**Zoning Resolution**

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

CITY PLANNING COMMISSION
**Sideya Sherman, Chair**

# 36-20 - REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES

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## 36-20 - REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES

LAST AMENDED
12/15/1961

## 36-21 - General Provisions

LAST AMENDED
12/5/2024

C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, #accessory# off-street parking spaces, open or enclosed, shall be provided in conformity with the requirements set forth in the table in this Section for all #developments# after December 15, 1961, for the #commercial# or #community facility# #uses# listed in the table. If an #enlargement# results in a net increase in the #floor area# or other applicable unit of measurement specified in the table, the same requirements set forth in the table shall apply to such net increase in the #floor area# or other specified unit of measurement. In addition, all other applicable requirements of this Chapter shall apply as a condition precedent to the #use# of such #development# or #enlargement#.

A parking space is required for a portion of a unit of measurement one-half or more of the amount set forth in the table.

For the purposes of this Section, a tract of land on which a group of such #uses# is #developed#, under single ownership or control, shall be considered a single #zoning lot#.

For those #uses# for which rated capacity is specified as the unit of measurement, the Commissioner of Buildings shall determine the rated capacity as the number of persons that may be accommodated by such #uses#.

The requirements of this Section shall be waived in the following situations

(a) when, as a result of the application of such requirements, a smaller number of spaces would be required than is specified by the provisions of Section 36-23 (Waiver of Requirements for Spaces Below Minimum Number);

(b) when the Commissioner of Buildings has certified, in accordance with the provisions of Section 36-24 (Waiver of Requirements for All Zoning Lots Where Access Would Be Forbidden), that there is no way to arrange the spaces with access to the #street# to conform to the provisions of Section 36-53 (Width of Curb Cuts and Location of Access to the Street); and

(c) for certain #zoning lots#, #developments# or #enlargements# below minimum thresholds pursuant to Section 36-25 (Waiver for Certain Small Zoning Lots or Establishments).

For the purposes of applying the loading requirements of this Chapter, #uses# are grouped into the following Parking Requirement Categories (PRC) based on how requirements are measured. The specific designations for #uses# are set forth in the Use Group tables.

| **Parking Requirement Category** | **Type of Requirement** |
|---|---|
| PRC – A | square feet of #floor area# |
| PRC – B | person-rated capacity |
| PRC – C | square feet of #lot area# |

| | |
|---|---|
| PRC – D | square feet of #floor area#, or number of employees |
| PRC – E | number of beds |
| PRC – F | guest rooms or suites |
| PRC – G | other |

## REQUIRED OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES

| **Parking Requirement Category** | **PRC - A** | | | | **PRC - B** | | | **PRC - C** |
|---|---|---|---|---|---|---|---|---|
| | **A1** | **A2** | **A3** | **A4** | **B1** | **B2** | **B3** | |
| **Unit of measurement** | **per square feet of #floor area#** 1 | | | | **per persons-rated capacity** | | | **per square feet of # lot area#** 4 |
| C1-1 C2-1 C3 C4-1 | 1 per 100 | 1 per 150 | 1 per 150 [2, 3] | 1 per 400 | 1 per 4 | 1 per 8 | 1 per 10 | 1 per 500 |
| C1-2 C2-2 C4-2 C8-1 | 1 per 200 | 1 per 300 | 1 per 300 [2, 3] | 1 per 600 | 1 per 8 | | | |
| C1-3 C2-3 C4-2A C4-3 C8-2 | 1 per 300 | 1 per 400 | 1 per 400 [2] | 1 per 800 | 1 per 12 | 1 per 16 | 1 per 20 | 1 per 2,000 |

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| C1-4 C2-4 C4-4 C4-5D C8-3<br><br>C7 outside the #Greater Transit Zone# | 1 per 1,000 | 1 per 1,000 | 1 per 1,000 | 1 per 1,000 | 1 per 25 | None required | None required | None required |
| C1-5 C1-6 C1-7 C1-8 C1-9 C2-5 C2-6 C2-7 C2-8 C4-4A C4-4L C4-5 C4-5A C4-5X C4-6 C4-7 C4-8 C4-9 C4-11 C4-12 C5 C6 C8-4<br><br>C7 within the #Greater Transit Zone# | None required | None required | None required | None required | None required | None required | None required | None required |

1 For ambulatory diagnostic or treatment facilities listed under Use Group III(B), #cellar# space, except #cellar# space used for storage shall be included to determine parking requirements.

2 Parking requirements for #uses# in PRC-A3 may be reduced by permit of the Board of Standards and appeals in accordance with the provisions of Section 73-44.

3 In C1-1, C1-2, C2-1 and C2-2 Districts mapped within R3-2 Districts, the parking requirements for ambulatory diagnostic or treatment health care facilities shall be 1 per 400 square feet of #floor area# when located above the first #story# ceiling.

4 In the case of golf driving ranges, the requirements in this table apply only to that portion of the range used for tees.

| **Parking Requirement Category** | **PRC - D** | | **PRC - E** | | | **PRC - F** | |
|---|---|---|---|---|---|---|---|
| | **D1** | **D2** | **E1** | **E2** | **E3** 7 | **F1** | **F2** |
| **Unit of measurement** | **per square feet of #floor area# or per employees** 5 | | **per bed** | | | **per guest room or suites** | |

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| C1-1 C2-1 C3 C4-1 | 1 per 1,000 sq ft or 1 per 3 employees, whichever will require a larger number of spaces | 1 per 2,000 sq ft or 1 per 3 employees, whichever will require a lesser number of spaces | 1 per 5 6 | 1 per 6 | 1 per 10 | 1 per 1 | 1 per 4 |
| C1-2 C2-2 C4-2 C8-1 | | | | | | | 1 per 8 |
| C1-3 C2-3 C4-2A C4-3 C8-2 | | | 1 per 8 6 | 1 per 12 | 1 per 20 | | 1 per 12 |
| C1-4 C2-4 C4-4 C4-5D C8-3<br><br>C7 outside the #Greater Transit Zone# | | | | None required | None required | | |
| C1-5 C1-6 C1-7 C1-8 C1-9 C2-5 C2-6 C2-7 C2-8 C4-4A C4-4L C4-5 C4-5A C4-5X C4-6 C4-7 C4-8 C4-9 C4-11 C4-12 C5 C6 C8-4<br><br>C7 within the #Greater Transit Zone# | None required | None required | 1 per 10 6 | None required | None required | | None required |

5 For predominantly open storage of miscellaneous #uses# in PRC-D2, the #lot area# used for such #uses# shall be considered as #floor area# for the purposes of these requirements.

6 Parking requirements for #uses# in PRC-E1 are in addition to area utilized for ambulance parking.

7 Independent living #dwelling units# within a continuing care retirement community shall be subject to the #accessory# off-street parking requirements of Section 36-30. For the purposes of applying such requirements, #dwelling units# shall be as defined in Section 12-10.

| **Parking Requirement Category** | **PRC - G** | | | | | |
|---|---|---|---|---|---|---|
| | **Agricultural #uses#** | **Outdoor racket courts** | **Outdoor skating rinks** | **Colleges, universities or seminaries** | **#Schools#** | **Libraries, or non-co art ga** |

| Unit of measurement | per square feet of #lot area# used for selling purposes | per court | per square feet of #lot area# | per square feet of #floor area# used for classrooms, laboratories, student centers or offices | per square feet of #floor area# | per squa #floor |
|---|---|---|---|---|---|---|
| C1-1 C2-1 C3 C4-1 | 1 per 1,000 | 1 per 2 | 1 per 800 | 1 per 800 | None required | 1 per |
| C1-2 C2-2 C4-2 C8-1 | | | | | | 1 per |
| C1-3 C2-3 C4-2A C4-3 C8-2 | 1 per 2,500 | 1 per 5 | 1 per 2,000 | 1 per 2,000 | | 1 per |
| C1-4 C2-4 C4-4 C4-5D C8-3<br><br>C7 outside the #Greater Transit Zone# | None required | None required | None required | None required | | None r |
| C1-5 C1-6 C1-7 C1-8 C1-9 C2-5 C2-6 C2-7 C2-8 C4-4A C4-4L C4-5 C4-5A C4-5X C4-6 C4-7 C4-8 C4-9 C4-11 C4-12 C5 C6 C8-4<br><br>C7 within the #Greater Transit Zone# | None required | None required | None required | None required | | None r |

8 Parking requirements for houses of worship shall be applicable only to the facility's largest room of assembly; however, rooms separated by movable partitions shall be considered a single room.

| Parking Requirement Category | PRC - G (continued) | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| | Court houses | Fire or Police stations | Prisons | Docks | Camps, overnight and day | Post Offices | Funeral Establishments | R acad st |

| Unit of measurement | per square feet of #floor area# | per square feet of #floor area# | per beds-rated capacity | see Section 62-43 | per square feet of #lot area# or per employees | per square feet of #floor area# | per square feet of #floor area# | per sq of #flo |
|---|---|---|---|---|---|---|---|---|
| C1-1 C2-1 C3 C4-1 | 1 per 500 | None required | 1 per 10 | see Section 62-43 | 1 per 2,000 or 1 per 3 | 1 per 800 | 1 per 200 | None |
| C1-2 C2-2 C4-2 C8-1 | 1 per 800 | | | | | 1 per 1,200 | 1 per 400 | |
| C1-3 C2-3 C4-2A C4-3 C8-2 | 1 per 1,000 | | 1 per 20 | | | 1 per 1,500 | 1 per 600 | |
| C1-4 C2-4 C4-4 C4-5D C8-3<br><br>C7 outside the #Greater Transit Zone# | 1 per 2,000 | | None required | | | 1 per 2,000 | | |
| C1-5 C1-6 C1-7 C1-8 C1-9 C2-5 C2-6 C2-7 C2-8 C4-4A C4-4L C4-5 C4-5A C4-5X C4-6 C4-7 C4-8 C4-9 C4-11 C4-12 C5 C6 C8-4<br><br>C7 within the #Greater Transit Zone# | None required | | None required | | | None required | None required | |

## 36-211 - Special provisions in certain areas

LAST AMENDED
6/6/2024

In C1-1, C1-2, C2-1 and C2-2 Districts mapped within R1, R2, R3A, R3X and R3-1 Districts, and C4-1 and C4-2 Districts, in the Borough of Staten Island and Community District 10 in the Borough of the Bronx, the following parking requirements shall apply to certain #uses#:

(a) the parking requirements for child care services, as listed under the definition of #school# in Section 12-10 (DEFINITIONS), in #lower density growth management areas# shall be 1 per 1,000 square feet when located in #community facility buildings# or when located above the first #story# ceiling in #buildings# with both #commercial# and #community facility uses#; and

(b) the parking requirements for #ambulatory diagnostic or treatment health care facilities# shall be 1 per 400 square feet of #floor area# and #cellar# space, except #cellar# space used for storage, when located in #community facility buildings# or when located above the first #story# ceiling in #buildings# with both #commercial# and #community facility uses#.

## 36-22 - Special Provisions for a Single Zoning Lot With Uses Subject to Different Parking Requirements

LAST AMENDED
6/6/2024

C1 C2 C3 C4 C5 C6 C7 C8

In all districts indicated, where any #building# or #zoning lot# contains two or more #uses# having different parking requirements as set forth in the following Sections, the parking requirements for each type of #use# shall apply to the extent of that #use#:

Section 36-21 (General Provisions)

Section 36-31 (General Provisions).

However, the number of spaces required for #uses# in parking requirement category B1, when in the same #building# or on the same #zoning lot# as any other #use# may be reduced by the Board of Standards and Appeals in accordance with the provisions of Section 73-431 (Reduction of parking spaces for places of assembly).

## 36-23 - Waiver of Requirements for Spaces Below Minimum Number

LAST AMENDED
12/15/1961

C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, the requirements for #accessory# off-street parking spaces shall be subject to the waiver provisions of this Section.

## 36-231 - In districts with high, medium or low parking requirements

LAST AMENDED
6/6/2024

C1-1 C1-2 C1-3 C2-1 C2-2 C2-3 C3 C4-1 C4-2 C4-3 C7 C8-1 C8-2

In the districts indicated, except for the #uses# listed in Section 36-233 (Exceptions to application of waiver provisions), and except as otherwise provided in Section 36-27 (Waiver for Certain Small Zoning Lots or Establishments), the parking requirements set forth in Sections 36-21 (General Provisions) or 36-22 (Special Provisions for a Single Zoning Lot With Uses Subject to Different

Parking Requirements) shall not apply to #commercial# #uses# or to #community facility# #uses#, if the total number of #accessory# off-street parking spaces required for all such #uses# on the# zoning lot# is less than the number of spaces set forth in the following table:

| Districts | Number of Spaces |
|---|---|
| C1-1 C2-1 C3 C4-1 | 10 |
| C1-2 C2-2 C4-2 C8-1 | 15 |
| C1-3 C2-3 C4-2A C4-3<br>C7 outside the #Greater Transit Zone#<br>C8-2 | 25 |

## 36-232 - In districts with very low parking requirements

LAST AMENDED
6/6/2024

In C1-4, C1-5, C1-6, C1-7, C1-8, C1-9, C2-4, C2-5, C2-6, C2-7, C2-8, C4-4, C4-5, C4-6, C4-7, C5, C6, C7 within the #Greater Transit Zone#, C8-3 or C8-4 Districts, except for the #uses# listed in Section 36-233 (Exceptions to application of waiver provisions), the parking requirements set forth in Section 36-21 (General Provisions) or Section 36-22 (Special Provisions for a Single Zoning Lot With Uses Subject to Different Parking Requirements) shall not apply to:

(a) #commercial# #uses# in parking requirement category A1 or A2, if the total number of #accessory# off-street parking spaces required for all such #uses# on the #zoning lot# is less than 40, or 100 in the case of C6-1A Districts; or

(b) #commercial# #uses# in any one of parking requirement categories A3, A4, B1, C or F, or a permitted #community facility# #use#, if the number of #accessory# off-street parking spaces required for the #uses# in each such category or for each such #community facility# #use# is less than 40.

## 36-233 - Exceptions to application of waiver provisions

LAST AMENDED
6/6/2024

C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, the waiver provisions of Section 36-23 (Waiver of Requirements for Spaces below Minimum Number) shall not apply to the following types of #uses#:

(a) #Uses# within parking requirement category (PRC) D.

(b) The following #commercial# #uses# in PRC -F or G:

Camps, overnight or day

#Motels# or #tourist cabins

(c) The following #community facility# #uses# in PRC-G:

Agricultural #uses#, including greenhouses, nurseries, or truck gardens

Outdoor racket courts.

## 36-24 - Waiver of Requirements for All Zoning Lots Where Access Would Be Forbidden

LAST AMENDED
4/14/2010

C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, the requirements set forth in Sections 36-21 (General Provisions) or 36-22 (Special Provisions for a Single Zoning Lot With Uses Subject to Different Parking Requirements) shall not apply to any #building# or #zoning lot# as to which the Commissioner of Buildings has certified that there is no way to arrange the required spaces with access to the #street# to conform to the provisions of Section 36-53 (Width of Curb Cuts and Location of Access to the Street). The Commissioner of Buildings may refer such matter to the Department of Transportation for a report and may base the determination on such report.

## 36-25 - Waiver for Certain Small Zoning Lots or Establishments

LAST AMENDED
12/5/2024

C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, the parking requirements of Section 36-21 (General Provisions) for certain #uses# shall be waived in accordance with this Section:

(a) For #uses# in parking requirement category (PRC) D1, no #accessory# off-street parking requirements shall apply where either the #floor area# allocated to such #use# is less than 7,500 square feet or the number of employees is fewer than 15;

(b) For #uses# in PRC-D2, no #accessory# off-street parking requirements shall apply where either the #floor area# allocated to such #use# is less than 10,000 square feet or the number of employees is fewer than 15;

(c) For camps, overnight or day, no #accessory# off-street parking requirements shall apply where either the #lot area# is less than 10,000 square feet or the number of employees is fewer than 10; and

(d) In C1-1, C1-2, C2-1 and C2-2 Districts mapped within R1, R2, R3A, R3X and R3-1 Districts and in C4-1 and C4-2 Districts, in the Borough of Staten Island and in Community District 10 in the Borough of the Bronx, for #zoning lots# with a #lot area# of 4,000 square feet or less with #buildings# containing either ambulatory diagnostic or treatment health care facilities listed under Use Group III(B) or child care services listed under the definition of #school# in Section 12-10 (DEFINITIONS), no #accessory# off-street parking spaces shall be required, provided such #zoning lot# existed both on January 18, 2011, and on the date of application for a building permit.

## 36-26 - Waiver for Mixed-use Developments

LAST AMENDED

12/5/2024

C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, the non-residential parking requirements of Section 36-20 shall be waived for #uses# located within #buildings# containing #residences# on any #zoning lot#:

(a) within the #special mixed use parking area#;

(b) with a #lot area# of 10,000 square feet or less that is located within the remaining portion of the #Outer Transit Zone#; or

(c) with a #lot area# of 5,000 square feet or less that is located outside the #Greater Transit Zone#.