



CITY PLANNING COMMISSION

May 25, 2005/Calendar No. 24

C 050170 GFM

IN THE MATTER OF an application submitted by Lincoln Center Development Project, Inc., pursuant to Sections 197-c of the New York City Charter, for a revocable consent to construct and maintain fifteen informational kiosks on the sidewalk of the south side of West 65th Street between Broadway and Amsterdam Avenue, Block 1134, Lots 1 and 25, Borough of Manhattan, Community District 7.

The application (C 050170 GFM) for a revocable consent was filed by Lincoln Center Development Project, Inc. on November 8, 2004 and amended on March 28, 2005. The requested revocable consent would permit the installation of fifteen informational kiosks on the southern sidewalk of West 65th Street between Broadway and Amsterdam Avenue. The amended application reduced the number of proposed kiosks to thirteen.

RELATED ACTIONS

In addition to the revocable consent which is the subject of this report, implementation of the proposal also requires action by the City Planning Commission on the following applications which are being considered concurrently with this application.

C 050098 MMM City Map Change for the elimination, discontinuance and closing of portions of West 65th Street between Broadway and Amsterdam Avenue to Lincoln Center, a modification of the public place designation covering Lincoln Center's North Plaza and the deletion of certain references to a pedestrian overpass from the City map. Further the extinguishment of an easement for the footings of such pedestrian overpass, the adjustment of grades necessitated thereby and any acquisition or disposition of real property related thereto.

N 050169 ZRM Zoning Text amendment to Section 82-24 to allow permitted signage up to a height of 40 feet above street level and up to a height of 60 feet along the Broadway frontage between West 66th and West 65th streets. In addition the proposed text would allow

signs fronting North Plaza and facing east or south, up to a height of 40 feet from the plaza level. The size and number of permitted signs would continue to be governed by Section 32-642.

C 050219 PQM Acquisition of several easements by the City to accommodate the landings of a new city-owned pedestrian bridge as well as a vehicular tunnel traversing 65th Street

M860382 (E) ZSM Non-ULURP Modification to a previously approved Special Permit for a public parking garage and the replacement of attached drawings to reflect proposed as-of-right changes.

BACKGROUND

A detailed description of the proposed project and related actions are included in the report on the related application for the proposed changes to the City Map (C 050098 MMM).

ENVIRONMENTAL REVIEW

This application (C 050170 GFM), in conjunction with the applications for the related actions (C 050098 MMM, N 050169 ZRM, C 050219 PQM and M860382 (E) ZSM) 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 05DCP019M. The lead is the City Planning Commission.

After a study of the potential environmental impact of the proposed action, a Negative Declaration was issued on December 20, 2004.

UNIFORM LAND USE REVIEW

This application (C 050170 GFM), in conjunction with the applications for related actions (C 050098 MMM and 050219 PQM) was certified as complete by the Department of City Planning on December 20, 2004, and was duly referred to Community Board 7 and the Borough President

in accordance with Article 3 of the Uniform Land Use Review Procedure (ULURP) rules along with the applications for the related non-ULURP modification of a special permit (M860382 (E) ZSM) and amendment to the Zoning Resolution (N 050169 ZRM) which were referred for information and review.

Community Board Public Hearing

Community Board 7 held a public hearing on January 20, 2005 on this and the related applications, and on February, 1, 2005, and adopted a resolution recommending approval of the applications by a vote of 32 in favor, 1 opposed, and 0 abstaining with conditions.

A summary of that recommendation is included in the report on the related application for the proposed changes to the City Map (C 050098 MMM).

Borough President Recommendation

The application was considered by the Borough President, who issued a recommendation approving the application on March, 24, 2005 with conditions.

A summary of that recommendation is included in the report on the related application for the proposed changes to the City Map (C 050098 MMM).

City Planning Commission Public Hearing

On March 30, 2005, (Calendar No. 6), the City Planning Commission scheduled April 13, 2005, for a public hearing on this application (C 050170 GFM). The hearing was duly held on April 13, 2005 (Calendar No. 26), in conjunction with the hearings on related applications (N 050169 ZRM, C050098 MMM, C 050219 PQM and M860382 (E) ZSM).

There were 27 speakers in favor and 2 speakers in opposition as described in the report on the related application for changes to the City Map (C 050098 MMM)

CONSIDERATION

The Commission believes that the application for a revocable consent (C 050170 GFM), as revised, in conjunction with the related applications for changes to the City Map (C 050098 MMM), a zoning text amendment (N050169 ZRM), the acquisition of easements

(C 050219 PQM) and the Minor modification to a previously approved Special Permit (M 860382 (E) ZSM) is appropriate.

A full consideration and analysis of the issues, and the reasons for approving this application, appears in the related application for the proposed changes to the City Map (C 050098 MMM).

RESOLVED, that the City Planning Commission finds that the action described herein will have no significant impact on the environment; and be it further

RESOLVED, by the City Planning Commission, pursuant to Sections 197-c of the New York City Charter, that based on the environmental determination and the consideration described in this report, the application C 050170 GFM submitted by Lincoln Center Development Project, Inc. for the grant a revocable consent to construct and maintain thirteen informational kiosks on the sidewalk of the south side of West 65th Street between Broadway and Amsterdam Avenue, Block 1134, Lots 1 and 25, Borough of Manhattan, Community District 7, is approved.

The above resolution, duly adopted by the City Planning Commission on May 25, 2005 (Calendar No. 24), is filed with the Office of the Speaker, City Council and the Borough President, in accordance with the requirements of Section 197-d of the New York City Charter.

AMANDA M. BURDEN, AICP Chair

KENNETH J. KNUCKLES, Esq. Vice Chair

ANGELA M. BATTAGLIA, IRWIN G. CANTOR, P.E., ANGELA R. CAVALUZZI, R.A., RICHARD W. EADDY, JANE D. GOL, LISA A. GOMEZ, CHRISTOPHER KUI, JOHN MEROLO, KAREN A. PHILLIPS, DOLLY WILLIAMS, Commissioners