounded by West 135th Street, Fifth Avenue, West 132nd Street, and Lenox Avenue-Malcolm X. Boulevard, Borough of Manhattan, Council District 9, Community District 10.

> Attachments: February 11, 2020 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar -Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Hearing Transcript - Zoning 2-12-20, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Zoning 2-12-20, Hearing Testimony - Zoning 2-26-20, Hearing Transcript - Zoning 2-26-20, Hearing Transcript - Land Use 3-3-20

This Land Use Application was Hearing Held by Committee

Attachments: February 11, 2020 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar -Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Hearing Transcript - Zoning 2-12-20, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Zoning 2-12-20, Hearing Testimony - Zoning 2-26-20, Hearing Transcript - Zoning 2-26-20, Hearing Transcript - Land Use 3-3-20

- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

LU 0635-2020 Application No. C 200054 ZSM (Lenox Terrace) submitted by Lenox Terrace Development Associates pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-533 of the Zoning Resolution to waive the required number of accessory off-street parking spaces for dwelling units in a development within a Transit Zone, that includes at least 20 percent of all dwelling units as income-restricted housing units, in connection with a proposed mixed-use development, within a large scale general development, on property generally bounded by West 135th Street, Fifth Avenue, West 132nd Street, and Lenox Avenue-Malcolm X. Boulevard (Block 1730, Lots 1, 7, 9, 25, 33, 36, 40, 45, 50, 52, 64, 68, and 75), in a proposed C6-2 District. Borough of Manhattan, Council District 9, Community District 10.

> Attachments: February 11, 2020 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar -Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Hearing Transcript - Zoning 2-12-20, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Zoning 2-12-20, Hearing Testimony - Zoning 2-26-20, Hearing Transcript - Zoning 2-26-20, Hearing Transcript - Land Use 3-3-20

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Attachments: February 11, 2020 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of February 10, 2020 - February 14, 2020, Hearing Transcript - Stated Meeting 2-11-20, Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar -Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, Hearing Transcript - Zoning 2-12-20, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Zoning 2-12-20, Hearing Testimony - Zoning 2-26-20, Hearing Transcript - Zoning 2-26-20, Hearing Transcript - Land Use 3-3-20

- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams

LU 0640-2020 Application No. 20205357 HAM (Cooper Square MHA-Phase 1.GHPP.FY20) submitted by the Department of Housing Preservation and Development pursuant to Article XI of the Private Housing Finance Law for approval of an amendment to a previously approved Resolution No. 819 (Prior Resolution) on March 28, 2019 located at Block 426, Lot 22, Block 445, Lot 42; Block 459, Lots 14, 15, 16, 36, 37, 38, 39, 43, and 45; and Block 460, Lots 35, 48, 49, 50, 51, 52, 53, 54, 55, and 59, Borough of Manhattan, Council Districts 1 and 2, Community District 3.

> Attachments: Land Use Calendar - Week of February 24, 2020 - February 28, 2020, REVISED - Land Use Calendar - Week of February 24, 2020 - February 28, 2020, FINAL REVISED - Land Use Calendar - Week of February 24, 2020 -February 28, 2020, February 27, 2020 - Stated Meeting Agenda with Links to Files, Land Use Calendar - March 3, 2020, REVISED - Land Use Calendar - March 3, 2020, Hearing Testimony - Landmarks 2-26-20, Hearing Transcript - Landmarks 2-26-20, Hearing Transcript - Stated Meeting 2-27-20, Hearing Transcript - Land Use 3-3-20

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- Affirmative: 13 Salamanca Jr., Ayala, Deutsch, Diaz Sr., Gibson, Grodenchik, Koo, Miller, Moya, Reynoso, Richards, Rivera and Treyger
 - Absent: 2 Lancman and Levin
 - Conflict: 1 Barron
 - Medical: 1 Adams