



Legislation Text

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File #: Res 0233-2004, Version: \*

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Res. No. 233

Resolution approving the filing of an application for an amendment to the text of the Zoning Resolution by the Land Use Committee of the Council pursuant to Sections 200 and 201 of the Charter.

By Council Members Koppell, Gerson, Fidler, Quinn and Vallone

**Whereas**, Section 201(a) of the Charter authorizes the Land Use Committee of the Council, by a two-thirds vote, to approve the filing of an application for a zoning text amendment with the City Planning Commission; and

**Whereas**, such application will undergo such environmental review and land use review as is required by the Charter and relevant statutes; and

**Whereas**, the Land Use Committee of the Council has considered the land use and other policy issues associated with the attached proposed text amendment; now, therefore, be it

**Resolved:** The Land Use Committee of the Council hereby approves for filing with the City Planning Commission the attached proposed amendment to Article VII, Section 74-32 of the Zoning Resolution of the City of New York.

ARTICLE VII: ADMINISTRATION

74-32

MORATORIA

In all districts the City Planning Commission may allow for a term not to exceed two years a moratorium on building permits provided the following findings are made:

- (a) A plan has been adopted pursuant to 197(a) of the New York City Charter and a down-zoning application has been certified for the area in which the moratorium is sought.
- (b) There is a threat that development may prevent the realization of the 197a's broad objectives in the area of the down-zoning
- (c) The moratorium will alleviate or prevent such a threat .
- (d) There is significant evidence that there is a plan to deal with the threat.

The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of

the surrounding area. In addition, the City Planning Commission may require whatever appropriate documentation it deems necessary setting forth the basis for the above findings.