

CITY PLANNING COMMISSION DISPOSITION SHEET

**PUBLIC MEETING:
WEDNESDAY, APRIL 13, 2016
10:00 A.M. SPECTOR HALL
22 READE STREET, NEW YORK, NY 10007**

**Yvette V. Gruel, Calendar Officer
22 Reade Street, Room 2E
New York, New York 10007-1216
(212) 720-3370**

CAL NO.	ULURP NO.	CD NO.	PROJECT NAME	C.P.C. ACTION
1	C 050319 MMQ	1	SOCRATES SCULPTURE PARK	Favorable Report Adopted
2	N 160195 PXM	1	375 PEARL STREET OFFICE SPACE	" "
3	N 160115 ZCR	2	6 ROMER ROAD	Certification Approved
4	N 160159 ZCR	1	368 WESTERVELT AVENUE	" "
5	N 160225 BDQ	12, 13	GREATER JFK BID	Hearing Closed
6	C 160138 ZMQ	7	ONE FLUSHING	" "
7	N 160139 ZRQ	7	" "	" "
8	C 160140 ZSQ	7	" "	" "
9	C 160141 ZSQ	7	" "	" "
10	C 160143 HAQ	7	" "	" "
11	C 160124 ZSK	1	19-25 KENT AVENUE	" "
12	C 160125 ZSK	1	" "	" "
13	N 160126 ZRK	1	" "	" "

COMMISSION ATTENDANCE:		Present (P)	COMMISSION VOTING RECORD:																
		Absent (A)	In Favor - Y	Oppose - N	Abstain - AB	Recuse - R													
		Calendar Numbers:	1	2	3	4													
Carl Weisbrod, Chairman	P		Y	Y	Y	Y													
Kenneth J. Knuckles, Esq., Vice Chairman	P		Y	Y	Y	Y													
Rayann Besser	P		Y	Y	Y	Y													
Irwin G. Cantor, P.E.	P		Y	Y	Y	Y													
Alfred C. Cerullo, III	P		Y	Y	Y	Y													
Michelle R. De La Uz	P		Y	Y	Y	Y													
Joseph I. Douek	A																		
Richard W. Eaddy	P																		
Cheryl Cohen Efron	P		Y	Y	Y	Y													
Hope Knight	P		Y	Y	Y	Y													
Anna Hayes Levin	P		Y	Y	Y	Y													
Orlando Marin	P		Y	Y	Y	Y													
Larisa Ortiz, Commissioners	P		Y	Y	Y	Y													

MEETING ADJOURNED AT: 3:30 P.M.

NOTE: Commissioner Eaddy was not present for the Votes

**COMPREHENSIVE
CITY PLANNING CALENDAR
of
The City of New York**

CITY PLANNING COMMISSION

WEDNESDAY, APRIL 13, 2016

**MEETING AT 10:00A.M. AT SPECTOR HALL
22 READE STREET
NEW YORK, NEW YORK**



**Bill de Blasio, Mayor
City of New York**

[No. 8]

Prepared by Yvette V. Gruel, Calendar Officer

To view the Planning Commission Calendar and/or the Zoning Resolution on the Internet, visit
the Department of City Planning (DCP) home page at:
nyc.gov/planning

A

CITY PLANNING COMMISSION

GENERAL RULES OF PROCEDURE AS PERTAINING TO
PUBLIC MEETINGS

1. A quorum shall consist of seven members.
2. Final action by the Commission shall be by the affirmative vote of not less than seven members.
3. Except by unanimous consent, matters upon which public hearing are required by law shall lie over until the next meeting following the public hearing.
4. Matters not on the calendar may be considered by unanimous consent.

NOTE - Matters scheduled for public hearing by the City Planning Commission usually appear in three calendars: in Section I, (Scheduling Dates for Future Public Hearings), in Section II, (Reports), and in Section III, (Public Hearings). Matters scheduled for public hearing by Community Boards appear in a separate calendar available in the Calendar Information Office.

NOTICE--CALENDARS: City Planning Commission calendars and disposition sheets are now available on the Department of City Planning's web site (www.nyc.gov/planning).

If you wish to be notified of the web site availability of calendars and disposition sheets, please send your name, organization and E-mail address to the address listed below.

City Planning Commission
Calendar Information Office
120 Broadway – 31st Floor
New York, New York 10271

For Additional Calendar Information: call (212) 720-3370.

B
CITY PLANNING COMMISSION

120 Broadway, 31st Floor, New York, N.Y. 10271

CARL WEISBROD, *Chairman*
KENNETH J. KNUCKLES, *Esq., Vice Chairman*
RAYANN BESSER
IRWIN G. CANTOR, P.E.
ALFRED C. CERULLO, III
MICHELLE R. DE LA UZ
JOSEPH I. DOUEK
RICHARD W. EADDY
CHERYL COHEN EFFRON
HOPE KNIGHT
ANNA HAYES LEVIN
ORLANDO MARIN
LARISA ORTIZ, *Commissioners*
YVETTE V. GRUEL, *Calendar Officer*

The regular public meetings of the Commission shall be held twice monthly on Wednesday at 10:00 a.m. in Spector Hall, 22 Reade Street, Manhattan, unless otherwise ordered.

TABLE OF CONTENTS

WEDNESDAY APRIL 13, 2016

Roll Call; Approval of Minutes.....	1
Approval of Minutes.....	1
I. Reports.....	1
II. Public Hearings.....	4
III. Schedule of Meetings: January 1, 2016 – December 31, 2016.....	20

**Community Board Public Hearing Notices are available in the
Calendar Information Office, 31st Floor, 120 Broadway,
New York, N.Y. 10271**

A Special Meeting of the City Planning Commission is scheduled for April 25, 2016 at 1:00 p.m. in Spector Hall, 22 Reade Street, New York, New York. Please note that the April 27, 2016 regular public meeting has been cancelled. The next regular public meeting of the City Planning Commission is scheduled for May 11, 2016.

C

GENERAL INFORMATION

HOW TO PARTICIPATE:

Signing up to speak: : Anyone wishing to speak on any of the items listed under “Public Hearing” in this Calendar, is requested to fill out a speaker’s slip supplied at the staff desk outside the hearing chambers on the day of the hearing. Speakers on each item will be called in the order these slips are submitted, with the exception that public officials will be allowed to speak first. If a large number of people wish to speak on a particular item, statements will be taken alternating every 30 minutes between those speaking in support of the proposal and those speaking in opposition.

Length of Testimony: In order to give others an opportunity to speak, all speakers are asked to limit their remarks to three minutes.

Written Comments: If you intend to submit a written statement and/or other documents please submit 20 sets of each.

Anyone wishing to present facts or to inform the Commission of their view on an item in this calendar, but who cannot or does not wish to speak at the public hearing, may fill out the form below and return it to the desk outside the hearing chambers, or mail their written comments to:

**CITY PLANNING COMMISSION
Calendar Information Office – 31st Floor
120 Broadway, New York, N.Y. 10271**

Subject _____

Date of Hearing _____ Calendar No. _____

Borough _____ ULURP No.: _____ CD No.: _____

Position: Opposed _____

 In Favor _____

Comments:

Name: _____

Address: _____

Organization (if any) _____

APRIL 13, 2016

APPROVAL OF MINUTES OF the Regular Meeting of March 30, 2016

I. REPORTS

BOROUGH OF QUEENS

No. 1

SOCRATES SCULPTURE PARK

CD 1

C 050319 MMQ

IN THE MATTER OF an application, submitted by the New York City Department of Parks and Recreation, pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 *et seq.* of the New York City Administrative Code for an amendment to the City Map involving:

- the establishment of Socrates Sculpture Park within an area generally bounded by 33rd Road, Vernon Boulevard, 30th Road and the U.S. Pierhead and Bulkhead Line; and
- the establishment of a Public Place west of Vernon Boulevard and the intersection of Broadway; and
- the elimination, discontinuance and closing of 31st Avenue and Broadway west of Vernon Boulevard; and
- the adjustment of grades and block dimensions necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 4983 dated November 19, 2015 and signed by the Borough President.

(On February 24, 2016, Cal. No. 2, the Commission scheduled March 9, 2016 for a public hearing. On March 9, 2016, Cal. No. 13, the hearing was closed.)

For consideration.

BOROUGH OF MANHATTAN

No. 2

375 PEARL STREET OFFICE SPACE

CD 1

N 160195 PXM

IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for use of property located at 375 Pearl Street (Block 113, Lot 7501) (Human Resources Administration offices).

(On March 16, 2016, the Commission duly advertised March 30, 2016 for a public hearing. On March 30, 2016, Cal. No. 16, the hearing was closed.)

For consideration.

BOROUGH OF STATEN ISLAND

No. 3

6 ROMER ROAD

CD 2

N 160115 ZCR

IN THE MATTER OF an application submitted by Dr. Yalamanchili A. K. Rao for the grant of certification of restoration plans pursuant to Section 105-45 of the Zoning Resolution in order to facilitate the removal of Department of Buildings violation #032614Z02JP01 for unauthorized removal of trees at 6 Romer Road (Block 870, Lot 149) within the Special Natural Area District.

Plans for this proposal are on file with the City Planning Commission and may be seen at the Staten Island Office of the Department of City Planning, 130 Stuyvesant Place, 6th floor, Staten Island, New York, 10301.

For consideration.

No. 4

368 WESTERVELT AVENUE

CD 1

N 160159 ZCR

IN THE MATTER OF an application submitted by Dominic Grasso for the grant of certification pursuant to Sections 119-04 of the Zoning Resolution involving the subdivision of zoning lot 38 into three zoning lots (38, 39, and 40) on a lot with no areas of steep slope at 368 Westervelt Avenue (Block 37, Lot 38) within the Special Hillside Preservation District.

Plans for this proposal are on file with the City Planning Commission and may be seen at the Staten Island Office of the Department of City Planning, 130 Stuyvesant Place, 6th floor, Staten Island, New York, 10301.

For consideration.

II. PUBLIC HEARING

BOROUGH OF QUEENS

No. 5

GREATER JFK BID

CDs 12, 13

N 160225 BDQ

PUBLIC HEARING:

IN THE MATTER OF an application submitted by the Department of Small Business Services on behalf of the Greater JFK Business Improvement District pursuant to Section 25-405(a) of Chapter 4 of Title 25 of the Administrative Code of the City of New York, as amended, concerning establishment of the Greater JFK Business Improvement District.

(On March 30, 2016, Cal. No. 4, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

Nos. 6, 7, 8, 9 & 10

ONE FLUSHING

No. 6

CD 7

C 160138 ZMQ

PUBLIC HEARING:

IN THE MATTER OF an application submitted by the New York City Department of Housing Preservation & Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 10b, changing from a C4-2 District to a C4-5X District property bounded by the northwesterly boundary line of the Long Island Rail Road Right-Of-Way (Northern Division), Main Street, 41st Avenue, and a line perpendicular to the north westerly street line of 41st Avenue distant 525 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 41st Avenue and the southwesterly street line of Main Street, as shown on a diagram (for illustrative purposes only) dated January 04, 2016.

(On March 30, 2016, Cal. No. 5, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.



No. 7

CD 7

N 160139 ZRQ

PUBLIC HEARING:

IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to establish a Mandatory Inclusionary Housing area.

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

QUEENS

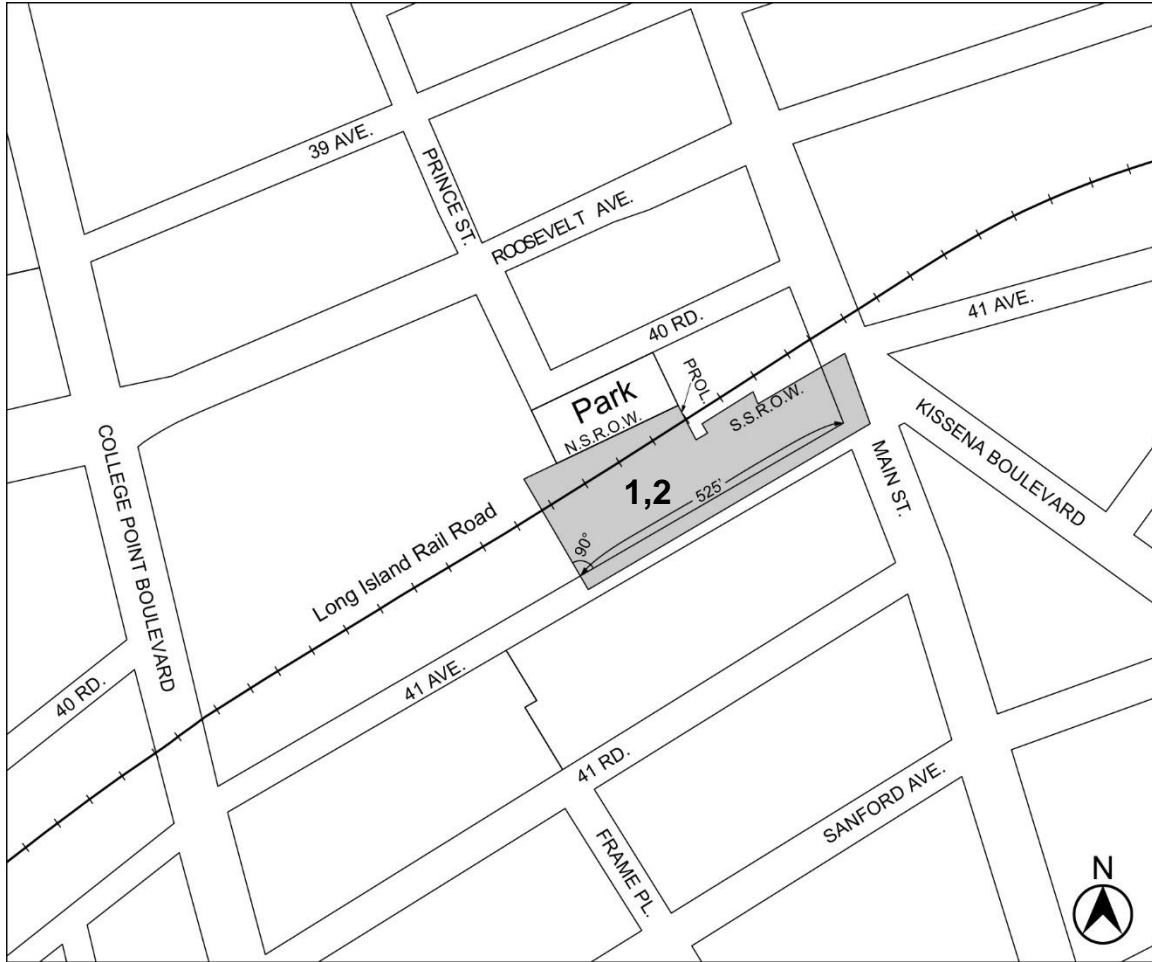
* * *

Queens Community District 7

In the R7X District within the area shown on the following Map 1:

Map 1 - [date of adoption]

[PROPOSED MAP]



- Mandatory Inclusionary Housing Area (MIHA)
- 1,2 MIH Program Option 1 and Option 2 [Section 23-154(d) (3)]

Portion of Community District 7, Queens

* * *

(On March 30, 2016, Cal. No. 6, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

No. 8

CD 7

C 160140 ZSQ

PUBLIC HEARING:

IN THE MATTER OF an application submitted by the New York City Department of Housing Preservation & Development pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 229 spaces on a portion of the ground floor and cellar level of a proposed mixed use development on property located at 133-45 41st Avenue (Block 5037, Lots 64 & 65), in a C4-5X* District.

*Note: The site is proposed to be rezoned from a C4-2 District to a C4-5X District under a concurrent related application (C 160138 ZMQ).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, N.Y. 10271-0001.

(On March 30, 2016, Cal. No. 7, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

No. 9

CD 7

C 160141 ZSQ

PUBLIC HEARING:

IN THE MATTER OF an application submitted by the New York City Department of Housing Preservation & Development pursuant to Sections 197-c and 201 of the New York City Charter

for the grant of a special permit pursuant to Section 74-681 of the Zoning Resolution to allow that portion of the right-of-way or yard where railroad or transit use has been permanently discontinued or terminated to be included in the lot area, in connection with a proposed mixed-use development on property located at 133-45 41st Avenue (Block 5037, Lots 64 & 65), in a C4-5X* District.

*Note: The site is proposed to be rezoned from a C4-2 District to a C4-5X District under a concurrent related application (C 160138 ZMQ).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, N.Y. 10271-0001.

(On March 30, 2016, Cal. No. 8, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

No. 10

CD 7

C160143 HAQ

PUBLIC HEARING:

IN THE MATTER OF an application submitted by The Department of Housing Preservation and Development (HPD)

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a. the designation of properties located at 133-45 41 Avenue , Flushing, NY 11255 (Block 5037, Lots 64 and 65) as an Urban Development Action Area; and
 - b. an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property, to a developer to be selected by HPD;

to facilitate the development of a 10-story mixed use building consisting of 231 affordable dwelling units, 19,000 square feet of open space, 11,208 square feet of community facility space and below grade parking for up to 229 cars.

(On March 30, 2016, Cal. No. 9, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

BOROUGH OF BROOKLYN

Nos. 11, 12 & 13

19-25 KENT AVENUE

No. 11

CD 1

C 160124 ZSK

PUBLIC HEARING:

IN THE MATTER OF an application submitted by 19 Kent Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant Section 74-962* of the Zoning Resolution to allow an increase in the maximum permitted floor area for a development occupied by Business-Enhancing uses and Incentive uses, and to allow modifications of the public plazas regulations of 37-70, in connection with a proposed 8-story commercial building, on property located at 19-33 Kent Avenue (Block 2282, Lot 1), in an M1-2 District, within an Enhanced Business Area*.

* Note: A zoning text amendment is proposed to create a new Section 74-96 (Modification of Use, Bulk, Parking and Loading Regulations in Enhanced Business Areas) under a concurrent related application N 160126 ZRK.

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, N.Y. 10271-0001.

(On March 30, 2016, Cal. No. 1, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

No. 12

CD 1

C 160125 ZSK

PUBLIC HEARING:

IN THE MATTER OF an application submitted by 19 Kent Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant Section 74-963* of the Zoning Resolution to allow a reduction in the parking requirements of Section 44-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR MANUFACTURING, COMMERCIAL OR COMMUNITY FACILITY USES) and a reduction in the loading berth requirements of Section 44-50 (GENERAL PURPOSES), in connection with a proposed 8-story commercial building on property located at 19-33 Kent Avenue (Block 2282, Lot 1), in an M1-2 District, within an Enhanced Business Area.

* Note: A zoning text amendment is proposed to create a new Section 74-96 (Modification of Use, Bulk, Parking and Loading Regulations in Enhanced Business Areas) under a concurrent related application N 160126 ZRK.

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, N.Y. 10271-0001.

(On March 30, 2016, Cal. No. 2, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

No. 13

CD 1

N 160126 ZRK

PUBLIC HEARING:

IN THE MATTER OF an application submitted by the New York City Department of City Planning and 19 Kent Development, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Section 74-96 (Modification of Use, Bulk, Parking and Loading Regulations in Enhanced Business Areas) specifying a Kent Avenue Enhanced Business Area.

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution

* * *

**Article VII
ADMINISTRATION**

**Chapter 4
Special Permits by the City Planning Commission**

* * *

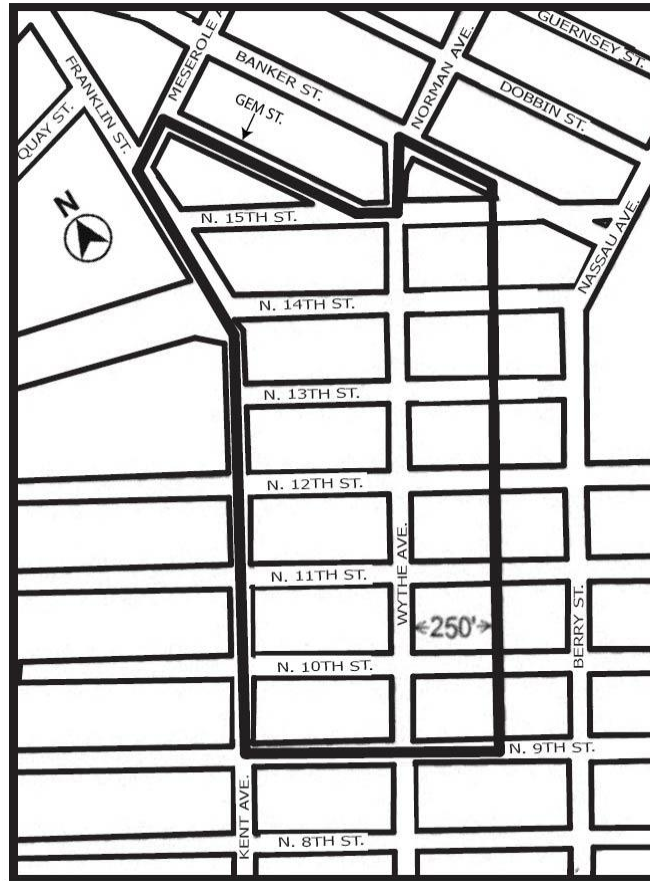
**74-96
Modification of Use, Bulk, Parking and Loading Regulations in Enhanced Business Areas**

For #developments# or #enlargements# on #zoning lots# located within any Enhanced Business Area specified in this Section, the City Planning Commission may increase the maximum permitted #floor area ratio# and modify the #use#, #bulk# and #public plaza# regulations as set forth in Section 74-962 (Floor area increase and public plaza modifications in Enhanced Business Areas). The Commission may also modify parking and loading requirements for such #developments# or #enlargements# pursuant to Section 74-963 (Parking and loading modifications in Enhanced Business Areas).

For #developments# or #enlargements# receiving a #floor area# increase pursuant to this Section, Section 43-20 (YARD REGULATIONS), inclusive, shall be modified as follows: #rear yard# regulations shall not apply to any #development# or #enlargement# on a #through lot#.

**Enhanced Business Areas Specified:
Kent Avenue, Community District 1, Borough of Brooklyn**

In the M1-2 District located within the area shown on the Map in this Section:



74-961 **Definitions**

For the purposes of Section 74-96 (Modification of Use, Bulk, Parking and Loading Regulations in Enhanced Business Areas), inclusive, a “business-enhancing use” and an “incentive use” shall be defined as follows:

Business-Enhancing Use

A “business-enhancing use” is a #use# that enhances a desirable mix of #commercial# and #manufacturing uses# in an Enhanced Business Area, and that generates additional #floor area# pursuant to provisions set forth in Section 74-962 and is:

listed in Use Groups 11A, 16A excluding “animal hospitals and kennels” and “animal pounds or crematoriums”, 16B, 17B and 17C, as specified in Sections 32-20 (Use Group 11), 32-25 (Use Group 16) and 42-14 (Use Group 17); and

“beverages, alcoholic or breweries” as listed in Section 42-15 (Use Group 18A), where permitted by the provisions of the applicable zoning district, provided the applicable performance standards pursuant to Section 42-20 are met.

Incentive Use

An “incentive use” is a #use# permitted by the applicable zoning district, that is allowed to occupy the additional #floor area# generated by a #business-enhancing use# with the exception of the following #uses#:

#transient hotels# in Use Group 5, as specified in Section 32-14 (Use Group 5);

#uses# in Use Groups 6A or 6C as specified in Section 32-15 (Use Group 6);

#uses# in Use Group 7A as specified in Section 32-16 (Use Group 7);

#uses# in Use Group 8C as specified in Section 32-17 (Use Group 8);

#uses# in Use Group 10A and any retail spaces #accessory# to “wholesale offices or showrooms, with storage restricted to samples” in Use Group 10B as specified in Section 32-19 (Use Group 10);

#uses# as specified in Sections 32-21 (Use Group 12) and 32-22 (Use Group 13); and

moving or storage offices, with no limitation as to storage or #floor area# per establishment, as well as packing or crating establishments and warehouses as specified in Section 32-25 (Use Group 16).

74-962

Floor area increase and public plaza modifications in Enhanced Business Areas

In Enhanced Business Areas, the Commission may increase the maximum #floor area ratio# on a #zoning lot# in accordance with the Table below.

For #developments# or #enlargements# in the district indicated in column (A), the base maximum #floor area ratio# on a #zoning lot# (column (B)) may be increased by 3.5 square feet for each square foot of #business enhancing uses# up to the maximum #floor area ratio# for all #uses# on the #zoning lot# (column (E)), provided that such additional #floor area# is occupied by #business enhancing uses# and #incentive uses# up to the maximum #floor area ratio# set forth in column (C) (Maximum Additional #Floor Area Ratio# for #Business Enhancing Uses#), and column (D) (Maximum Additional #Floor Area Ratio# for #Incentive Uses#), respectively.

TABLE
FLOOR AREA INCREASE PERMITTED IN ENHANCED BUSINESS AREAS

<u>(A)</u> <u>Zoning</u> <u>District</u>	<u>(B)</u> <u>Base Maximum</u> <u>#Floor Area</u> <u>Ratio#</u>	<u>(C)</u> <u>Maximum</u> <u>Additional #Floor</u> <u>Area Ratio# for</u> <u>#Business</u> <u>Enhancing Uses#</u>	<u>(D)</u> <u>Maximum</u> <u>Additional</u> <u>#Floor Area</u> <u>Ratio# for</u> <u>#Incentive</u> <u>Uses#</u>	<u>(E)</u> <u>Maximum</u> <u>#Floor Area</u> <u>Ratio# for All</u> <u>#Uses#</u>
<u>M1-2</u>	<u>2.0</u>	<u>0.8</u>	<u>2.0</u>	<u>4.8</u>

For such #developments# or #enlargements# that, pursuant to this Section, increase their permitted #floor area#, and provide a #public plaza#, the Commission may also increase the maximum height of such #development# or #enlargement# and may modify or waive the requirements for #public plazas# set forth in Section 37-70 (PUBLIC PLAZAS).

Applications for such #floor area# increases and modifications are subject to the requirements, conditions and findings set forth in this Section.

(a) Application Requirements

All applications for a special permit pursuant to this Section shall include the following:

- (1) site plans and elevations which shall establish distribution of #floor area#, height and #setback#, sidewalk widths, primary business entrances, including parking and loading, #yards# and #public plazas#, signage and lighting;
- (2) floor plans of all floors which shall establish the location, access plan and dimensions of freight elevators and loading areas and the location of #floor area# dedicated to #business-enhancing uses# and #incentive uses#;
- (3) drawings that show, within a 600 foot radius, the location and type of #uses#; the location, dimensions and elements of off-site open areas including #streets#, waterfront and #upland# parcels; elements of a Waterfront Access Plan, as applicable; and the location of #street# trees and #street# furniture and any other urban design elements. The plans shall demonstrate that any #public plaza# provided meets the requirements of paragraph (b)(5) of this Section; and
- (4) for #zoning lots# in #flood zones#, flood protection plans, which shall establish #base flood elevations# and advisory #base flood elevations#, location of mechanical equipment, storage of any hazardous materials and proposed structural or design elements intended to mitigate the impacts of flood and storm events.

(b) Conditions**(1) Minimum amount of #business-enhancing uses#**

#Business-enhancing uses# shall occupy a minimum of 5,000 square feet of horizontally contiguous #floor area# and shall be served by loading areas and freight elevators with sufficient capacity.

(2) Minimum sidewalk width

All #developments# and horizontal #enlargements# that front upon a #street line# shall provide a sidewalk with a minimum width of 15 feet along the entire frontage of the #zoning lot#. Such sidewalk, and any open area on the #zoning lot# required to meet such minimum width shall be improved as a sidewalk to Department of Transportation standards; shall be at the same level as the adjoining public sidewalk; and shall be accessible to the public at all times. For the purposes of applying the #street wall# location requirements and the height and setback regulations of paragraph (b)(3) of this Section, any sidewalk widening line shall be considered to be the #street line#.

(3) Height and setback

The height and setback regulations of the applicable zoning district shall apply as modified by the provisions of this paragraph.

(i) The #street wall# of any #building# shall be located on the #street line# and shall extend to a height not lower than a minimum base height of 40 feet and not higher than a maximum base height of 75 feet or the height of the #building#, whichever is less. At least 70 percent of the aggregate width of such #street wall# below 12 feet shall be located at the #street line# and no less than 70 percent of the aggregate area of the #street wall# up to the base height shall be located at the #street line#. However, up to a width of 130 feet of such #street wall# located on the short end of the #block# may be set back from the #street line# to accommodate a #public plaza#.

(ii) The height of a #building or other structure#, or portion thereof, located within ten feet of a #wide street# or within 15 feet of a #narrow street# shall not exceed a maximum base height of 75 feet. Permitted obstructions as set forth in Section 43-42 shall be modified to include dormers above the maximum base height within the front setback area, provided that on any #street# frontage, the aggregate width of all dormers at the maximum base height does not exceed 50 percent of the #street wall# and a maximum height of 110 feet. Beyond ten feet of a #wide street# and 15 feet of a #narrow street#, the height of a #building or other structure# shall not exceed a maximum #building# height of 110 feet. All heights shall be measured from the #base plane#. Where a #public plaza# is provided

pursuant to paragraph (b)(5) of this Section, such maximum #building# height may be increased to 135 feet.

- (iii) Along the short dimension of a #block#, up to 130 feet of such #street wall# may be set back from the #street line# to accommodate a #public plaza#, and a #street wall# located at the #street line# that occupies not more than 40 percent of the short end of the #block# may rise without setback to the maximum #building# height.

(4) Ground floor design

- (i) The ground floor level #street walls# and ground floor level walls fronting on a #public plaza# of a #development# or horizontal #enlargement# shall be glazed with transparent materials which may include #show windows#, transom windows or glazed portions of doors. Such transparent materials shall occupy at least 50 percent of the surface area of such #street wall#, measured between a height of two feet above the level of the adjoining sidewalk or #public plaza# and a height of 12 feet above the level of the first finished floor above #curb level#. The floor level behind such transparent materials shall not exceed the level of the window sill for a depth of at least four feet, as measured perpendicular to the #street wall#. The ground floor transparency requirements of this paragraph (b)(4)(i) shall not apply to #uses# listed in Use Groups 11, 16, 17 and 18, or to #accessory# loading berths, or garage entrances#; or
- (ii) For #zoning lots# within flood hazard areas, in lieu of the requirements of paragraph (b) (4)(i) of this Section, the provisions of Section 64-22 (Transparency Requirements) shall apply; and
- (iii) For any #street wall# widths greater than 40 feet in length that do not require glazing as specified in paragraphs (b)(4)(i) or (b)(4)(ii), as applicable, the facade, measured between a height of two feet above the level of the adjoining sidewalk and a height of 12 feet above the level of the first finished floor above #curb level#, shall incorporate design elements, including lighting and wall art, or physical articulation.

(5) #Public plazas#

A #public plaza# shall contain an area of not less than 12 percent of the #lot area# of the #zoning lot# and minimum of at least 2,000 square feet in area. All #public plazas# shall comply with the provisions set forth in Section 37-70, inclusive, except certification requirements of Sections 37-73 (Kiosks and Open Air Cafes) and 37-78 (Compliance) shall not apply.

(6) Signs

In all Enhanced Business Areas #signs# are subject to the regulations applicable in C6-4 Districts as set forth in Section 32-60, inclusive.

(c) Findings

In order to grant an increase of the maximum permitted #floor area ratio# and modification of #public plaza# regulations, the Commission shall find that such increase or modification:

- (1) will promote a beneficial mix of #business-enhancing# and #incentive uses#;
- (2) will result in superior site planning, harmonious urban design relationships and a safe and enjoyable streetscape;
- (3) will result in a #building# that has a better design relationship with surrounding #streets# and adjacent open areas;
- (4) will result in a #development# or #enlargement# that will not have an adverse effect on the surrounding neighborhood; and
- (5) any modification of the #public plaza# requirements will result in a #public plaza# of equivalent or greater value as a public amenity.

The Commission may prescribe appropriate additional conditions and safeguards to minimize adverse effects on the character of the surrounding area.

(d) Recordation

A Notice of Restrictions, the form and content of which shall be satisfactory to the City Planning Commission, for a #building# containing #use# restrictions or #public plaza# requirements, as applicable, pursuant to this Section, shall be recorded against the subject tax lot in the Office of the City Register or, where applicable, in the County Clerk's office in the county where the lot is located.

The filing and recordation of such Notice of Restrictions shall be a precondition to the issuance of any building permit utilizing the provisions set forth in this Section. The recording information shall be referenced on the first certificate of occupancy to be issued after such notice is recorded, as well as all subsequent certificates of occupancy, for as long as the restrictions remain in effect.

74-963

Parking and loading modifications in Enhanced Business Areas

In association with an application for a special permit for #developments# or #enlargements# pursuant to Section 74-962 (Floor area increase and public plaza modifications in Enhanced Business Areas), the Commission may reduce or waive the off-street parking requirements set forth in Section 44-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR MANUFACTURING, COMMERCIAL OR COMMUNITY FACILITY USES), inclusive, not including bicycle parking, and may also reduce or waive the loading berth requirements as set forth in Section 44-50 (GENERAL PURPOSES), inclusive, provided that the Commission finds that:

- (a) such reduction or waiver will not create or contribute to serious traffic congestion and will not unduly inhibit vehicular and pedestrian movement;
- (b) the number of curb cuts provided are the minimum required for adequate access to off-street parking and loading berths, and such curb cuts are located so as to cause minimum disruption to traffic, including vehicular, bicycle and pedestrian circulation patterns;
- (c) the #streets# providing access to the #development# or #enlargement# are adequate to handle the traffic generated thereby, or provision has been made to handle such traffic; and
- (d) the reduction or waiver of loading berths will not create or contribute to serious traffic congestion or unduly inhibit vehicular and pedestrian movement.

The Commission may prescribe appropriate additional conditions and safeguards to minimize adverse effects on the character of the surrounding area.

* * *

(On March 30, 2016, Cal. No. 3, the Commission scheduled April 13, 2016 for a public hearing which has been duly advertised.)

Close the hearing.

IV CITY PLANNING COMMISSION 2016 SCHEDULE OF MEETINGS

	SUN	MON	TUE	WED	THU	FRI	SAT
JANUARY						1 NEW YEAR'S DAY	2
	3	4 REVIEW SESSION	5	6 CPC PUBLIC MEETING	7	8	9
	10	11	12	13	14	15	16
	17	18 MARTIN LUTHER KING, JR. DAY	19 REVIEW SESSION	20 CPC PUBLIC MEETING	21	22	23
	24	25	26	27	28	29	30
31							
FEBRUARY		1 REVIEW SESSION	2	3 CPC PUBLIC MEETING	4	5	6
	7	8 CHINESE NEW YEAR	9	10 ASH WEDNESDAY	11	12 LINCOLN'S BIRTHDAY	13
	14	15 PRESIDENTS' DAY	16	17	18	19	20
	21	22 WASHINGTON'S BIRTHDAY REVIEW SESSION	23	24 CPC PUBLIC MEETING	25	26	27
	28	29					
MARCH			1	2	3	4	5
	6	7 REVIEW SESSION	8	9 CPC PUBLIC MEETING	10	11	12
	13	14	15	16	17 ST. PATRICK'S DAY	18	19
	20 PALM SUNDAY	21	22	23	24	25	26
	27 EASTER	28 REVIEW SESSION	29	30 CPC PUBLIC MEETING	31		
APRIL						1	2
	3	4	5	6	7	8	9
	10	11 REVIEW SESSION	12	13 CPC PUBLIC MEETING	14	15	16
	17	18	19	20	21	22	23
	24	25 REVIEW SESSION	26	27 CPC PUBLIC MEETING	28	29 PASSOVER	30
MAY	1	2	3	4	5	6	7
	8	9 REVIEW SESSION	10	11 CPC PUBLIC MEETING	12	13	14
	15	16	17	18	19	20	21
	22	23 REVIEW SESSION	24	25 CPC PUBLIC MEETING	26	27	28
	29	30 MEMORIAL DAY	31				
JUNE				1	2	3	4
	5	6 REVIEW SESSION	7 1ST DAY RAMADAN	8 CPC PUBLIC MEETING	9	10	11
	12	13	14	15	16	17	18
	19	20 REVIEW SESSION	21	22 CPC PUBLIC MEETING	23	24	25
	26	27	28	29	30		
JULY						1	2
	3	4 INDEPENDENCE DAY	5	6	7	8	9
	10	11 REVIEW SESSION	12	13 CPC PUBLIC MEETING	14	15	16
	17	18	19	20	21	22	23
	24	25 REVIEW SESSION	26	27 CPC PUBLIC MEETING	28	29	30
31							
AUGUST		1	2	3	4	5	6
	7	8 REVIEW SESSION	9	10 CPC PUBLIC MEETING	11	12	13
	14	15	16	17	18	19	20
	21	22 REVIEW SESSION	23	24 CPC PUBLIC MEETING	25	26	27
	28	29	30	31			
SEPTEMBER					1	2	3
	4	5 LABOR DAY	6	7 CPC PUBLIC MEETING	8	9	10
	11	12	13	14	15	16	17
	18	19 REVIEW SESSION	20	21 CPC PUBLIC MEETING	22	23	24
	25	26	27	28	29	30	
OCTOBER	2	3 ROSH HASHANAH	4	5 CPC PUBLIC MEETING	6	7	8
	9	10 COLUMBUS DAY OBSERVED	11	12 YOM KIPPUR	13	14	15
	16	17 REVIEW SESSION	18	19 CPC PUBLIC MEETING	20	21	22
	23	24	25	26	27	28	29
	30	31 REVIEW SESSION					
NOVEMBER			1	2	3	4	5
	6	7	8 ELECTION DAY	9	10 DIWALI	11 VETERANS' DAY	12
	13	14 REVIEW SESSION	15	16 CPC PUBLIC MEETING	17	18	19
	20	21	22	23	24	25	26
	27	28 REVIEW SESSION	29	30 CPC PUBLIC MEETING			
DECEMBER					1	2	3
	4	5	6	7	8	9	10
	11	12 REVIEW SESSION	13	14 CPC PUBLIC MEETING	15	16	17
	18	19	20	21	22	23	24
	25 CHRISTMAS	26 1ST DAY KWANZAA CHRISTMAS OBSERVED	27	28	29	30	31 HANUKKAH

Review Sessions are held in Spector Hall at 22 Reade Street starting at 1:00 PM
Public Meetings are held in Spector Hall at 22 Reade Street starting at 10:00 AM