THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 581

Resolution approving the decision of the City Planning Commission on ULURP No. C 240237 ZMM, a Zoning Map amendment (L.U. No. 132).

By Council Members Salamanca, Riley and Mealy

WHEREAS, Memorial Sloan Kettering Cancer Center, filed an application pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c, changing from an R8 District to an R9 District, which in conjunction with the related actions would facilitate the development of a 31-story hospital building with a skybridge within an existing large-scale community facility development (LSCFD), located at 1233 York Avenue (Block 1461, Lots 13 and 21), in the Upper East Side of Manhattan, Community District 8 (ULURP No. C 240237 ZMM) (the "Application");

WHEREAS, the City Planning Commission filed with the Council on August 13, 2024 its decision dated August 7, 2024 (the "Decision") on the Application;

WHEREAS, the Application is related to applications N 240238 ZRM (L.U. No. 133), a zoning text amendment to enable modifications to lot coverage and signage, within a hospital or hospital-related large-scale community facility development located within the boundaries of Community District 8; C 240235 ZSM (L.U. No. 134), a zoning special permit to enable modifications of height and setback regulations along a street on the periphery of a LSCFD, lot coverage regulations and signage regulations; M 240240 LDM (L.U. No. 135), a cancelation of a recorded restrictive declaration; and C 240236 GFM (L.U. No. 136), a revocable consent to enable a skybridge over a public street;

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

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 10, 2024;

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

WHEREAS, the Council has considered the relevant environmental issues, including the Positive Declaration issued March 28th, 2023 (CEQR No. 23DCP118M) and a Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on July 26, 2024, in which significant adverse impacts related to traffic would be avoided through the establishment of a Transportation Monitoring Plan (TMP) as specified in FEIS Chapter 10, “Transportation”; and significant adverse impacts related to air quality and noise would be avoided through the placement of (E) designations (E-760) on project site as specified in FEIS Chapters 11

and 13 respectively. Project Components Related to the Environment (PCREs), are set forth in FEIS Chapter 16, "Construction"; to ensure the implementation of the PCREs, the applicant will enter into a Restrictive Declaration at the time of the approval of land use-related actions and prior to issuance of any permits. The proposed project as analyzed in the FEIS identified significant adverse impacts with respect to shadows and construction (transportation and noise); the identified significant adverse impacts and proposed mitigation measures under the proposed actions are summarized in FEIS Chapter 17, "Mitigation". In addition, the significant adverse impacts that would not be fully mitigated are summarized in FEIS Chapter 19, "Unavoidable Adverse Impacts". To ensure the implementation of the mitigation measures identified in the FEIS, the mitigation measures are included in the Restrictive Declaration.

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

1. The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;

2. The environmental impacts disclosed in the FEIS were evaluated in relation to the social, economic, and other considerations associated with the action that is set forth in the Decision;

3. Consistent with social, economic and other essential considerations, from among the reasonable alternatives provided in the application, the actions are those which minimize or avoid adverse environmental impacts to the maximum extent practicable; and

4. 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, pursuant to the restrictive declaration dated August 7, 2024, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS issued July 26th, 2024, constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d);

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report C 240237 ZMM, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 8c, changing from an R8 District to an R9 District property bounded by East 67th Street, a line 100 feet westerly of York Avenue, East 66th Street, and line 315 feet easterly of First Avenue, as shown on a diagram (for illustrative purposes only) dated April 29, 2024, and subject to the conditions of CEQR Declaration E-760.

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 _____, 2024, on file in this office.

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City Clerk, Clerk of The Council