



## Legislation Text

**File #:** Res 2135-2009, **Version:** \*

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 2135

Resolution approving the decision of the City Planning Commission on ULURP No. C 090275 PQK (L.U. No. 1139), for the acquisition of property located at West 19<sup>th</sup> Street and Surf Avenue (Block 7060, Lots 19, 20, and 31), Borough of Brooklyn.

By Council Member Katz

WHEREAS, the City Planning Commission filed with the Council on June 18, 2009 its decision dated June 17, 2009 (the "Decision") on the application submitted pursuant to Section 197-c of the New York City Charter by the Department of Housing Preservation and Development, for property located at West 19<sup>th</sup> Street and Surf Avenue (Block 7060, Lots 19, 20, and 31), Community District 13, Borough of Brooklyn (the "Site"), (ULURP No. C 090275 PQK) (the "Application");

WHEREAS, the Application is related to ULURP Applications Numbers C 090272 ZMK (L.U. No. 1136), an amendment to the Zoning Map, Section Nos. 28d, to rezone C7 and R6 districts to R7A, R7X and R7D districts with C2-4 overlays within the proposed Special Coney Island District and to rezone C7 district to R5 outside of the Special Coney Island District; N 090273 (A) ZRK (L.U. No. 1137), a zoning text amendment to create the Special Coney Island District; C 090274 POK (L.U. No. 1138), an acquisition of property located within the Coney East subdistrict; C 090276 HAK (L.U. No. 1140), an urban development action area project designation, project approval and disposition of city-owned property located between West 19th Street and West 20th Street and between Surf Avenue and Mermaid Avenue; C 090277 PPK (L.U. No. 1141), a disposition of city-owned property within the Coney East subdistrict; and C 090107 MMK (L.U. No. 1142), an amendment of the City Map to eliminate and establish parkland, to eliminate, discontinue and close, establish and extend certain streets and to modify the grades of existing streets;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on July 1, 2009;

WHEREAS, the Council has considered the relevant environmental issues; the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on June 5, 2009 with respect to this application (CEQR No. 08DME007K) and the Technical Memoranda, dated June 15, 2009, in which the City Planning Commission finds that the requirements of the New York State Environmental Quality Review Act and Regulations have been met, and July 22, 2009 in which it was found that the Council modifications would not result in any new significant adverse environmental impacts not already identified in the FEIS;

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

**RESOLVED:**

Having considered the FEIS and the Technical Memoranda, with respect to the Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the action, together with the modifications thereto adopted herein, and as described in the Technical Memoranda, dated June 15, 2009 and July 22, 2009 is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable;

(3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, those mitigative measures that were identified as practicable; and

(4) The Decision, the FEIS and the Technical Memoranda dated June 15, 2009 and July 22, 2009, constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Section 197-d of the City Charter and on the basis of the Application and Decision, 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 July 29, 2009, on file in this office.

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City Clerk, Clerk of The Council