



## **Zoning Resolution**

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

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

# **107-73 - Exceptions to Height Regulations**

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## 107-73 - Exceptions to Height Regulations

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LAST AMENDED

6/29/1989

For any #development#, the City Planning Commission may grant a special permit to modify the height regulations as set forth in Section [23-42](#) (Height and Setback Requirements in R1 Through R5 Districts) and Section [107-43](#), provided that the Commission finds that:

- (a) such #development# is so located as not to impair the essential character of the surrounding area;
- (b) by concentrating permitted #floor area# in a #building# or #buildings# of greater height covering less land, the preservation of existing topography, #designated open space# or the protection of an outstanding view from a public space, will be assured, and that such preservation would not be possible by careful siting of lower #buildings# containing the same permitted #floor area# and covering more land; and
- (c) that the #development's# design proposals take full advantage of all special characteristics of the site.