



Legislation Text

File #: Res 2321-2009, **Version:** *

THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 2321

Resolution approving with a modification the First Amended Broadway Triangle Urban Renewal Plan for the Broadway Triangle Urban Renewal Area, approving the designation of the area and approving the decision of the City Planning Commission on ULURP No. C 090415 HUK (L.U. No. 1229).

By Council Members Katz and Garodnick

WHEREAS, the City Planning Commission filed with the Council on October 19, 2009 its decision and report dated October 19, 2009 (the "Decision"), on the application submitted by the New York City Department of Housing Preservation and Development ("HPD"), pursuant to Section 505 of Article 15 of the General Municipal Law of New York State and Section 197-c of the New York City Charter, regarding the proposed First Amended Broadway Triangle Urban Renewal Plan (the "Plan") for the Broadway Triangle Urban Renewal Area (the "Area"). The proposed plan would no longer include any industrial sites; modifies the boundary of the urban renewal area; rennumbers existing sites to reflect de-designations and reconfigurations; creates a new urban renewal site, and updates the Plan's language to conform to current standards. The amendment, in conjunction with the related actions, will facilitate affordable housing, while permitting local commercial and community facility uses (ULURP No. C 090415 HUK), Community District 1, Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to Applications Numbers C 090413 ZMK (L.U. No. 1227), an amendment to the Zoning Map; N 090414 ZRK (L.U. No. 1228), an amendment to the Zoning Resolution; C 090416 HAK (L.U. No. 1230), an urban development action area project designation, project approval and disposition of city-owned property;

WHEREAS, the City Planning Commission has certified that the Plan for the Area complies with the provisions of Section 502 of the General Municipal Law, conforms to the comprehensive community plan for the development of the municipality as a whole and is consistent with local objectives, and that the Plan is in conformity with the findings and designation of the Area;

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

WHEREAS, the Area Designation is subject to review and action by the Council pursuant to Section 504 of the General Municipal Law;

WHEREAS, the Plan is subject to review and action by the Council pursuant to Section 505 of the General Municipal Law;

WHEREAS, the New York City Department of Housing Preservation and Development submitted to the Council its recommendations regarding the Application on November 10, 2009;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and the Plan on November 19, 2009;

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

WHEREAS, the Council has considered the relevant environmental review (CEQR No. 09HPD019K) and the Final Environmental Impact Statement ("FEIS") for which a Notice of Completion was issued on October 7, 2009;

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) From among the reasonable alternatives thereto, the actions to be approved are 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 mitigation measures that were identified as practicable.
- (4) The Decision and the FEIS 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 504 of the General Municipal Law, the Council approves the Designation of the Area.

Pursuant to Section 505(4) of the General Municipal Law, the Council finds that:

1. The Area is a substandard or insanitary area or is in danger of becoming a substandard or insanitary area and tends to impair or arrest the sound growth and development of the municipality;
2. The financial aid to be provided to the municipality is necessary to enable the project to be undertaken in accordance with the Plan;
3. The Plan affords maximum opportunity to private enterprise, consistent with the sound needs of the municipality as a whole, for the undertaking of an urban renewal program;
4. The Plan conforms to a comprehensive community plan for the development of the municipality as a whole;

5. There is a feasible method for the relocation of families and individuals displaced from the Area into decent, safe and sanitary dwellings, which are or will be provided in the Area or in other areas not generally less desirable in regard to public utilities and public and commercial facilities, at rents or prices within the financial means of such families or individuals, and reasonably accessible to their places of employment; and
6. The undertaking and carrying out of the urban renewal activities in stages is in the best public interest and will not cause any additional or increased hardship to the residents of the Area.

Pursuant to Section 505 of the General Municipal Law, the Council approves the First Amended Broadway Triangle Urban Renewal Plan for the Broadway Triangle Urban Renewal Area, dated February, 2009.

Pursuant to Section 197-d of the New York City Charter, and on the basis of the Decision and Application, the Council approves the Decision with the minor modification that:

Matter in double-underline is new, to be added by the City Council;
*** indicates where unchanged text appears in the Zoning Resolution.

1. Section C of the Plan shall be modified to read

C: **CONTROLS ON DEVELOPMENT**

* * *

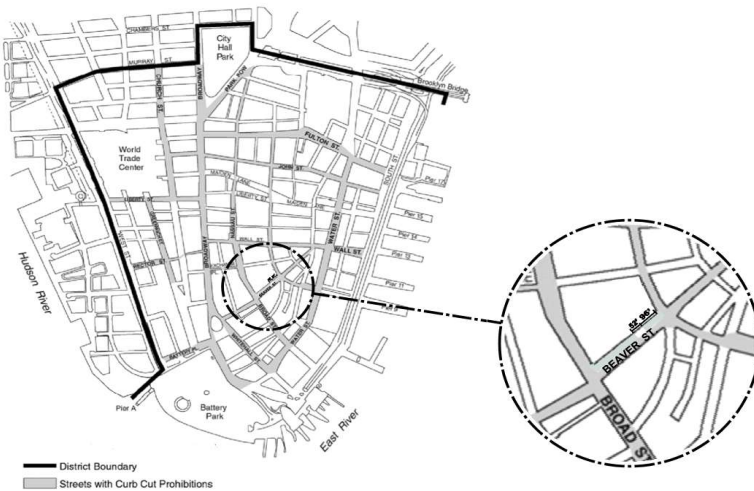
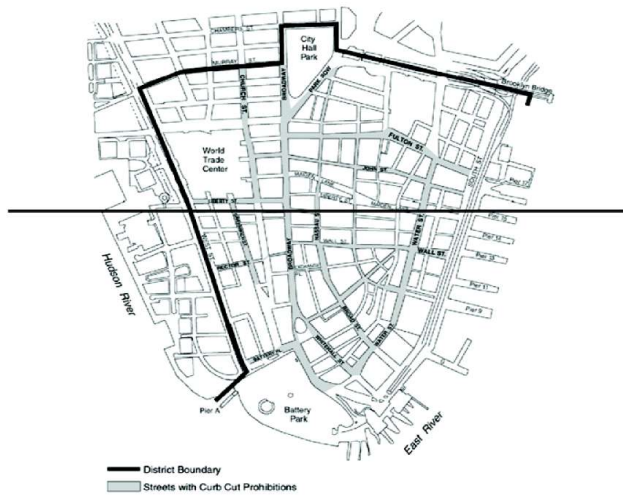
1. PROPOSED USES

Map 2 indicates the permitted use of each Acquisition Parcel following disposition by the City to a redeveloper. Each use indicated in Map 2 will have the meaning set forth in this Section C.2.

- a. Residential

Residential and other uses including, but not limited to, recreation, open space, community facilities, commercial uses and parking will be permitted in accordance with the Zoning Resolution. The preference for the use on block 2272/Lots 11, 45 and 46 shall be open space.

2. Exhibit A shall be modified to read that the Land Use for Site 4A is Residential with a preference for Open Space and in Land Use for Site 4B is Residential with a preference for Open Space for Old Lots 45 and 46.



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 December 21, 2009, on file in this office.

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City Clerk, Clerk of The Council