Zoning Resolution

THE CITY OF NEW YORK
Zohran K. Mamdani, Mayor

CITY PLANNING COMMISSION
Sideya Sherman, Chair

81-10 - USE REGULATIONS

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81-10 - USE REGULATIONS

LAST AMENDED
8/9/2017

81-11 - Modifications of Use Regulations in Subdistricts

LAST AMENDED
8/9/2017

The #use# regulations of the underlying districts are modified in:

(a) the East Midtown Subdistrict in accordance with the provisions of Section 81-62 (Special Use Provisions), inclusive;

(b) the Theater Subdistrict in accordance with the provisions of Sections 81-72 (Use Regulations Modified) and 81-73 (Special Sign and Frontage Regulations); and

(c) the Fifth Avenue Subdistrict in accordance with the provisions of Section 81-82 (Special Regulations on Permitted and Required Uses).

81-12 - Special Retail Continuity Requirements

LAST AMENDED
5/13/1982

Special requirements for allocation of frontage to retail and service #uses# along designated #streets# are set forth in Section 81-42 (Retail Continuity Along Designated Streets).

81-13 - Special Permit Use Modifications

LAST AMENDED
6/6/2024

No special permits shall be issued by the Board of Standards and Appeals for #automotive service stations# pursuant to Section 73-163, for any #zoning lots# with frontage on any of the #streets# designated in Sections 81-42 (Retail Continuity Along Designated Streets) or 81-43 (Street Wall Continuity Along Designated Streets).

No other special permit #use# within the #Special Midtown District# shall be granted by the Board of Standards and Appeals pursuant to Section 73-10 (SPECIAL PERMIT USES) or by the City Planning Commission pursuant to Section 74-10 through 74-20, inclusive, without a finding that such special permit #use# will be consistent with the purposes and provisions of this Chapter.

81-14 - Modification of Sign and Frontage Regulations in the Fifth Avenue Subdistrict

LAST AMENDED
4/28/1988

81-141 - Special sign regulations

(a) For all existing and new #uses# in the Fifth Avenue Subdistrict, #signs# shall not be permitted on the exterior of any #building# below a level of 10 feet above #curb level#. The aggregate #surface area# of all #signs# in ground floor windows is restricted to not more than one-third of the window area.

Any #sign# that does not comply with the provisions of this paragraph, (a), shall be terminated, except that a #sign# which the Chairperson of the City Planning Commission certifies is an integral part of the #building#, shall not be required to terminate.

(b) In a C5-3 District within the Fifth Avenue Subdistrict, the Chairperson of the City Planning Commission may, by certification, modify the requirements of Section 32-655 (Height of signs in all other Commercial Districts), to allow a single non-#illuminated sign# per #building#, other than an #advertising sign#, to be located at a height between 25 and 50 feet above #curb level#, provided that the permitted #sign# shall:

(1) be limited to one name and/or address of the #building# or the name of an establishment located therein, consisting only of individual letters and/or numbers not exceeding 18 inches in height;

(2) not be within a frame, a border, or any kind of background other than the #building# facade;

(3) not project more than three inches from the facade of the #building#; and

(4) not exceed 25 square feet in aggregate #surface area#.

(c) On any #zoning lot# occupied by a landmark designated by the Landmarks Preservation Commission which lies partially or wholly within the Fifth Avenue Subdistrict, the Chairperson of the City Planning Commission may, by certification, modify the applicable

#sign# regulations of Section 32-60 to permit #illuminated signs# on the open area of the #zoning lot#, provided that such #signs# shall:

(1) be a re-creation of historic #signs# and that the Landmarks Preservation Commission has issued a Certificate of Appropriateness or other permit for such #signs#;

(2) not exceed a #surface area# of 12 square feet per #sign#; and

(3) not project across a #street line#.

81-142 - Special frontage regulations

LAST AMENDED
2/2/2011

(a) Transparency requirement

On #wide street# frontages in underlying C5 Districts, at least 50 percent of a #building's# #street wall# surface shall be glazed and transparent at the ground floor level, and not more than 50 percent of such transparent surface shall be painted. For the purpose of the glazing requirements, the #building's# #street wall# surface at the ground floor level shall be measured from the floor to the height of the ceiling or 14 feet above grade, whichever is less.

(b) Banners or pennants

The display of banners or pennants from the exterior of any #building# in an underlying C5 District is prohibited.