

CITY PLANNING COMMISSION

May 10, 2004/Calendar No. 10

N 040176 HGK

IN THE MATTER OF an amendment to Brooklyn Center Urban Renewal Area, designating additional property as an area appropriate for urban renewal, pursuant to Section 504 of Article 15 of the General Municipal Law (Urban Renewal Law) of New York State, Borough of Brooklyn, Community District 2.

The application to amend the Brooklyn Center Urban Renewal Area by designating 59 lots within 14 proposed sites on ten blocks in the proposed Urban Renewal Area was filed by the Department of Housing Preservation and Development (HPD) on November 26, 2003 and revised on April 29, 2004, to create opportunities to stimulate new commercial, residential, academic, and cultural development in Downtown Brooklyn.

RELATED ACTIONS

In addition to the amendment to Brooklyn Center Urban Renewal Area which is the subject of this report, implementation of the proposed development also requires action by the City Planning Commission on the following applications which are being considered concurrently with this application:

1. C 030514 MMK Elimination, discontinuance and closing of Pearl Street between Willoughby Street and Fulton Street;
2. C 030515 MMK Elimination, discontinuance and closing of Red Hook Lane between Boerum Place and Fulton Street;
3. C 030516 MMK Widening of Willoughby Street between Albee Square and Flatbush Avenue Extension;
4. C 030517 MMK Elimination, discontinuance and closing of Fair Street between Prince Street and Fleet Place and Prince Street between Myrtle Avenue and Flatbush Avenue Extension; establishment and widening of Fleet Place between Willoughby Street and Myrtle Avenue; widening of Myrtle Avenue between Flatbush Avenue Extension and Fleet Place; modification of a sewer easement at Fleet Place;

5. C 040171 ZMK Amendment of the Zoning Map, Section Nos. 12d and 16c to rezone seven areas to C6-2, C6-4, C6-4.5 and R7-1/C2-4 in the Special Downtown Brooklyn District
6. C 040173 HUK Fifth amendment to the Brooklyn Center Urban Renewal Plan;
7. C 040174 HUK Second amendment to the MetroTech Urban Renewal Plan;
8. C 040175 HUK Tenth amendment to the Atlantic Terminal Urban Renewal Plan;
9. C 040177 HDK Disposition of city-owned properties within the Brooklyn Center Urban Renewal Area;
10. C 040178 HDK Disposition of city-owned property within the MetroTech Urban Renewal Area;
11. C 040179 HDK Disposition of city-owned properties within the Atlantic Terminal Urban Renewal Area;
12. C 040180 PPK Disposition of one city-owned property located at 370 Jay Street (Block 140, lot 111), pursuant to zoning;
13. C 040181 ZSK Special Permit for an unattended public parking garage with a maximum capacity of 694 spaces on a portion of the ground level, in the cellar and three sub-cellars on property located on the southerly side of Willoughby Street between Duffield Street and Gold Street, in a C6-4.5 District;
14. C 040182 ZSK Special Permit for an attended public parking garage with a maximum capacity of 465 spaces on a portion of the first floor and in the cellar of a proposed mixed-use development to be constructed on property generally bounded by Fulton Street, Ashland Place, Lafayette Street and Rockwell Place (Block 2107, Lots 2, 15, 24, 30, 36, 40 and 41), in a C6-4 District;
15. C 040183 ZSK Special Permit for an attended public parking garage with a maximum capacity of 466 spaces on a portion of the ground floor, in the cellar and the sub-cellar of a proposed mixed use development to be constructed on property bounded by Lafayette Avenue, Ashland Place and Flatbush Avenue (Block 2110, Lot 3), in a C6-1 District;
16. C 040184 ZSK Special Permit for an unattended public parking garage with a maximum capacity of 457 spaces on portions of the cellar, ground floor, 2nd floor and 3rd floor and to allow the floor area below a height of 23 feet above curb level to be exempted from the definition of floor area on property

bounded by Myrtle Avenue, Fleet Place, Willoughby Street and Flatbush Avenue Extension in a C6-4 District;

17. C 040185 PSK Site selection for property located on block 2110, lot 3, on the block bounded by Flatbush Avenue, Lafayette Avenue and Ashland Place, for use as a public library.
18. N 040172 ZRK Amendments of the Zoning Resolution Section 37-03 (Off Street Relocation or Renovation of a Subway Stair), Article VII, Chapter 4 (Special Permits by the City Planning Commission) and Article X, Chapter 1 (Special Downtown Brooklyn District)
19. M 860689(B)ZSK Non-ULURP Modification of a Special Permit to change the allowable floor area of Building D and removing preserved but not built floor area;
20. M 930481(E)ZSK Non-ULURP Modification of the MetroTech General Large-Scale Development Special Permit to increase the maximum permitted floor area and allow the distribution of floor area from zoning lot C to zoning lot A;
21. M 000592(A)ZSK Non-ULURP Modification of the MetroTech General Large Scale Development Special Permit to authorize bulk modifications and floor area;

BACKGROUND

The amendment to Brooklyn Center Urban Renewal Area, in conjunction with the rezonings and changes to the City Map would allow the development of new residential, commercial, public parking and public open space uses.

A more detailed description of the application is included in the report on the related application for an amendment of the Zoning Map (C 040171 ZMK).

ENVIRONMENTAL REVIEW

This application (N 040176 HGK), in conjunction with the applications for the related actions (C 030514 MMK, C 030515 MMK, C 030516 MMK, C 030517 MMK, C 040171 ZMK, C 040173 HUK, C 040174 HUK, C 040175 HUK, C 040177 HDK, C 040178 HDK, C 040179 HDK, C 040180 PPK, C 040181 ZSK, C 040182 ZSK, C 040183 ZSK, C 040184 ZSK, C

040185 PSK, M860689(B) ZSK), M 930481(E) ZSK, M 000592(A) ZSK, N 040172 ZRK) was reviewed pursuant to the New York State Environmental Quality Review Act (SEQRA), and the SEQRA regulations set forth in Volume 6 of the New York Code of Rules and Regulations, Section 617.00 et seq. and the City Environmental Quality Review (CEQR) Rules of Procedure of 1991 and Executive Order No. 91 of 1977. The designated CEQR number is 03DME016K. The lead agency is Office of the Deputy Mayor for Economic Development and Rebuilding.

A summary of the environmental review and the Final Environmental Impact Statement appears in the report on the related application for an amendment of the Zoning Map (C 040171 ZMK).

PUBLIC REVIEW

This application (N 040176 HGK), in conjunction with the applications for the related actions (C 030514 MMK, C 030515 MMK, C 030516 MMK, C 030517 MMK, C 040171 ZMK, C 040173 HUK, C 040174 HUK, C 040175 HUK, C 040177 HDK, C 040178 HDK, C 040179 HDK, C 040180 PPK, C040181 ZSK, C040182 ZSK, C040183 ZSK, C040184 ZSK, C040185 PSK), was certified as complete by the Department of City Planning on December 1, 2003, and was duly referred to Community Board 2 and the Borough President in accordance with Article 3 of the Uniform Land Use Review Procedure (ULURP) rules, along with the related non-ULURP application (N 040172 ZRK), which was sent to the board and the Borough President for information and review.

Community Board Public Hearing

The Community Board's action is described on the related application for an amendment of the Zoning Map (C 040171 ZMK).

Borough President Recommendation

This application was considered by the Borough President, who issued a recommendation approving the application with conditions on March 10, 2004.

A summary of the Borough President's recommendation appears in the report on the related application for an amendment of the Zoning Map (C 040171 ZMK).

City Planning Commission Public Hearing

On March 10, 2004 (Calendar No. 12), the City Planning Commission scheduled March 24, 2004 for a public hearing on this application (N 040176HGK). The hearing was duly held on March 24, 2004 (Calendar No. 21), in conjunction with the public hearings on the applications for the related actions (C 030514 MMK, C 030515 MMK, C 030516 MMK, C 030517 MMK, C 040171 ZMK, C 040173 HUK, C 040174 HUK, C 040175 HUK, C 040177 HDK, C 040178 HDK, C 040179 HDK, C 040180 PPK, C 040181 ZSK, C 040182 ZSK, C 040183 ZSK, C 040184 ZSK and N 040172 ZRK).

There were a number of speakers, as described in the report on the related application for an amendment of the Zoning Map (C 040171 ZMK), and the hearing was closed.

CONSIDERATION

The Commission believes that the application for the amendment to Brooklyn Center Urban Renewal Area , as revised, is appropriate.

A full consideration of the issues, and the reasons for approving this application, appear in the report on the related application for an amendment of the Zoning Map (C 040171 ZMK).

RESOLUTION

WHEREAS, that the City Planning Commission finds that the amendment to Brooklyn Center Urban Renewal Area, designating additional property as an area appropriate for urban renewal, therefore be it

RESOLVED, that having considered the Final Environmental Impact Statement (FEIS), for which a Notice of Completion was issued on April 30, 2004, with respect to this application

(CEQR No. 03DME016K), the City Planning Commission finds that the requirements of the New York State Environmental Quality Review Act and Regulations have been met and that, consistent with social, economic and other essential considerations:

1. From among the reasonable alternatives thereto, the actions to be approved are ones which minimize or avoid adverse environmental impacts to the maximum extent practicable; and
2. The adverse environmental impacts revealed 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 report of the City Planning Commission, together with the FEIS, constitutes the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to Section 617.11(d) of the SEQRA regulations; and be it further

RESOLVED, that the City Planning Commission hereby designates, pursuant to Section 504, Article 15 of the General Municipal Law of New York, the properties listed below as an area appropriate for urban renewal: (N 040176 HGK).

Block	Lot	Address	Site
153	3	11 COURT SQUARE	14
153	14	348 FULTON STREET	14A
153	15	350 FULTON STREET	14A
154	5	356-58 FULTON STREET	15
154	11	360 FULTON STREET	15
154	12	362 FULTON STREET	15
154	1	131 LIVINGSTON STREET	15A
154	36	129 LIVINGSTON STREET	15B
154	37	127 LIVINGSTON STREET	15B
154	38	125 LIVINGSTON STREET	15B
154	39	123 LIVINGSTON STREET	15B
154	40	117 LIVINGSTON STREET	15B
144	1	405-21 FULTON STREET	16
150	1	435-437 FULTON STREET	17
150	6	427 FULTON STREET	17
150	10	425 FULTON STREET	17

150	11	423 FULTON STREET	17
150	19	34 WILLOUGHBY STREET	17
145	8	391-393 BRIDGE STREET	18
145	26	216 DUFFIELD STREET	18
145	32	228 DUFFIELD STREET	18
145	10	387-39 BRIDGE STREET	18A
145	13	385 BRIDGE STREET	18A
145	14	383 BRIDGE STREET	18A
145	15	381 BRIDGE STREET	18A
145	16	88 WILLOUGHBY STREET	18A
145	18	92 WILLOUGHBY STREET	18A
145	19	94 WILLOUGHBY STREET	18A
145	20	96 WILLOUGHBY STREET	18A
145	21	98 WILLOUGHBY STREET	18A
145	22	100 WILLOUGHBY STREET	18A
146	p/o18	213-21 DUFFIELD STREET	19
146	23	213 WILLOUGHBY STREET	19
146	p/o 37	414 ALBEE SQUARE	19
146	29	116-12 WILLOUGHBY STREET	19A
146	34	402 ALBEE SQUARE	19A
146	35	404 ALBEE SQUARE	19A
146	36	406 ALBEE SQUARE	19A
146	2	245 DUFFIELD STREET	19B
146	7	237 DUFFIELD STREET	19B
146	11	235 DUFFILED STREET	19B
146	12	233 DUFFILED STREET	19B
146	13	231 DUFFILED STREET	19B
146	14	229 DUFFIELD STREET	19B
146	15	227 DUFFIELD STREET	19B
146	16	225 DUFFIELD STREET	19B
146	17	223 DUFFIELD STREET	19B
146	p/o 18	213-21 DUFFIELD STREET	19B
146	p/o 37	414 ALBEE SQUARE	19B
146	41	416 ALBEE SQUARE	19B

146	42	418 ALBEE SQUARE	19B
146	43	420 ALBEE SQUARE	19B
146	46	426 ALBEE SQUARE	19B
146	47	428 ALBEE SQUARE	19B
146	48	430 ALBEE SQUARE	19B
146	50	434 ALBEE SQUARE	19B
146	51	436 ALBEE SQUARE	19B
146	52	438 ALBEE SQUARE	19B
2060	1	270 FLATBUSH AVENUE	20
2060	4	385 GOLD STREET	20
2061	p/o 1	180 MYRTLE AVENUE	21
153		Red Hook Lane	P/o14
2061		Fair Street	P/o21
150		Pearl Street	P/o17
2062		Prince Street	P/o12 and 21

AMANDA M. BURDEN, AICP, Chair

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RICHARD W. EADDY, Commissioner, Recused