



## Legislation Details (With Text)

**File #:** Res 1552-2021      **Version:** \*      **Name:** LU 722 - Zoning, 16th Avenue Rezoning, Brooklyn (C 200062 ZMK)  
**Type:** Resolution      **Status:** Disapproved  
**In control:** Committee on Land Use

**On agenda:** 2/25/2021

**Enactment date:**      **Enactment #:**

**Title:** Resolution disapproving the decision of the City Planning Commission on ULURP No. C 200062 ZMK, a Zoning Map amendment (Preconsidered L.U. No. 722).

**Sponsors:** Rafael Salamanca, Jr., Francisco P. Moya

**Indexes:**

**Attachments:** 1. Res. No. 1552, 2. January 28, 2021 - Stated Meeting Agenda with Links to Files, 3. Hearing Transcript - Stated Meeting 1-28-21, 4. Minutes of the Stated Meeting - January 28, 2021, 5. Calendar of the Subcommittee Meetings - January 20 and 26, 2021, 6. Hearing Transcript - Zoning 1-26-21, 7. Calendar of the Subcommittee Meetings - February 18 and 23, 2021, 8. Land Use Calendar - February 24, 2021, 9. February 25, 2021 - Stated Meeting Agenda with Links to Files, 10. Hearing Transcript - Stated Meeting 2-25-21, 11. Minutes of the Stated Meeting - February 25, 2021, 12. Committee Report

Date	Ver.	Action By	Action	Result
2/24/2021	*	Committee on Land Use	Disapproved by Committee	
2/25/2021	*	City Council	Disapproved by Council	Pass

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 1552

**Resolution disapproving the decision of the City Planning Commission on ULURP No. C 200062 ZMK, a Zoning Map amendment (Preconsidered L.U. No. 722).**

**By Council Members Salamanca and Moya**

WHEREAS, Borough Park Realty, LLC, filed an application pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22d, eliminating from within an existing R5 District a C2-2 District and changing from an existing R5 District a C4-4A District, which in conjunction with the related action would facilitate the construction of a five-story, approximately 16,000-square-foot commercial office building at 5802, 5804, and 5806 16<sup>th</sup> Avenue (Block 5502, Lots 38, 39, and 40) in the Borough Park neighborhood of Brooklyn, Community District 12 (ULURP No. C 200062 ZMK) (the "Application");

WHEREAS the City Planning Commission filed with the Council on January 15, 2021, its decision dated January 6, 2021 (the "Decision") on the Application;

WHEREAS, the Application is related to application N 200063 ZRK (Pre. L.U. No. 723), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) area;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of

the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on January 26, 2021;

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

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued February 18<sup>th</sup>, 2020 (CEQR No. 20DCP022K) which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise (E-565) (the “Negative Declaration”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the (E) Designation (E-565) and Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 200062 ZMK, incorporated by reference herein, and the record before the Council, the Council disapproves the Decision of the City Planning Commission.

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 25, 2021, on file in this office.

City Clerk, Clerk of The Council