



## **Zoning Resolution**

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

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

# **63-40 - CERTIFICATION FOR CHANGE OF USE OF A FRESH FOOD STORE**

File generated by <https://zr.planning.nyc.gov> on 6/14/2026

---

## 63-40 - CERTIFICATION FOR CHANGE OF USE OF A FRESH FOOD STORE

---

LAST AMENDED

12/9/2009

A #FRESH food store# for which a certification has been issued pursuant to Section [63-30](#) may be changed to any #use# permitted by the underlying district upon certification by the Chairperson of the City Planning Commission that such change of #use# would not create a new #non-compliance#, increase the degree of #non-compliance# of #buildings# on the #zoning lot#, or result in fewer #accessory# off-street parking spaces than required by the new #use# pursuant to Section [63-24](#) (Required Accessory Off-street Parking Spaces in Certain Districts).

If a certification pursuant to this Section is granted, a notice of cancellation, in a form acceptable to the Department of City Planning, of the declaration of restrictions recorded pursuant to Section [63-30](#) shall be executed and recorded in the Office of the City Register of the City of New York against all tax lots comprising the former #FRESH food store#.