President
DAVID R. MARTIN
Clerk of the Board
ANNIE M. SUMMERVILLE

26TH BOARD OF REPRESENTATIVES CITY OF STAMFORD

Majority Leader
JOHN J. BOCCUZZI
Minority Leader
RALPH F. LOGLISCI

RESOLUTION NO. 2978
FINAL AUTHORIZATION OF THE ACQUISTION BY NEGOTIATION OR EMINENT DOMAIN OF RIGHTS OF WAY FOR THE STAMFORD URBAN TRANSITWAY PROJECT

Whereas, the City of Stamford has recognized that there is a need for a new or reconstructed Transitway that will provide a link between I-95 at Elm Street to the Stamford Transportation Center and will include Bus/HOV lanes in addition to general-use travel lanes, bike lanes, and pedestrian sidewalks;

Whereas, the City has recognized that this Transitway will require property acquisition including full and partial takings and permanent easements;

Whereas, the Board of Representatives of the City of Stamford has by Resolution No. 2573 adopted on May 1, 2000 authorized the Mayor to file an application with the Secretary of Transportation for a grant to aid in the financing of planning, capital and/or operating assistance for the Stamford Urban Transitway;

Whereas, after newspaper notice, the City conducted a Public Information Meeting on October 9, 2001 to explain the impact upon the parcels located between Elm Street (the easternmost project limit) and Atlantic Street (the westernmost project limit) and the residential family relocations and business relocations that have been identified;

Whereas, the City conducted, after newspaper notice, a Public Hearing on draft Environmental Assessment and 4(f) Evaluation on July 9, 2002 for the Stamford Urban Transitway;

Whereas, the Federal Transit Administration has issued FONSI Approval (Finding of No Significant Impact Issued on project Environmental Assessment Document) on April 4, 2003;

Whereas, after newspaper notice, the City conducted a Public Information Meeting for June 10, 2003 to explain the Stamford Urban Transitway;

Whereas, FTA has issued an approval to enter into Final Design on August 21, 2003;

Whereas, the City has provided public information by creating and updating information to the website on the Stamford Urban Transitway project;

Whereas, there have been meetings at various times over the past three years to receive all necessary approvals from the Planning Board, Board of Finance and Board

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of Representatives to approve funding of the City's 20% share of the Stamford Urban Transitway project;

Whereas, the City has entered into an intergovernmental agreement with various parties to perform property acquisition services on approximately seventy-one (71) parcels, relocation of approximately eighteen (18) businesses, and relocation of approximately forty-one (41) households, for the Stamford Urban Transitway Right of Way,

Whereas, the Engineering Bureau has prepared or caused to be prepared taking maps for approximately seventy-one (71) parcels required for the construction of Urban Transitway Right of Way, posted on the website (*www.cityofstamford.org/engineering/UrbanTransitway/RightOfWay/ImpactedProertyList.asp*),

Whereas, the Board of Representatives along with the Engineering Bureau and Board of Finance has held a public hearing on April 15, 2004 after publication in the local newspaper and notice by certified, return receipt mail, to all property owners, to authorize the acquisition or condemnation of the parcels necessary for the Stamford Urban Transitway project;

Whereas, on May 3, 2004, the Board of Representatives passed "Resolution Number 2887 Authorizing the Acquisition by negotiation or Eminent Domain of Rights of Way for the Stamford Urban Transitway Project;"

Whereas, thereafter, the Mayor directed the Department of Operations to prepare a report (the "Mayor's Report") which contains the preliminary engineering, surveys, plans, profiles, specifications and cost estimates, which report (on file in the Engineering Bureau) was submitted to the Director of Administration;

Whereas, the Director of Administration estimated the damages for each piece of property and published (three times in the Stamford Advocate) said estimate of damages, along with notice of the Mayor's Report, together with the date, times and place for each property owner to be heard on the assessed benefits and damages;

Whereas, the Director of Administration also caused his estimate of damages to be sent by registered mail to each property owner and person affected;

Whereas, the Director of Administration caused hearings to be conducted with each property owner and each person affected who wished to be heard with respect to the assessed benefits and damages for each piece of property;

Whereas, the Director of Administration has issued a Final Report stating the price for each piece of property and the name of the property owner, which report is attached hereto;

Now therefore, the Board of Representatives hereby declares pursuant to Charter Sec. 8-60-7 that it accepts the Final Report of the Director of Administration and that the public necessity, safety, health and welfare require that the Stamford Urban Transitway project go forward, and

That the Board of Representatives hereby exercises its powers under Sec. 8-60-1, et seq, and instructs the City to proceed with the Stamford Urban Transitway project in a manner consistent with the Mayor's Report and the Final Report of the Director of Administration.

This resolution was approved by a machine vote of 31-3-0 at the regular monthly meeting of the 26th Board of Representatives held on Monday, May 2, 2005.

Valerie A. Pankosky, Administrative
Assistant & Recording Secretary

APPROVED

Mayor Dannel P. Malloy

cc: Mayor Dannel P. Malloy
Tim Curtin, Director of Operations
Benjamin Barnes, Dir. of Administration
Thomas M. Cassone, Director of Legal Affairs
William Callion, Director of Public Safety, Health & Welfare
Donna Loglisci, City and Town Clerk

Director of Administration's Final Report; Stamford Urban Transitway Proje

March 14, 2005

Project PO #	Add. PO #s	Property Owner	Street Address #	Street	Property Use
1		CT DOT	343	Elm Street	Train yard
2	63	Elm-Jeff, LLC	372	Elm Street	Auto Repair
3	4	Christos Seitaridis, et al	417	Elm Street	Donuts Delite
5	6	Paul Romanos + Anthony Malizia	463	Elm Street	Rest/Food Prep
7		320 Elm Street LP	320	Elm Street	Restaurant
8		Berman and Klein Realty Associates	2	Dock Street	Indust./Retail
9	58, 59	Mary F. DiCarlo	161	Jefferson Street	Mixed-Use Comm/Res
10		Victor and Elvira Roman	158	Jefferson Street	4-Family House
11		Seaboard Equities LLC	396	Pacific Street	Office Building
12		The Estate of James N. Stamas	448	Pacific Street	Mixed-Use Comm/Res
13		The Estate of James N. Stamas	460	Pacific Street	Commercial
14		Ina Cameron-Winn	12	Garden Street	3-Family House
15		Estate of Mary A. Czescik	542	Atlantic Street	Mixed-Use Comm/Res
16	17	Estate of Mary A. Czescik	560	Atlantic Street	Mixed-Use Comm/Res
18	19,33	Alfred J. and Linda DeMarco	568	Atlantic Street	Mixed-Use Comm/Res
20		Parking Authority of the City of Stamford	590	Atlantic	Parking lot
21		Tomasello Enterprises LLC	600	Atlantic	Light Industrial
22	23	Anthony J. Truglia, et al	608	Atlantic	Light Indus/Office
24		Pitney Bowes, Inc.	650	Atlantic	Industrial
25		South End Atlantic Limited Partnership	658	Atlantic	Residential
26		Estate of Mary A. Czescik	13	Manhattan	Mixed-Use Comm/Res
27	28,35,35A	Pacific Plumbing & Heating Supply Company	484	Pacific Street	Plumbing Supply
29	30	Estate of Annette Baxter	16	Garden Street	2-Family House
		Gerardo and Catherine			

31		Montero	18	Garden Street	4-Family House
32		Estate of Mary A. Czescik	11	Garden	vacant lot
34		Verna Wong	19	Garden Street	2-Family House
36		Alpine Enterprises	459	Pacific Street	Industrial
37		Ronald J. and Tanya DiSette	467	Pacific Street	Industrial
38		Nancy J. Steinegger	495	Pacific Street	vacant lot
39		Cinemart, LLC	413	Canal	Antiques showroom
40	41A	First National Joint Venture, LLC	465	Canal	Office/Retail
41		First National Joint Venture, LLC	0	Canal	vacant lot
42		U-Haul Co. of Connecticut	25	Jefferson	Self Storage
43	44,45	O & G Industries, Inc.	45	Jefferson	Indust./Retail
46		William J. and Dawn E. Rogers	115	Jefferson	Used Car
47	48	Minchin-Buick, Inc.	129	Jefferson	Diner/Buick
49		Betty Jane Miller Revocable Trust	124	Jefferson	3-family/Bait Shop
50		Mary A. Ferrara, et al	126	Jefferson	Drycleaner
51		Joseph W. Garra and Philip S. Garra	134	Jefferson	Auto Parts
52	53,54	Joseph W. Garra and Philip S. Garra	144	Jefferson	3-Family + land
55		If-Off Company	154	Jefferson	vacant lot
56		The First Stamford Corporation	21	Harborview	Commercial
57		John J. Bello and Ann Bello	--	Jefferson	Parking lot
60		G & M Consulting Corporation	345	Elm Street	Commercial
61	62	Eleanora Lola Vavala, et al	359	Elm Street	Comm/Res
64		Zofia Brice and Kelly J. Brice	429	Elm Street	Commercial
65		Alfred C. and Elizabeth A. Sanseverino	433	Elm Street	Commercial
66		Alfred C. and Elizabeth A. Sanseverino	443	Elm Street	Commercial
67		Josephine Socci, et al.	449	Elm Street	Car Wash
68		John and Vaso Bakes	479	Elm Street	5-Family
69	70	Gerald A. and Dorothy Lombardi	503	Elm Street	4-Family
71		Inwood Management Corporation	513	Elm Street	Commercial
01A		CT DOT	--	Canal	Railroad land