



Legislation Details (With Text)

File #: Res 1973-2009 **Version:** * **Name:** LU 1065 - Brighton Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the modification of Restrictive Declaration D – 131 and its subsequent amendments. (M910478(E)ZMK)

Type: Resolution **Status:** Adopted

In control: Committee on Land Use

On agenda: 5/6/2009

Enactment date: **Enactment #:**

Title: Resolution approving the decision of the City Planning Commission on ULURP No. M 910478 (E) ZMK, for the modification of Restrictive Declaration D-131 and its subsequent amendments, pursuant to Section 2b of that Restrictive Declaration (1998 Declaration) which was previously approved as part of an application for a modification of Restrictive Declaration D-131 (C 910478(A) ZMK), and originally approved as part of an application for a Zoning Map Amendment (C 910478 ZMK) for a residential development on property generally bounded by Brighton Beach Avenue, Seacoast Terrace, a park and Coney Island Avenue (Block 8720, part of Lot 14), in an R7-1 District (L.U. No. 1065).

Sponsors: Melinda R. Katz, Tony Avella

Indexes:

Attachments: 1. Press Release, 2. Committee Report, 3. Hearing Transcript - Stated Meeting 5/6/09

| Date | Ver. | Action By | Action | Result |
|----------|------|-----------------------|-----------------------|--------|
| 5/4/2009 | * | Committee on Land Use | Approved by Committee | |
| 5/6/2009 | * | City Council | Approved, by Council | Pass |

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1973

Resolution approving the decision of the City Planning Commission on ULURP No. M 910478 (E) ZMK, for the modification of Restrictive Declaration D-131 and its subsequent amendments, pursuant to Section 2b of that Restrictive Declaration (1998 Declaration) which was previously approved as part of an application for a modification of Restrictive Declaration D-131 (C 910478(A) ZMK), and originally approved as part of an application for a Zoning Map Amendment (C 910478 ZMK) for a residential development on property generally bounded by Brighton Beach Avenue, Seacoast Terrace, a park and Coney Island Avenue (Block 8720, part of Lot 14), in an R7-1 District (L.U. No. 1065).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on April 3, 2009 its decision dated April 1, 2009 (the "Decision"), on the application submitted by Brighton Development, LLC **for the modification of Restrictive Declaration D -131 and its subsequent amendments**, pursuant to Section 2b of that Restrictive Declaration (1998 Declaration) which was previously approved as part of an application for a modification of Restrictive Declaration D-131 (C 910478(A) ZMK), and originally approved as part of an application for a Zoning Map Amendment (C 910478 ZMK) for a residential development on property generally bounded by Brighton Beach Avenue, Seacoast Terrace, a park and Coney Island Avenue (Block 8720,

part of Lot 14), in an R7-1 District (ULURP No. M 910478 (E) ZMK), Community District 13, Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to ULURP Application Number C 090179 ZMK (L.U. No. 1064), a Zoning Map amendment;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, the subject application is a request by Brighton Development, LLC, to modify Restrictive Declaration D-131 as it relates to the subject property so as to permit the construction of a residential development;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on April 30, 2009;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues (CEQR No. M 89-299K) as follows:

A Notice of Minor Modification was issued on November 14, 2008, which concluded that the action represents a minor modification and does not alter the conclusions of the earlier review. Therefore, the Notice of Completion of the FEIS issued on July 10, 1992 and the subsequent technical memorandums in 1998, 2002, or 2005 remain valid.

RESOLVED:

The Council finds that the action described herein will have no significant effect on the environment.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, the Council approves the decision.

Adopted.

Office of the City Clerk, }
The City of New York, } ss.:

I hereby certify that the foregoing is a true copy of a Resolution passed by The Council of The City of New York on May 6, 2009, on file in this office.

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City Clerk, Clerk of The Council