



## **Zoning Resolution**

**THE CITY OF NEW YORK**  
**Zohran K. Mamdani, Mayor**

**CITY PLANNING COMMISSION**  
**Sideya Sherman, Chair**

# **33-431 - In C1 or C2 Districts with bulk governed by surrounding Residence District**

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## 33-431 - In C1 or C2 Districts with bulk governed by surrounding Residence District

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LAST AMENDED

12/5/2024

C1-1 C1-2 C1-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5

In the districts indicated, the maximum height of a front wall and the required front setback of a #building or other structure# shall be determined by the #Residence District# within which such #Commercial District# is mapped and, except as otherwise set forth in this Section, shall be as set forth in the following table:

**MAXIMUM HEIGHT OF FRONT WALL AND REQUIRED FRONT SETBACKS**

#Initial Setback Distance# (in feet)		Maximum Height of a Front Wall or other portion of a #Building or Other Structure# within the	#Sky Exposure Plane#	#Zoning Lot# (Expressed as a Ratio of Vertical Distance to Horizontal Distance)			
		#Initial Setback Distance#	Height above the #Street Line# (in feet)	Slope over		Slope over	
On #Narrow Street#	On #Wide Street#			On #Narrow Street#	On #Wide Street#	On #Narrow Street#	On #Wide Street#
				Vertical Distance	Horizontal Distance	Vertical Distance	Horizontal Distance

Within R1, R2, R3, R4, R5, R5A or R5B Districts

20	15	30 feet or two #stories#, whichever is less	30	1	to 1	1	to 1
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Within R6 or R7 Districts

20            15            60 feet or            60            2.7            to 1            5.6            to 1  
four  
#stories#,  
whichever is  
less

Within R8, R9, R10, R11 or R12 Districts

20            15            85 feet or six            85            2.7            to 1            5.6            to 1  
#stories#,  
whichever is  
less

However, in accordance with the provisions of Section [32-42](#) (Location Within Buildings), no #commercial building# or portion thereof occupied by non-#residential uses# listed under Use Groups VI through X shall exceed in height 30 feet or two #stories#, whichever is less.

For #community facility buildings# or #buildings# used for both #community facility# #use# and #commercial# #use#, when located in #Commercial Districts# mapped within R4, R5, R5A or R5B Districts, the maximum height of a front wall shall be 35 feet or three #stories#, whichever is less, and the height above #street line# shall be 35 feet and, when mapped within R7-2 or R7-3 Districts, the maximum height of a front wall shall be 60 feet or six #stories#, whichever is less.

In C1 or C2 Districts mapped within R1, R2 or R3 Districts in the Borough of Staten Island or in Community District 10 in the Bronx, for #buildings# containing ambulatory diagnostic or treatment health care facilities listed under Use Group III(B), or child care services, as listed under the definition of #school# in Section [12-10](#) (DEFINITIONS), the maximum height of a front wall or other portion of a #building# within the #initial setback distance# shall be 35 feet, or three #stories#, whichever is less. However, such increased height shall only be permitted beyond 20 feet of a #Residence District#

boundary or beyond 20 feet of any portion of a #building# containing a #residential use# located in a #Commercial District#.