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APPLICANT AND APPLICANT'S REPRESENTATIVE		APPLICANT (COMPANY/AGENCY OR OTHER ORGANIZATION) *	APPLICANT'S PRIMARY REPRESENTATIVE NYC Housing Preservation & Development <sup>1</sup>			
	'ES	100 Gold Street <sup>⊥</sup>				
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		CITY STATE ZIP	STREET ADDRE			
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		* List additional applicants below:			- #	
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		Randal Fong <sup>L</sup> CO-APPLICANT (COMPANY/AGENCY OR OTHER ORGANIZATION )				
		ADDITIONAL APPLICANT REPRESENTATIVE:				
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# Basic Form LR - continued

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Basic Form LR – contin	nued
5. ENVIRONMENTAL	CITY ENVIRONMENTAL QUALITY REVIEW (CEQR) (Discuss with CEQR lead agency before completing) LEAD AGENCY NYC Housing Preservation & Development <sup>⊥</sup> CEQR NUMBER
REVIEW	TYPE OF CEQR ACTION:
	TYPE II Type II category:
	TYPE I Has EAS been filed? Yes No
	UNLISTED If yes, Date EAS filed:
	Has CEQR determination been made? Yes No
	If yes, what was determination? Negative Declaration
	CND Date determination (Attach Copy)
	Positive Declaration
	If Positive Declaration, has PDEIS been filed?
	Has Notice of Completion (NOC) for DEIS been issued?
	If PDEIS has not been filed, has final scope been issued?
6. COASTAL ZONE MANAGEMENT	IS SITE IN STATE DESIGNATED COASTAL ZONE MANAGEMENT (CZM)? AREA? No Ves X
7. RELATED	LIST ALL CURRENT OR PRIOR CITY PLANNING COMMISSION ACTIONS RELATED TO SITE:
ACTIONS BY CITY PLANNING	APPLICATION NO. DESCRIPTION/ DISPOSITION/STATUS CAL. NO. DATE
CITTPEANING	⊥ 26-32 Jackson Avenue Special Permits Application <sup>⊥</sup> ⊥
8. RELATED	LIST ALL OTHER CURRENT OR PRIOR CITY, STATE OR FEDERAL ACTIONS RELATED TO APPLICATION:
ACTIONS BY OTHER	REFERENCE NO. DESCRIPTION/ DISPOSITION/STATUS CAL. NO. DATE
AGENCIES	
•	1 1 1
9. FUTURE ACTIONS	LIST ALL FUTURE CITY, STATE OR FEDERAL ACTIONS REQUIRED TO IMPLEMENT THE PROPOSED ACTION:
REQUIRED	
<b>10.</b> APPLICANT (Attach authorizing	Eunice Suh, Assistant Commissioner, Planning 1 NAME AND TITLE OF APPLICANT OR AUTHORIZED REPRESENTATIVE
resolution(s), if applicable)	New York City Department of Housing Preservation & Development <sup>⊥</sup>
	APPLICANT'S COMPANY/AGENCY OR OTHER ORGANIZATION (IF ANY)
11. co-applicants	Randal Fong, Assistant Commisioner, Planning <sup>1</sup> NAME AND TITLE OF CO-APPLICANT OR AUTHORIZED REPRESENTATIVE New York City Department of Citywide Administrative Services <sup>1</sup>
(Attach authorizing resolution(s), if	CO-APPLICANT'S COMPANY/AGENCY OR OTHER ORGANIZATION
applicable)	1 Centre Street New York NY 10007 (212) 386-0618 <sup>⊥</sup>
	STREET ADDRESS CITY STATE ZIP TEL.NO. FAX
	⊥     NAME AND TITLE OF CO-APPLICANT OR AUTHORIZED REPRESENTATIVE     SIGNATURE OF CO-APPLICANT     DATE
	CO-APPLICANT'S COMPANY/AGENCY OR OTHER ORGANIZATION
	STREET ADDRESS CITY STATE ZIP TEL.NO. FAX
	Sector and the sector
ADMINISTRATIVE CODE	ANY PERSON WHO SHALL KNOWINGLY MAKE A FALSE REPRESENTATION ON OR WHO SHALL KNOWINGLY FALSIFY OR CAUSE TO BE FALSIFIED ANY FORM, MAP, REPORT OR OTHER DOCUMENT SUBMITTED IN CONNECTION WITH THIS APPLICATION SHALL BE GUILTY OF AN OFFENSE PUNISHABLE BY FINE OR IMPRISONMENT OR BOTH, PURSUANT TO SECTION 10-154 OF THE CITY OF NEW YORK ADMINISTRATIVE CODE.
NOTICE	THIS APPLICATION WILL BE DEEMED PRELIMINARY UNTIL IT IS CERTIFIED AS COMPLETE BY THE DEPARTMENT OF CITY PLANNING OR THE CITY PLANNING COMMISSION. ADDITIONAL INFORMATION MAY BE REQUESTED OF THE APPLICANT BY THE DEPARTMENT OF CITY PLANNING.

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	ty DispositionPD			
-	180386 PPQ			
1. Type of disposition	APPLICATION NO.			
(Check appropriate box)	a. DIRECT b. GENERAL			
2. Restrictions and conditions	a. PURSUANT TO ZONING b. RESTRICTED (Describe restrictions below, including any restrictions on disposition, term, or use of property. If additional space is required, attach separate sheet, Site Data Sheet, or Fact Sheet, and note here.)			
3.				
For direct disposition only	Indicate intended recipient of direct disposition*			
	a. FROM: New York City Department of Citywide Administrative Services			
	b. TO*: To be determined by agency Sponsor/ developer/ purchaser/ lessee or local public development corporation			
	<ul> <li>If recipient has not been selected or disposition is not limited to particular recipient, indicate "To be determined by agency" in item 3.b.</li> </ul>			
UDAA/	JDAAPHA			
	APPLICATION NO.			
	APPLICATION NO.			
Requested action (Check applicable	DESIGNATION*     PROJECT*+     DISPOSITION     (Also complete Site Data Sheet, Form H)     (Also complete Form PD, above)			
boxes and provide requested information				
	<ul> <li>For Projects, provide a separate sheet (labeled UDAAP Project Summary) with information relative to:</li> <li>a) Proposed Land Use</li> <li>b) Proposed Public, Semi-public, Private or Community Facilities or Utilities;</li> <li>c) Proposed New Codes and Ordinances</li> <li>d) Proposed Time Schedule for Effectuation</li> </ul>			
	d) Proposed time Schedule for Effectuation			

Land Use Revi	ew Application	Supplemental Form		
Propert	y Disposition	PD		
	<b>, , , , , , , , , ,</b>			
		APPLICATION NO.		
1.				
Type of disposition (Check appropriate		<b>b</b> []		
box)	a. 📕 DIRECT	<b>b.</b> GENERAL		
2.				
Restrictions and conditions	<b>a.</b> PURSUANT TO ZONING	b. RESTRICTED (Describe restrictions below, including any restrictions on disposition, term, or use of property. If additional space is required, attach separate sheet, Site Data Sheet, or Fact Sheet, and note here.)		
3. For direct disposition only	Indicate intended recipient of direct disposition*			
disposition only	a. FROM: New York City Departme	nt of Citywide Administrative Services		
		City Agency		
	<b>b.</b> TO*: To be determined by ager			
	Sponsor/ develop	er/ purchaser/ lessee or local public development corporation		

• If recipient has not been selected or disposition is not limited to particular recipient, indicate "To be determined by agency" in item 3.b.

UDAA/UDAAP ......HA

	APPLICATION NO.				
	APPLICATION NO.				
Requested action (Check applicable boxes and provide requested information)	DESIGNATION*     PROJECT*t     DISPOSITION     (Also complete Site Data Sheet, Form H)     (Also complete Form PD, above)     For designations and projects, the "Description of Proposal", item #3 on the LR form, must contain     information supporting an Urban Action Area Determination pursuant to sections 693 and 694 of the     General Municipal Law and an Urban Development Action Area Project pursuant to sections 692 and 694 of     the General Municipal Law.				
	<ul> <li>For Projects, provide a separate sheet (labeled UDAAP Project Summary) with information relative to:</li> <li>a) Proposed Land Use</li> <li>b) Proposed Public, Semi-public, Private or Community Facilities or Utilities</li> <li>c) Proposed New Codes and Ordinances</li> </ul>				

d) Proposed Time Schedule for Effectuation

# Land Use Review Application (LR)

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.....Item 2. Site Data

180386 PPQ ~

Application No.

Enter all property information on this Attachment Sheet if the site contains more than one property.

TAX BLOCK OR TAX BLOCK RANGE (Enter Range only if all Lots in Range are Included)	TAX LOT(S) OR TAX LOT RANGE	ADDRESS (House Number and Street Name) OR BOUNDING STREETS OR CROSS STREETS (If No Address)	·
<b>267</b> <sup>⊥</sup>	25⊥	26-46 Jackson Avenue <sup>⊥</sup>	
<b>267</b> <sup>⊥</sup>	21⊥	26-32 Jackson Avenue (Development Site) <sup>⊥</sup>	
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Project Description (LR Item 3) Project ID: P2017Q0386

### **LR ITEM 3: DESCRIPTION OF PROPOSAL**

26-32 Jackson Avenue Disposition of development rights from 26-46 Jackson Avenue to 26-32 Jackson Avenue

## 4/26/18

## 1. Introduction

The New York City Department of Housing Preservation and Development ("HPD") and the Department of Citywide Administrative Services ("DCAS") are seeking approval of the following actions in order to facilitate the development of a mixed-use building with approximately 361 residential units, of which approximately 112 residential units will be permanently affordable, and ground floor commercial space ("Proposed Development") on Block 267, Lot 21 ("Development Site") on Jackson Avenue in the Long Island City neighborhood of Community District 2 in the Borough of Queens.

- 1. The disposition of a negative easement on Queens Block 267, Lot 25 for the benefit of the Development Site in connection with the sale of approximately 296,315 square feet (SF) of development rights from Queens Block 267, Lot 25 to the Development Site at Queens Block 267, Lot 21.
- 2. The disposition of a permanent easement on Queens Block 267, Lot 25 for the benefit of the Development Site for the purposes of light and air for the Proposed Development on the Development Site.

There is one related and concurrent land use application: A private application from the private owner of the Development Site ("Owner") for a special permit per ZR 117-533 that would modify the street wall location provisions of ZR 117-531 and setback provisions of ZR 117-532 to permit the Proposed Development's street wall to not be located on the city-owned property street frontages. The applications are undergoing a joint environmental analysis and are part of the same CEQR application.

## 2. Background

The New York City Economic Development Corporation (EDC) issued a request in 2014, on behalf of the City, for proposals to purchase excess development rights associated with three City-owned properties underneath the Ed Koch Queensboro Bridge on- and off-ramps. HPD and DCAS now represent the City on the project to advance the affordable housing. Development rights were offered for purchase by adjacent owners. The owner of 26-32 Jackson Avenue (Block 267, Lot 21) submitted a proposal and was designated the recipient of development rights from Block 267, Lot 25. The sale of development rights will be facilitated by a zoning lot merger of Block 267, Lots 25 and 21 ("Project Area"). The consideration for the sale of the development rights is the development of affordable housing units.

The immediate area around the Project Area was rezoned in July of 2001 as part of the Special Long Island City Mixed Use District. This special purpose district intended to promote the

Project Description (LR Item 3) Project ID: P2017Q0386

development and expansion of residential, commercial, industrial, and cultural uses in the neighborhood. The Project Area is located in the Queens Plaza Subdistrict of the special purpose district. Since 2001, Long Island City has experienced a significant increase in housing development, yet few new developments in Long Island City have incorporated an affordable housing component. A R10-equivalent district is mapped to the northeast of the Project Area, offering an optional floor area incentive for new developments that provide affordable housing for low-income families. However, new developments in the adjacent R10-equivalent district have not utilized this incentive. Further, Inclusionary Housing designated areas are not currently mapped in the Queens Plaza Subdistrict. Therefore, the Zoning Resolution provides few incentives or regulations that encourage new affordable housing development in the Queens Plaza Nubdistrict.

#### 3. Surrounding Area

As shown on the Area Map included with this application, the Surrounding Area contains a mix of residential, commercial and retail, community facility, industrial, transportation and utility, vacant land, and parking uses. There are also several lots within the surrounding area that are currently under construction. Residential uses in the Surrounding Area include three- to fourstory walkups as well as new multifamily elevator apartment towers. Smaller residential buildings are located primarily in the northern portion of the study area and new apartment towers are concentrated near Jackson Avenue and Purves Street. Commercial uses are located throughout the surrounding area, particularly along Jackson Avenue and Hunter Street. Many of the other buildings facing these streets also contain ground-floor retail uses with residential uses above. There are also several industrial uses in the surrounding area. Transportation and utility uses in the surrounding area include an automotive repair company, a cab company, and the structure of the Ed Koch Queensborough Bridge approach ramps. Amtrak's Sunnyside Yard is also located nearby. The Long Island City Industrial Business Zone is approximately four blocks north of the Project Area, north of 23<sup>rd</sup> Street.

The Surrounding Area has experienced rapid residential, commercial, and retail growth in the past decade. Thousands of new dwelling units in high-rise towers have recently been added to the area, and thousands more are under construction or in the planning stages. Additionally, numerous retail outlets, restaurants, and cultural facilities have opened in the area to serve the growing residential population. Long Island City has adequate transportation infrastructure, including access to several subway lines with direct connections to Manhattan. There are a number of residential towers in the near vicinity of the Project Area that are currently under construction or recently completed and provide context for the Proposed Development. The area surrounding the Project Area consists of mixed-use zoning districts: the M1-5/R9 district in which it is situated; an M1-6/R10 district on the adjacent block west of 43<sup>rd</sup> Avenue, and an M1-5/R7-3 district to the north.

Within the surrounding area, a number of buildings have recently been completed and opened. The "Halo LIC" at 44-41 Purves Street about one block from the Project Area is a 26-story residential tower that opened in 2016. The "Vere," a 12-story condominium tower, opened in 2007 at 26-26 Jackson Avenue, adjacent to the Project Area. South of the "Vere" at 44-27 Purves Street, also in close proximity to the Project Area, is the "Vantage," a 14-story condominium tower that opened in 2006. One block to the west is 26-14 Jackson Avenue, a 15-story residential tower completed in 2014. There are also a number of developments under construction within the surrounding area. A 509-foot, 50-story residential tower named "Hayden" is under construction at 43-25 Hunter Street. "Watermark Court Square" is a 282-foot tall, 27-story luxury residential tower under construction at 27-19 44th Drive, on the block immediately to the west of the Project Area. On that same block is 44-26 Purves Street, which is under construction and will be 33-stories tall. In addition, under construction on the same block is the 27-story "Harrison," which is soon to be completed. To the east of the Project Area, a 54-story, 598-foot tall residential tower is rising out of the former Eagle Electric Manufacturing Building. Further to the west, just over 400 feet from the Project Area, a three-tower residential development is currently under construction at 28-10 Jackson Avenue. The towers will be 43, 45, and 53 stories tall. A new, nine-story Hyatt Place hotel is under construction immediately to the North of the Project Area.

Approximately two blocks west of the Project Area is the Court Square subway station, which is served by the E, M, G, and No. 7 trains. The Queens Plaza and Queensboro Plaza subway stations are about 5 blocks to the east and are served by the E, M, N, R, W, and No. 7 trains. Local bus lines in the area include the B62 and Q67, which run along Jackson Avenue. The Project Area is located within a "FRESH"<sup>1</sup> program area where discretionary tax incentives are available. Within 600 feet of the Project Area, there are no LPC-designated individual landmarks or historic districts. The nearest open space is Court Square Park on the south side of Jackson Avenue, approximately three blocks west of the Project Area.

In addition to the applications for the Project Area, two concurrent applications will be considered at 27-01 Jackson Avenue, directly across Jackson Avenue from the Project Area. DCAS and HPD are applying for the disposition of a negative easement corresponding to the sale of approximately 66,368 square feet of development rights from Block 432, Lots 18 and 29 and disposition of a light and air easement over Block 432, Lots 18 and 29 in each case for the benefit of adjacent property at Block 432, Lot 21 to facilitate the development of affordable housing on such adjacent property. The private owner of Block 432, Lot 21 is applying for a special permit per ZR 117-533 to modify the street wall location provisions of ZR 117-531 and setback provisions of ZR 117-532 to permit the street wall to not be located on street frontages of Block 432, Lots 18 and 29 and for a special permit per ZR 16-532 and 74-52 to allow for a 91-space public parking garage on the first, second, and third floors of the building.

## 4. / 5. Project Area & Proposed Development Site

The Project Area includes the privately-owned Development Site (Block 267, Lot 21) as well as the City-owned property at Block 267, Lot 25 from which the development rights will be transferred. The Project Area is located on the south side of Jackson Avenue (a "wide" 100-foot street) and the west side of Dutch Kills Street, and is partially covered by the Ed Koch Queensboro Bridge approach ramps directly above Block 267, Lot 25. Lot 25 has 50 feet of frontage on Jackson Avenue and occupies the entire 536.35-foot block front along Dutch Kills Street, comprising approximately 49,757 square feet (SF), so that together with the 10,000 SF

<sup>&</sup>lt;sup>1</sup> The Food Retail Expansion to Support Health Program (FRESH) is a zoning initiative that encourages the development and retention of stores that provide fresh meat, fruits, vegetables and other perishable food items in underserved neighborhoods.

Development Site, the Project Area occupies a total of 59,757 SF. The Development Site is an interior lot 50 feet from each corner, with 100 feet of frontage on Jackson Avenue, a depth of 100 feet and a lot area of 10,000 SF. It is built to a 0.93 floor area ratio (FAR) with a one-story, approximately 15-foot tall vacant building that was formerly a warehouse. Lot 25 is unimproved and used by City agencies for storage and parking. The Project Area is located within an M1-5/R9 zoning district in the Special Long Island City Mixed Use District, Queens Plaza Subdistrict, Area B, which allows a maximum of 8.0 FAR for all uses (ZR 117-522). The mixed use district permits a variety of residential, community facility, commercial and light manufacturing uses, generally in Use Groups 1-14, 16 and 17 (ZR 123-20, 117-51).

#### 6. Proposed Development

Approval of the proposed actions would facilitate the Proposed Development. The Proposed Development would be a 48-story (515-foot high), approximately 370,129 SF mixed-use building on the Development Site that would contain approximately 361 residential units on the fifth through forty-eighth floors (a total of 355,426 SF of residential floor area), 14,703 SF of retail space on the first and second floors, residential amenity space on the third floor, and mechanical space on the fourth floor.

Pursuant to a restrictive declaration to be entered into by the property owner, the affordable component of the Proposed Development would comply with the requirements of Option IV "Workforce Option" under the Mandatory Inclusionary Housing Program (MIH) set forth in Sections 23-154(d)(3) and 23-90 et. seq. of the New York City Zoning Resolution. To that end 30 percent of the total residential floor area of the Proposed Development, approximately 112 units would be reserved for households with incomes not to exceed a weighted average of 115 percent of area median income ("AMI") with 5 percent of the total residential floor area not to exceed 70 percent AMI and 5 percent of the total residential floor area not to exceed 90 percent AMI, which would amount to approximately 112 units. MIH is not being mapped pursuant to a rezoning because the proposed actions would not generate new residential floor area. Instead, permanently affordable housing is being provided as a consideration for the purchase of the development rights.

The Proposed Development uses development rights generated from Block 267, Lot 25. Lot 25's lot area of 49,757 SF generates 398,056 SF of development rights. The present application proposes to facilitate the sale of the 296,315 SF of development rights from Lot 25 to the Development Site, to be effectuated by a zoning lot merger, discussed below, which when added to the 80,000 SF of floor area generated by the 10,000 SF new zoning lot would total the 370,129 SF for the Proposed Development, which would amount to an FAR of 6.2 based on the 59,757 SF lot area of the Project Area. The easement for light and air over Lot 25 to be granted pursuant to this application would allow east- and south-facing units to have light and air over Lot 25. The ground floor's non-residential use, except for lobby space not to exceed 30 feet of frontage, would comply with the use regulations of ZR 117-512 (Map 2 in Appendix C), and the transparency requirements of ZR 117-513. No parking is required in the Long Island City Area (ZR 16-10) and none would be provided in the building; no curb cuts are proposed as they are

## 7. Actions Necessary to Facilitate the Proposed Development

The Proposed Development requires approval of the following actions:

1. <u>Disposition of a Negative Easement on City-Owned Property:</u> The negative easement corresponds to the sale of 296,315 SF of development rights from City-owned Block 267, Lot 25 to the Development Site, adjacent privately-owned property Block 267, Lot 21, restricted substantially to the uses described herein, to be memorialized by a ZLDA, and to be facilitated by combining Lot 25 and the Development Site into a single zoning lot by recording against the Development Site and Lot 25 a Declaration of Zoning Lot Restrictions, ZLDA, and/or other comparable instruments.

2. <u>Disposition of an Easement of Light and Air</u>: In order for the south- and eastfacing units in the Proposed Development to have legal light and air over Lot 25, this application would grant a permanent and perpetual easement for light and air, and unobstructed view, over Lot 25 and beginning at a horizontal plane equal to the base plane, except for existing structures including the existing Ed Koch Queensboro Bridge approach ramps that currently occupy these lots. The Light and Air Easement would be memorialized in the ZLDA and/or other comparable instruments to be recorded against the Development Site and Lot 25.

# 8. Conclusion

HPD and DCAS are seeking approval for a negative easement corresponding to the sale of development rights and grant of an easement for light and air from City-owned property to the owner of the adjacent property to facilitate a mixed-use development with approximately 361 residential units, approximately 112 of which would be permanently affordable, and ground floor commercial space. The approval of this application would facilitate economic benefits to the surrounding community and its residents while helping achieve important housing policy objectives.





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