



CITY PLANNING COMMISSION

February 22, 2006 / Calendar No. 11

C 060144 PQX

IN THE MATTER OF an application submitted by the Department of Parks and Recreation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property bounded by East 161st Street, River Avenue, Jerome Avenue, the Macombs Dam Bridge approach, and East 164th Street (Block 2492, Lot 1 and Block 2493, p/o Lot 9), Borough of the Bronx, Community District 4.

The application for the acquisition of property was filed by the Department of Parks and Recreation and the Department of Citywide Administrative Services, on September 21, 2005, to facilitate the development of a new Yankee Stadium on portions of Macombs Dam and John Mullaly parks immediately north of the existing Yankee Stadium, four new parking garages and replacement park land, Community District 4, Borough of the Bronx.

RELATED ACTIONS

In addition to approval of the acquisition of property, 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 060145 PPX	Disposition of City-owned property
C 060146 PPX	Disposition of City-owned property
C 060147 PPX	Disposition of City-owned property
C 060148(A) MCX	Major concession to allow for operation of a new tennis facility on a waterfront parkland
C 060056 MMX	City map amendment establishing a new park on the site of the existing Yankee Stadium between 161 st Street 157 th Street and River Avenue including former Ruppert Place
C 060057 MMX	City map amendment establishing a new park along the Harlem River waterfront from slip 2 through slip 4 at the site of the former Bronx Terminal Market
C 060058 MMX	City map amendment establishing a new park on two City-owned

parcels located at River Avenue and 157th Street.

- C 060059 MMX City map amendment eliminating a portion of Jerome Avenue between Macombs Lane and East 164 Street, a portion of East 161st Street between River Avenue and Macombs Lane, establishing a new park on these portions of streets and establishing a new park in the bed of the former East 162nd Street.
- C 060149 ZSX Special Permit for a public parking garage with a maximum of 949 spaces
- C 060150 ZSX Special Permit to waive a required rear yard in a proposed public parking garage

BACKGROUND

A full background discussion and project description appears in the related report for an amendment to the City Map (C 060059 MMX).

ENVIRONMENTAL REVIEW

This application (C 060144 PQX) in conjunction with the related actions (C 060145 PPX, C 060146 PPX, C 060147 PPX, C 060148(A) MCX, C 060056 MMX, C 060057 MMX, C 060058 MMX, C 060059 MMX, C 060149 ZSX and C 060150 ZSX), 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 05DPR006X. The lead agency is the Department of Parks and Recreation.

A summary of the environmental review and the Final Environmental Impact Statement appears in the report on the related application for an amendment to the City Map (C 060059 MMX).

UNIFORM LAND USE REVIEW

This application (C 060144 PQX) in conjunction with the related actions (C 060145 PPX, C 060146 PPX, C 060147 PPX, C 060148 MCX, C 060056 MMX, C 060057 MMX, C 060058 MMX, C 060059 MMX, C 060149 ZSX and C 060150 ZSX), was certified as complete by the Department of City Planning on September 26, 2005, and was duly referred to Bronx Community Board 4 and the Bronx Borough President, in accordance with Article 3 of the Uniform Land Use Review Procedure (ULURP) rules.

Community Board Public Hearing

Community Board 4 held a public hearing on this application on November 22, 2005, and on that date, by a vote of 16 to 8 with 5 abstentions, adopted a resolution recommending disapproval of the application.

Borough President Recommendation

This application was considered by the Bronx Borough President who issued a recommendation approving the application with conditions on December 22, 2005.

A summary of the Borough President's recommendation appears in the report on the related application for an amendment to the City Map (C 060059 MMX).

City Planning Commission Public Hearing

On December 19, 2005 (Calendar No. 14), the City Planning Commission scheduled January 11, 2006 for a public hearing on this application (C 060144 PQX). The hearing was duly held on January 11, 2005 (Calendar No. 42) in conjunction with the hearing on the related actions (C 060145 PPX, C 060146 PPX, C 060147 PPX, C 060148 MCX, C 060148(A) MCX,

C 060056 MMX, C 060057 MMX, C 060058 MMX, C 060059 MMX, C 060149 ZSX and C 060150 ZSX).

There were a number of speakers, as described in the report on the related application for an amendment to the City Map (C 060059 MMX), and the hearing was closed.

Waterfront Revitalization Program Consistency Review

This application, in conjunction with those for the related actions, (C 060145 PPX, C 060146 PPX, C 060147 PPX, C 060148(A) MCX, C 060144 PQX, C 060056 MMX, C 060057 MMX, C 060058 MMX, C 060059 MMX, C 060149 ZSX and C 060150 ZSX), was reviewed by the Department of City Planning for consistency with the policies of the New York City Waterfront Revitalization Program (WRP), as amended, approved by the New York City Council on October 13, 1999 and by the New York State Department of State on May 28, 2002, pursuant to the New York State Waterfront Revitalization and Coastal Resources Act of 1981 (New York State Executive Law, Section 910 et seq.). The designated WRP number is 05-019.

This action was determined to be consistent with the policies of the New York City Waterfront Revitalization Program.

CONSIDERATION

The City Planning Commission believes that this acquisition of property is appropriate.

A full consideration and analysis of the issues, and the reasons for approving this application, appear in the report on the related application for an amendment to the City Map (C 060059 MMX).

RESOLUTION

RESOLVED, that having considered the Final Environmental Impact Statement (FEIS), for which a Notice of Completion was issued on October 8, 2005, with respect to this application (CEQR No. 04DME017X), the City Planning Commission finds that the requirements of Part 617, State Environmental Quality Review, have been met and that, consistent with social, economic and other essential considerations:

1. From among the reasonable alternatives thereto, the Alternative Park Plan set forth in the FEIS is the one which minimize or avoids adverse environmental impacts to the maximum extent practicable; and
2. The adverse environmental impacts revealed in the FEIS with respect to the Alternative Park Plan 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, in its capacity as the City Coastal Commission, has reviewed the waterfront aspects of this application and finds that the proposed action is consistent with the WRP policies; and be it further

RESOLVED, by the City Planning Commission, pursuant to Section 197-c of the New York City Charter, for the acquisition of property bounded by East 161st Street, River Avenue, Jerome

Avenue, the Macombs Dam Bridge approach, and East 164th Street (Block 2492, Lot 1 and Block 2493, p/o Lot 9), Borough of the Bronx, Community District 4 submitted by the Department of Parks and Recreation and the Department of Citywide Administrative Services on September 21, 2005 is approved.

The above resolution (C 060144 PQX), duly adopted by the City Planning Commission on February 22, 2006 (Calendar No. 11), 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 Chairman

ANGELA M. BATTAGLIA, ANGELA R. CAVALUZZI, R.A., ALFRED C. CERULLO, III, RICHARD W. EADDY, JOHN MEROLO, KAREN A. PHILLIPS, JANE D. GOL, LISA A. GOMEZ, CHRISTOPHER KUI, DOLLY WILLIAMS, Commissioners

IRWIN G. CANTOR, P.E, Commissioner **RECUSED**