

PUBLIC HEARING NOTICE
PROPOSED AMENDMENT TO CHAPTER 331, ZONING
RE: DAYCARE CENTERS

NOTICE is hereby given that the Council of the City of New Rochelle, New York, will hold a Public Hearing pursuant to Chapter 331 of the Code of the City of New Rochelle, Section 237-m of the General Municipal Law of the State of New York, and Sections 277.61 and 277.71 of the County Administrative Code, on *Wednesday*, September 13, 2017, at 7:00 P. M., in the Council Chamber, City Hall, 515 North Avenue, New Rochelle, New York, on a proposed amendment to the City's Zoning Code, Chapter 331, as follows:

ORDINANCE AMENDING SECTION 331-47, DMU DOWNTOWN MIXED USE DISTRICT, SECTION 331-48, DMUR DOWNTOWN MIXED USE URBAN RENEWAL DISTRICT, SECTION 331-54.1, NORTH AVENUE ZONE, SECTION 331-56, NB NEIGHBORHOOD BUSINESS DISTRICT, SECTION 331-57, DB DOWNTOWN BUSINESS DISTRICT, SECTION 331-58, LSR LARGE SCALE RETAIL DISTRICT, SECTION 331-58.1, LSR-1 LARGE SCALE RETAIL DISTRICT, SECTION 331-59 LI LIGHT INDUSTRY DISTRICT, SECTION 331-60 I INDUSTRY DISTRICT, SECTION 331-87, APPROVING AGENCIES, AND SECTION 331-113.6, DAY-CARE CENTERS, OF CHAPTER 331, ZONING, OF THE CODE OF THE CITY OF NEW ROCHELLE, AND RELATED MAP AMENDMENTS (DAY CARE CENTERS).

BE IT ORDAINED by the City of New Rochelle:

Section 1. Section 331-47, DMU Downtown Mixed Use District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-47. DMU Downtown Mixed Use District.

C. Uses allowed by special permit.

(1) Day care centers [located on through streets, above or below the main floor] as regulated by §331-113.6.]

[(2) Day care centers located on dead end streets, as regulated by §331-113.6.]

Section 2. Section 331-48, DMUR Downtown Mixed Use Urban Renewal District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-48. DMUR Downtown Mixed Use Urban Renewal District.

C. Uses allowed by special permit.

(1) Day care centers [located on through streets, above or below the main floor] as regulated by §331-113.6.

[(2) Day care centers located on dead end streets, as regulated by §331-113.6.]

Section 3. Section 331-54.1, North Avenue Zone, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-54.1. North Avenue Zone.

C. Uses allowed by special permit.

[(1) Day care centers.]

Section 4. Section 331-56, NB Neighborhood Business District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-54.1. NB Neighborhood Business District.

C. Uses allowed by special permit.

[(1) Day care centers, as regulated by § 331-113.6.]

Section 5. Section 331-57, DB Downtown Business District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-57 DB Downtown Business District.

C. Uses allowed by special permit.

[(1) Day care centers located on through streets, above or below the main floor as regulated by §331-113.6.]

[(2) Day care centers located on dead end streets, as regulated by §331-113.6.]

Section 6. Section 331-58, LSR Large Scale Retail District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-58 LSR Large Scale Retail District.

C. Uses allowed by special permit.

[(5) Day care centers, as regulated by §331-113.6.]

Section 7. Section 331-58.1, LSR-1 Large Scale Retail District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-58.1 LSR-1 Large Scale Retail District.

C. Uses allowed by special permit.

[(4) Day care centers, as regulated by §331-113.6.]

Section 8. Section 331-59, LI Light Industry District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-59 LI Light Industry District.

C. Uses allowed by special permit.

[(1) Day care centers, as regulated by §331-113.6.]

Section 9. Section 331-60, I Industry District, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-60 I Industry District.

C. Uses allowed by special permit.

[(1) Day care centers, as regulated by §331-113.6.]

Section 10. Section 331-87, Approving Agencies, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-87 Approving agencies.

B. Planning Board.

[(cc) Day care centers.]

C. Board of Appeals of Zoning. The Board of Appeals of Zoning shall have the authority to approve the following listed special permit uses:

[(2) Day care centers.]

Section 11. Section 331-113.6, Day-care centers, of Chapter 331, Zoning, of the Code of the City of New Rochelle is hereby amended as follows:

§ 331-113.6 Day-care centers.

The [Zoning] Planning Board may issue a special permit for a day-care center subject to the [submission by the applicant and acceptance by the Board of a satisfactory transportation management and parking plan showing the proposed utilization of the site and detailing the steps to be taken by the applicant to address traffic flow and safety concerns.] following:

1. Day-care centers shall be no more than 15,000 square feet in area.
2. Submission by the applicant and acceptance by the Board of a satisfactory transportation management and parking plan showing the proposed utilization of the site and detailing the steps to be taken by the applicant to address traffic flow and safety concerns.

Matter [bracketed] deleted.

Matter underlined added.

All persons interested are invited to attend said Public Hearing or submit written communications to the City Clerk at or before the Public Hearing.

By order of the City Council dated July 11, 2017, pursuant to Resolution No. 135.

BENNIE F. GILES, III, CITY CLERK