



Legislation Text

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THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1408

Resolution approving the decision of the City Planning Commission on ULURP No. C 080099 (A) ZMM, a Zoning Map change (L.U. No. 697).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on March 10, 2008 its decision dated March 10, 2008 (the "Decision"), on the application submitted by the New York City Department of City Planning, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment to the Zoning Map (ULURP No. C 080099 (A) ZMM (the "Application");

WHEREAS, the Application is related to Application Number N 080100 (A) ZRM (L.U. No. 719), an amendment to the text of the Zoning Resolution to establish the Special 125th Street District;

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 the Decision and Application on April 1, 2008;

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 and the Final Environmental Impact Statement ("FEIS") for which a Notice of Completion was issued on February 29, 2008 (CEQR No. 07DCP030M), together with the Technical Memorandum, dated March 10, 2008.

RESOLVED:

Having considered the FEIS, 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 under the Expanded Arts Bonus Alternative approved is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (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.

The Decision, FEIS and the Technical Memorandum dated March 10, 2008, constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

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.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section Nos. 5c, 6a and 6b:

1. eliminating from within an existing R7-2 District a C1-4 District bounded by Broadway, West 125th Street/ Dr. Martin Luther King Jr. Boulevard, and the easterly centerline prolongation of Tiemann Place;
2. changing from an R7-2 District to an R6A District property bounded by a line midway between West 125th Street/ Dr. Martin Luther King Jr. Boulevard and West 124th Street, a line midway between East 125th Street/ Dr. Martin Luther King Jr. Boulevard and East 124th Street, a line 200 feet westerly of Madison Avenue, East 124th Street, West 124th Street, and a line 545 feet easterly of Lenox Avenue- Malcolm X. Boulevard;
3. changing from a C4-4 District to an R6A District property bounded by:
 - a. West 126th Street, a line 235 feet westerly of Fifth Avenue, a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, and a line 125 feet easterly of Lenox Avenue- Malcolm X. Boulevard; and
 - b. East 126th Street, a line 90 feet westerly of Park Avenue, a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, and a line 85 feet easterly of Fifth Avenue;
4. changing from an R7-2 District to an R7A District property bounded by West 126th Street, Amsterdam Avenue, a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 100 feet westerly of Morningside Avenue, West 126th Street, Morningside Avenue, West 125th Street/ Dr. Martin Luther King Jr. Boulevard and its southeasterly centerline prolongation, and Broadway;
5. changing from an R7-2 District to a C4-4A District property bounded by:
 - a. a line midway between West 125th Street/ Dr. Martin Luther King Jr. Boulevard and West 124th Street, a line 545 feet easterly of Lenox Avenue- Malcolm X. Boulevard, West 124th Street, and Lenox Avenue - Malcolm X. Boulevard; and
 - b. a line midway between East 125th Street/ Dr. Martin Luther King Jr. Boulevard and East 124th Street, a line 85 feet easterly of Madison Avenue, East 124th Street, and a line 200 feet westerly of Madison Avenue;

6. changing from a C4-4 District to a C4-4A District property bounded by:
 - a. West 126th Street, a line 275 feet westerly of Adam Clayton Powell Jr. Boulevard, a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, and a line 225 feet easterly of Frederick Douglass Boulevard;
 - b. West 126th Street, a line 125 feet easterly of Lenox Avenue- Malcolm X. Boulevard, a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, and Lenox Avenue- Malcolm X. Boulevard; and
 - c. a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 235 feet westerly of Fifth Avenue, West 126th Street, East 126th Street, a line 85 feet easterly of Fifth Avenue, a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, Madison Avenue, a line midway between East 125th Street/ Dr. Martin Luther King Jr. Boulevard and East 124th Street, a line midway between West 125th Street/ Dr. Martin Luther King Jr. Boulevard and West 124th Street, and a line 545 feet easterly of Lenox Avenue- Malcolm X. Boulevard;

7. changing from a C4-4 District to a C4-4D District property bounded by:
 - a. West 126th Street, a line 225 feet easterly of Frederick Douglass Boulevard, a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, Frederick Douglass Boulevard, West 125th Street/ Dr. Martin Luther King Jr. Boulevard, St. Nicholas Avenue, West 124th Street, Hancock Place, and Morningside Avenue;
 - b. a line midway between West 125th Street/ Dr. Martin Luther King Jr. Boulevard and West 124th Street, a line 65 feet westerly of Adam Clayton Powell Jr. Boulevard, West 124th Street, and Frederick Douglass Boulevard;
 - c. a line midway between West 125th Street/ Dr. Martin Luther King Jr. Boulevard and West 124th Street, Lenox Avenue- Malcolm X. Boulevard, West 124th Street, and a line 100 feet easterly of Adam Clayton Powell Jr. Boulevard;
 - d. a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 90 feet westerly of Park Avenue, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 215 feet westerly of Park Avenue, a line midway between East 125th Street/ Dr. Martin Luther King Jr. Boulevard and East 124th Street, and Madison Avenue; and
 - e. a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 115 feet westerly of Lexington Avenue, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, Lexington Avenue, a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, Third Avenue, a line 75 feet southerly of East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 130 feet easterly of Third Avenue, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, Second Avenue, East 124th Street, and a line 90 feet easterly of Park Avenue;

8. changing from a C4-4A District to a C4-4D District property bounded by East 126th Street, Lexington Avenue, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, and a line 115 feet westerly of Lexington Avenue;
9. changing from a C4-5 District to a C4-4D District property bounded by West 125th Street/ Dr. Martin Luther King Jr. Boulevard, Frederick Douglass Boulevard, West 124th Street, and St. Nicholas Avenue;
10. changing from an M1-2 District to a C4-4D District property bounded by:
 - a. East 126th Street, a line 115 feet westerly of Lexington Avenue, a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, and a line 90 feet easterly of Park Avenue; and
 - b. East 126th Street, Third Avenue, a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, and Lexington Avenue;
11. changing from a C4-4 District to a C4-7 District property bounded by a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 545 feet easterly of Lenox Avenue- Malcolm X. Boulevard, West 125th Street/ Dr. Martin Luther King Jr. Boulevard, and a line 380 feet easterly of Lenox Avenue- Malcolm X. Boulevard;
12. changing from a C4-4 District to a C6-3 District property bounded by:
 - a. West 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 545 feet easterly of Lenox Avenue- Malcolm X. Boulevard, a line midway between West 125th Street/ Dr. Martin Luther King Jr. Boulevard and West 124th Street, a line 100 feet easterly of Adam Clayton Powell Jr. Boulevard, West 124th Street, a line 65 feet westerly of Adam Clayton Powell Jr. Boulevard, a line midway between West 125th Street/ Dr. Martin Luther King Jr. Boulevard and West 124th Street, and Frederick Douglass Boulevard; and
 - b. East 126th Street, the westerly boundary line of the New York Central Railroad Right-of-Way, a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 90 feet easterly of Park Avenue, East 124th Street, the westerly boundary line of the New York Central Railroad Right-of-Way, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, and a line 90 feet westerly of Park Avenue;
13. changing from an M1-2 District to a C6-3 District property bounded by East 126th Street, a line 90 feet easterly of Park Avenue, a line midway between East 126th Street and East 125th Street/ Dr. Martin Luther King Jr. Boulevard, and the westerly boundary line of the New York Central Railroad Right-of-Way;
14. establishing within an existing R7-2 District a C2-4 District bounded by West 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line perpendicular to the southerly street line of West 125th Street/ Dr. Martin Luther King Jr. Boulevard distant 340 feet easterly (as measured along the street line) from the

point of intersection of the easterly street line of Broadway and southerly street line of West 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 100 feet southerly of West 125th Street/ Dr. Martin Luther King Jr. Boulevard, and the easterly centerline prolongation of Tiemann Place, and Broadway; and

15. establishing a Special 125th Street District (125) bounded by West 126th Street, Amsterdam Avenue, a line midway between West 126th Street and West 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 100 feet westerly of Morningside Avenue, West 126th Street, East 126th Street, Third Avenue, a line 75 feet southerly of East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 130 feet easterly of Third Avenue, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, Second Avenue, East 124th Street, West 124th Street, Morningside Avenue, a line 100 feet southerly of West 125th Street/ Dr. Martin Luther King Jr. Boulevard and its southeasterly centerline prolongation, the easterly centerline prolongation of Tiemann Place, and Broadway;

as shown in a diagram (for illustrative purposes only) dated December 19, 2007, and which includes CEQR Designation E-201, Community Districts 9, 10, and 11, Borough of Manhattan.

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 April 30, 2008, on file in this office.

City Clerk, Clerk of The Council