

PUBLIC HEARING NOTICE
PROPOSED AMENDMENT TO ZONING CODE, CHAPTER 331
RE: PRIVATE ART BETTERMENTS

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 Tuesday, June 12, 2018, 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 331-120.1, PRIVATE ART
BETTERMENTS, OF THE CODE OF THE CITY OF NEW ROCHELLE.

BE IT ORDAINED by the City of New Rochelle:

Section 1. Section 331-120.1, Private Art Betterments, is hereby amended by as follows:

§ 331-120.1. Private Art Betterments.

C. Site Plans Subject to Private Art Betterments.

(1) Any application to the Planning Board for site plan approval filed pursuant to Chapter 331, Zoning, for any project in excess of 50,000 square feet of Gross Floor Area shall include a plan for a Private Art Betterment which shall be commensurate with the scale of the proposed project and shall be easily visible and/or accessible to the public.

(2) [The Municipal Art Commission and the PARC shall make recommendation to the Planning Board regarding the Private Art Betterment as to its artistic merit, appropriateness, scale, public benefit, accessibility and overall quality within the context of the overall design of the project.] The Private Art Betterment shall be a condition of site plan approval, subject to final approval by the Municipal Art Commission.

[E. Visual Impact Analysis for Private Art Betterment. A visual impact analysis of the Private Art Betterment shall be required as part of the State Environmental Quality Review (SEQR) process for the project.]

~~[F]E.~~ Determination by [Planning Board] Municipal Art Commission. In making its determination to grant, deny, or grant with conditions the Private Art Betterment as required under this section, the [Planning Board Municipal Art Commission] shall consider the following factors:

- (1) Is the scale of the Private Art Betterment commensurate with the overall scale of the project?
- (2) Is the Private Art Betterment consistent with the surrounding environs and does it express a genuine artistic and aesthetic content?

(3) The recommendation(s) made by the Municipal Art Commission and PARC and any response(s) to said recommendation(s) made by the applicant.

[G. Incorporation of Private Art Betterment in Site Plan. The Private Art Betterment shall be incorporated, made a part of, and governed by the Site Plan and Site Plan Resolutions in accordance with Article XIII of this chapter.]

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 May 15, 2018, pursuant to Resolution No. 85.

OMAR T. SMALL, INTERIM, CITY CLERK