



Legislation Details (With Text)

**File #:** Res 0846-2005      **Version:** \*      **Name:** LU 378 - ULURP, BJ's at Brush Ave., Bronx (20040123ZSX)  
**Type:** Resolution      **Status:** Filed  
**In control:** Committee on Land Use

**On agenda:** 2/16/2005

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**Title:** Resolution disapproving the decision of the City Planning Commission on ULURP No. C 040123 ZSX (L.U. No. 378), grant of a special permit pursuant to Section 74-922 of the Zoning Resolution to allow a large retail establishment with no limitation on floor area in an M1-1 District.

**Sponsors:** Melinda R. Katz, Tony Avella

**Indexes:**

**Attachments:** 1. Committee Report, 2. Hearing Transcript - Stated Meeting 2/16/05

Date	Ver.	Action By	Action	Result
2/10/2005	*	Committee on Land Use	Disapproved by Committee	
2/16/2005	*	City Council	Filed by Council	Pass

**THE COUNCIL OF THE CITY OF NEW YORK  
RESOLUTION NO. 846**

**Resolution disapproving the decision of the City Planning Commission on ULURP No. C 040123 ZSX (L.U. No. 378), grant of a special permit pursuant to Section 74-922 of the Zoning Resolution to allow a large retail establishment with no limitation on floor area in an M1-1 District.**

**By Council Members Katz and Avella**

WHEREAS, the City Planning Commission filed with the Council on January 4, 2005 its decision dated December 22, 2004 (the "Decision") on the application submitted by Related Retail Bruckner, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-922 of the Zoning Resolution to allow a large retail establishment (Use Group 6 and 10A) with no limitation on floor area in a proposed one-story commercial building located at 900 Brush Avenue (Block 5542/Lots 41, 70, 130, 149 and 151), in an M1-1 District, Community District 10, Borough of the Bronx (ULURP No. C 040123 ZSX) (the "Application");

WHEREAS, the Application is related to ULURP Application Number C 000189 ZMX (L.U. No. 377), amendment to the Zoning Map, Section Nos. 4b and 7a;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-922 of the Zoning Resolution;

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

WHEREAS, upon due notice, the Council held a public hearing on January 27, 2005 on the Decision and Application;

WHEREAS, the Council has considered the relevant environmental issues and the Conditional Negative Declaration, issued on November 15, 2004 (CEQR No. 00DCP027X); and

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

Application;

WHEREAS, on February 16, 2005 the applicant withdrew the application pursuant to the ULURP Rules;

RESOLVED:

The Council votes to file the application pursuant to withdrawal.

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 February 16, 2005, on file in this office.

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City Clerk, Clerk of The Council