

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

Committee of the Whole 7:30 P.M.  
Stated Meeting 8:00 P.M.  
City Council Chambers

TIME: 8:12 P.M.

PRESENT:           PRESIDENT OF THE COUNCIL  
                          CHUCK LESNICK

DISTRICT  
      2                MAJORITY SANDY ANNABI  
      4                MINORITY LEADER LIAM J. McLAUGHLIN

COUNCIL MEMBERS:

DISTRICT:  
      1                PATRICIA D. McDOW  
      3                JOAN GRONOWSKI  
      5                JOHN M. MURTAGH  
      6                DEE BARBATO

Recitation of the Pledge of Allegiance to the Flag followed by a minute of silence to invoke God's guidance and Blessing upon our deliberations.

Minutes of the stated meeting held on Wednesday, February 13, 2008 approved on motion of Majority Leader Sandy Annabi.

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**RECEPTION OF PETITIONS**

PETITIONER: MILIO MANAGEMENT INC.

PROPERTY: PUBLIC SCHOOL NO.6  
33 ASHBURTON AVENUE

ZONE CHANGE REQUEST: FROM "M" TO A "B"

**REFERRED TO PLANNING**

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**COMMUNICATIONS**

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**COMMITTEE OF THE WHOLE**

**SPEAKERS**

<u>NAME:</u>	<u>ADDRESS</u>	<u>ITEM NO.:</u>
1. Anthony Sciocca	80 Mile Square Road	Development
2. Paul Raniery	Palmer Road	Development
3. Martin Lipscomb	Community Voices Heard	3

**ANNOTATED AGENDA**  
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**PUBLIC HEARING**

| A SPECIAL ORDINANCE AMENDING THE OFFICIAL MAP OF THE  
CITY OF YONKERS TO INCLUDE PARKLAND ON WARBURTON  
AVENUE

**NO SPEAKERS**

**ANNOTATED AGENDA**  
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**SPECIAL ORDINANCE NO.8-2008**

1. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

A SPECIAL ORDINANCE AMENDING THE OFFICIAL MAP OF THE CITY OF YONKERS TO INCLUDE PARKLAND ON WARBURTON AVENUE

WHEREAS, by Resolution, the City Council of the City of Yonkers has previously dedicated sixteen (16) parcels of City-owned land totaling 7.09 located along Warburton Avenue acres plus or minus for public park purposes.

NOW THEREFORE, the City of Yonkers in City Council convened, hereby ordains and enacts:

Section 1. The official map of the City of Yonkers, Westchester County is hereby amended by designating the following sixteen (16) parcels, totaling 7.09 acres more or less, located along Warburton Avenue and more particularly bounded and described below, as parkland for public park purposes:

Parcel 1: All that certain piece or parcel of land situate, lying and being at 847 Warburton Avenue, Tax Map No. Block 3560, Lot 1 in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 1,270.64 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING THREE COURSES AND DISTANCES:

1. SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 605.56 FEET TO A POINT;



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SPECIAL ORDINANCE NO.8-2008 (CONTINUED)

2. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 581.70 FEET AN ARC LENGTH OF 136.61 FEET TO A POINT;

3. SOUTH 17 DEGREES 43 MINUTES 22 SECONDS WEST A DISTANCE OF 130.11 FEET TO A POINT;

THENCE NORTH 73 DEGREES 35 MINUTES 32 SECONDS WEST A DISTANCE OF 105.74 FEET TO A POINT; THENCE NORTH 75 DEGREES 58 MINUTES 30 SECONDS WEST A DISTANCE OF 62.00 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF NEW YORK CENTRAL RAILROAD CO.; THENCE THE FOLLOWING THREE COURSES AND DISTANCES ALONG THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.:

1. ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 4076.00 FEET AN ARC LENGTH OF 271.97 FEET TO A POINT;
2. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 514.35 FEET TO A POINT;
3. NORTH 05 DEGREES 32 MINUTES 00 SECONDS EAST A DISTANCE OF 76.06 FEET TO A POINT;

THENCE SOUTH 75 DEGREES 32 MINUTES 39 SECONDS EAST A DISTANCE OF 133.97 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 139,872.67 s.f. or 3.21 acres.

Parcel 2: All that certain piece or parcel of land situate, lying and being at 919 Warburton Avenue, Tax Map No. Block 3560, Lot 38, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 657.04 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

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THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 613.60 FEET TO A POINT; THENCE SOUTH 75 DEGREES 32 MINUTES 39 SECONDS EAST A DISTANCE OF 133.97 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.: THENCE ALONG THE EASTERLY SIDE OF THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 05 DEGREES 32 MINUTES 00 SECONDS EAST A DISTANCE OF 32.24 FEET TO A POINT; THENCE STILL ALONG THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 575.83 FEET TO A POINT; THENCE SOUTH 74 DEGREES 35 MINUTES 56 SECONDS EAST A DISTANCE OF 82.79 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 66,068.26 s.f. or 1.52 acres.

Parcel 3: All that certain piece or parcel of land situate, lying and being at 967 Warburton Avenue, Tax Map No. Block 3560, Lot 62, in the City of Yonkers, County of Westchester, State of New York, known and designated as lots numbers 88 and 89 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 569.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 87.98 FEET TO A POINT; THENCE NORTH 74 DEGREES 35 MINUTES 56 SECONDS WEST A DISTANCE OF 82.79 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND

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NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 72.26 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 74.97 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 6,272.01 s.f. or 0.14 acres

Parcel 4: All that certain piece or parcel of land situate, lying and being at 983 Warburton Avenue, Tax Map No. Block 3560, Lot 69, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 85 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 419.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 66.27 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 50.19 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 61.92 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 3,204.63 s.f. or 0.07 acres

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Parcel 5: All that certain piece or parcel of land situate, lying and being at 987 Warburton Avenue, Tax Map No. Block 3560, Lot 71, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 84 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 369.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 61.92 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 50.19 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 57.57 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 2,987.11 sf. or 0.07 acres.

Parcel 6: All that certain piece or parcel of land situate, lying and being at 991 Warburton Avenue, Tax Map No. Block 3560, Lot 73, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 83 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

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**SPECIAL ORDINANCE NO.8-2008 (CONTINUED)**

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 319.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 57.57 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 50.19 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 53.22 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 2,769.59 s.f. or 0.06 acres.

Parcel 7: All that certain piece or parcel of land situate, lying and being at 995 Warburton Avenue, Tax Map No. Block 3560, Lot 75, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 82 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 269.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

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SPECIAL ORDINANCE NO.8-2008 (CONTINUED)

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 53.22 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 48.15 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 48.87 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 2,552.06 s.f. or 0.06 acres.

Parcel 8: All that certain piece or parcel of land situate, lying and being at 999 Warburton Avenue, Tax Map No. Block 3560, Lot 77, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 81 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 219.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 48.87 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND

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**SPECIAL ORDINANCE NO.8-2008 (CONTINUED)**

NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 50.20 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 44.35 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 2,331.58 s.f. or 0.05 acres.

Parcel 9: All that certain piece or parcel of land situate, lying and being at 1003 Warburton Avenue, Tax Map No. Block 3560, Lot 79, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 80 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 169.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 44.35 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 50.23 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 39.51 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

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**SPECIAL ORDINANCE NO.8-2008 (CONTINUED)**

Above-described parcel containing an area of 2,097.67 s.f. or 0.05 acres.

Parcel 10: All that certain piece or parcel of land situate, lying and being at 1007 Warburton Avenue, Tax Map No. Block 3560, Lot 81, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 79 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 119.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 39.51 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 50.26 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 34.36 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 1,847.99 s.f. or 0.04 acres.

Parcel 11: All that certain piece or parcel of land situate, lying and being at 1011 Warburton Avenue, Tax Map No. Block 3560, Lot 83, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 78 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:



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SPECIAL ORDINANCE NO.8-2008 (CONTINUED)

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 69.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 34.36 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 50.30 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 28.89 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 1,582.51 s.f. or 0.04 acres.

Parcel 12: All that certain piece or parcel of land situate, lying and being at 1015 Warburton Avenue, Tax Map No. Block 3560, Lot 85, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 77 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE WHERE THE SAME INTERSECTS THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 69.06 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 28.89 FEET TO A POINT ON THE EASTERLY

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SPECIAL ORDINANCE NO.8-2008 (CONTINUED)

SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE THE FOLLOWING TWO COURSES AND DISTANCES ALONG THE EASTERLY SIDE OF THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.:

1. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 37.51 FEET TO A POINT;
2. SOUTH 34 DEGREES 43 MINUTES 26 SECONDS WEST A DISTANCE OF 59.73 FEET TO A POINT ON THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE ALONG THE WESTERLY SIDE OF HARRIMAN AVENUE SOUTH 20 DEGREES 19 MINUTES 32 SECONDS WEST A DISTANCE OF 20.49 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

Above-described parcel containing an area of 1,540.72 s.f. or 0.04 acres.

Parcel 13: All that certain piece or parcel of land, situate, lying and being at 830 Warburton Avenue, Tax Map No. Block 3002, Lot 54, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO COURSES AND DISTANCES FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

1. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 2,260.30 FEET;
2. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 67 DEGREES 39 MINUTES 46 SECONDS EAST A DISTANCE OF 68.84 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING SOUTH 67 DEGREES 39 MINUTES 46 SECONDS EAST A DISTANCE OF 22.45 FEET TO A POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD

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**SPECIAL ORDINANCE NO.8-2008 (CONTINUED)**

CROTON AQUEDUCT ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 533.00 FEET AN ARC LENGTH OF 133.98 FEET TO A POINT; THENCE STILL ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT SOUTH 06 DEGREES 25 MINUTES 42 SECONDS EAST A DISTANCE OF 29.35 FEET TO A POINT; THENCE NORTH 67 DEGREES 39 MINUTES 46 SECONDS WEST A DISTANCE OF 24.71 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF WARBURTON AVENUE ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 749.10 FEET AN ARC LENGTH OF 65.99 FEET TO A POINT; THENCE STILL ALONG THE EASTERLY SIDE OF WARBURTON AVENUE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 667.00 FEET AN ARC LENGTH OF 96.05 FEET TO THE POINT OF BEGINNING.

Above-described parcel containing an area of 3,083.72 s.f. or 0.07 acres.

Parcel 14: All that certain piece or parcel of land situate, lying and being at 840 Warburton Avenue, Tax Map No. Block 3002, Lot 60, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO COURSES AND DISTANCES FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

1. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 2,145.44 FEET;
2. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 76 DEGREES 24 MINUTES 46 SECONDS EAST A DISTANCE OF 66.04 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING SOUTH 76 DEGREES 24 MINUTES 46 SECONDS EAST A DISTANCE OF 32.14 FEET TO A POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD

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**SPECIAL ORDINANCE NO.8-2008 (CONTINUED)**

CROTON AQUEDUCT ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 533.00 FEET AN ARC LENGTH OF 128.87 FEET TO A POINT; THENCE NORTH 67 DEGREES 39 MINUTES 46 SECONDS WEST A DISTANCE OF 22.45 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF WARBURTON AVENUE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 667.00 FEET AN ARC LENGTH OF 125.49 FEET TO THE POINT OF BEGINNING.

Above-described parcel containing an area of 3,354.26 s.f. or 0.08 acres.

Parcel 15: All that certain piece or parcel of land situate, lying and being at 920 Warburton Avenue, Tax Map No. Block 3555, Lot 46, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO COURSES AND DISTANCES FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

1. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 657.04 FEET;
1. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 74 DEGREES 35 MINUTES 56 SECONDS EAST A DISTANCE OF 67.27 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING SOUTH 74 DEGREES 35 MINUTES 56 SECONDS EAST A DISTANCE OF 104.90 FEET TO A POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT SOUTH 04 DEGREES 13 MINUTES 04 SECONDS WEST A DISTANCE OF 610.81 FEET TO A POINT; THENCE NORTH 75 DEGREES 32 MINUTES 39 SECONDS WEST A DISTANCE OF 105.10 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF

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SPECIAL ORDINANCE NO.8-2008 (CONTINUED)

WARBURTON AVENUE NORTH 04 DEGREES 16 MINUTES 00 SECONDS EAST A DISTANCE OF 612.47 FEET TO THE POINT OF BEGINNING.

Above-described parcel containing an area of 63,107.40 s.f. or 1.45 acres.

Parcel 16: All that certain piece or parcel of land situate, lying and being at 956 Warburton Avenue, Tax Map No. Block 3555, Lot 72, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 1 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO DISTANCES FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

1. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 619.09 FEET;
2. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 66.00 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 102.86 FEET TO A POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT SOUTH 04 DEGREES 13 MINUTES 04 SECONDS WEST A DISTANCE OF 71.20 FEET TO A POINT; THENCE NORTH 74 DEGREES 35 MINUTES 56 SECONDS WEST A DISTANCE OF 104.90 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF WARBURTON AVENUE NORTH 04 DEGREES 16 MINUTES 00 SECONDS EAST A DISTANCE OF 50.94 FEET TO THE POINT OF BEGINNING.

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**SPECIAL ORDINANCE NO.8-2008 (CONTINUED)**

Above-described parcel containing an area of 6,283.62 s.f. or 0.14 acres.

Section 2: The City Engineer be and hereby is authorized and directed to correct and amend the official map of the City of Yonkers in accordance with the provisions of this Special Ordinance.

Section 3: This Special Ordinance shall take effect immediately.

THIS SPECIAL ORDINANCE WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

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**RESOLUTION NO.23-2008**

2. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

RESOLUTION OF THE YONKERS CITY COUNCIL AUTHORIZING THE ISSUANCE OF A NEGATIVE DETERMINATION OF SIGNIFICANCE PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT ("SEQRA") RELATING TO THE DEDICATION AS PARKLAND OF SIXTEEN (16) PARCELS OF CITY-OWNED LAND CONSISTING OF 7.09 ACRES MORE OR LESS ON WARBURTON AVENUE IN THE CITY OF YONKERS.

WHEREAS, the Yonkers City Council proposes to dedicate as parkland sixteen (16) parcels of City-owned land consisting of 7.09 acres more or less on Warburton Avenue in the City of Yonkers, identified on the Official Map of the City of Yonkers as Block 3560, Lots 1, 38, 62, 69, 71, 73, 75, 77, 79, 81, 83 and 85 and Block 3002, Lots 54 and 60 and Block 3555, Lots 46 and 72; and

WHEREAS, the City Council has determined that the proposed dedication of said real property is an Unlisted Action under the State Environmental Quality Review Act ("SEQRA") requiring the City Council to comply with the regulations promulgated pursuant to SEQRA; and

WHEREAS, an Environmental Assessment Form has been prepared to assist the City Council in complying with its responsibilities under SEQRA, and

WHEREAS, The City Council has carefully considered the proposed action and has reviewed the annexed Environmental Assessment Form and the criteria set forth in Section 617.7 of 6 NYCRR Part 617 of the SEQRA regulations and has identified and carefully considered the relevant areas of environmental concern as are fully set forth in Said Environmental Assessment Form to determine if the proposed action will have a significant impact upon the environment,

NOW THEREFORE, BE IT RESOLVED, by the Yonkers City Council that based upon its review of the Environmental Assessment Form and for the reasons set forth in said Environmental Assessment

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**RESOLUTION NO.23-2008 (CONTINUED)**

Form, it is determined that there will be no adverse impact on the environment from the dedication as parkland of sixteen (16) parcels of City-owned land consisting of 7.09 acres more or less on Warburton Avenue in the City of Yonkers, identified on the Official Map of the City of Yonkers as Block 3560, Lots 1, 38, 62, 69, 71, 73, 75, 77, 79, 81, 83 and 85 and Block 3002, Lots 54 and 60 and Block 3555, Lots 46 and 72; and

BE IT FURTHER RESOLVED, that the City Council President is authorized and directed to sign the Determination of Significance in the annexed Environmental Assessment Form, on behalf of the City Council pursuant to Article 8 of the Environmental Conservation Law, indicating that the proposed action will not result in any significant adverse environmental impacts and to immediately transmit same to be filed and made available pursuant to the requirements of 6 NYCRR Part 617; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.



**ANNOTATED AGENDA**  
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**RESOLUTION NO.24-2008**

3. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

RESOLUTION OF THE CITY COUNCIL DEDICATING SIXTEEN CITY-OWNED LOTS ALONG WARBURTON AVENUE AS PARKLAND

WHEREAS, in January 2006 Mayor Phil Amicone announced an Urban Green Space Initiative outlining a series of "green space" related goals for the City of Yonkers; and

WHEREAS, the following items were included among these important goals:

- Reclaiming nearly 25 acres from within the Struever Fidelco Cappelli development plan as public park space;
- Opening the Hudson River waterfront between the Ludlow Train Station and the Kennedy Marina;
- Daylighting sections of the Saw Mill River / Nepperhan Creek;
- Creating a river walk esplanade running through the Nepperhan Valley into downtown Yonkers --- thus transforming Larkin Plaza into a large and open public space; and
- Renovating, restoring and creating new and better park/playground facilities at locations that include Kardash Park, Wakefield Park, Fleming Field, Bregano Park, Scotti Park, Sullivan Oval and "Boo" Wilson Park; and

WHEREAS, in addition to meeting the specifics of the goals outlined in the Urban Green Space Initiative, wherever available and appropriate it is important for the City to preserve other parcels of land forevermore by making additions to our Park System's inventory of open space; and

WHEREAS, in keeping with and furtherance of this initiative, the Mayor seeks to preserve and dedicate sixteen (16) parcels of land running along the westerly or easterly sides of Warburton Avenue between Harriman Avenue and Otis Park; and

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**RESOLUTION NO.24-2008 (CONTINUED)**

WHEREAS, although due to their topography, these parcels have limited use in the traditional open space/parkland sense, they serve a purpose which is undeniably worthy of their permanent preservation; and

WHEREAS, by declaring these sixteen (16) parcels parkland, the City is protecting and preserving in perpetuity the unparalleled views of the Palisades that this vantage point offers; and

WHEREAS, after discussing the benefit of dedicating these sixteen (16) parcels at its August 13, 2007 meeting, the City's Board of Parks, Recreation and Conservation ("Parks Board") concurred with, recommended and approved their dedication as parkland,

NOW, THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF YONKERS that the following sixteen (16) parcels of City-owned land consisting of 7.09 acres more or less in the City of Yonkers, Westchester County, that are more particularly bounded and described below, are hereby dedicated for public park purposes:

Parcel 1: All that certain piece or parcel of land situate, lying and being at 847 Warburton Avenue, Tax Map No. Block 3560, Lot 1 in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 1,270.64 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING THREE COURSES AND DISTANCES:

1. SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 605.56 FEET TO A POINT;
2. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 581.70 FEET AN ARC LENGTH OF 136.61 FEET TO A POINT;
3. SOUTH 17 DEGREES 43 MINUTES 22 SECONDS WEST A DISTANCE OF 130.11 FEET TO A POINT;

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RESOLUTION NO.24-2008 (CONTINUED)

THENCE NORTH 73 DEGREES 35 MINUTES 32 SECONDS WEST A DISTANCE OF 105.74 FEET TO A POINT; THENCE NORTH 75 DEGREES 58 MINUTES 30 SECONDS WEST A DISTANCE OF 62.00 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF NEW YORK CENTRAL RAILROAD CO.; THENCE THE FOLLOWING THREE COURSES AND DISTANCES ALONG THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.:

4. ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 4076.00 FEET AN ARC LENGTH OF 271.97 FEET TO A POINT;
5. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 514.35 FEET TO A POINT;
6. NORTH 05 DEGREES 32 MINUTES 00 SECONDS EAST A DISTANCE OF 76.06 FEET TO A POINT;

THENCE SOUTH 75 DEGREES 32 MINUTES 39 SECONDS EAST A DISTANCE OF 133.97 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 139,872.67 S.F. OR 3.21 ACRES.

Parcel 2: All that certain piece or parcel of land situate, lying and being at 919 Warburton Avenue, Tax Map No. Block 3560, Lot 38, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 657.04 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 613.60 FEET TO A POINT; THENCE SOUTH 75 DEGREES 32 MINUTES 39 SECONDS EAST A DISTANCE OF 133.97 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.: THENCE ALONG THE EASTERLY SIDE OF THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 05 DEGREES 32 MINUTES 00 SECONDS EAST A DISTANCE

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**RESOLUTION NO.24-2008 (CONTINUED)**

OF 32.24 FEET TO A POINT; THENCE STILL ALONG THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 575.83 FEET TO A POINT; THENCE SOUTH 74 DEGREES 35 MINUTES 56 SECONDS EAST A DISTANCE OF 82.79 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 66,068.26 S.F. OR 1.52 ACRES.

Parcel 3: All that certain piece or parcel of land situate, lying and being at 967 Warburton Avenue, Tax Map No. Block 3560, Lot 62, in the City of Yonkers, County of Westchester, State of New York, known and designated as lots numbers 88 and 89 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 569.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 87.98 FEET TO A POINT; THENCE NORTH 74 DEGREES 35 MINUTES 56 SECONDS WEST A DISTANCE OF 82.79 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 72.26 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 74.97 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 6,272.01 S.F. OR 0.14 ACRES..

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**RESOLUTION NO.24-2008 (CONTINUED)**

Parcel 4: All that certain piece or parcel of land situate, lying and being at 983 Warburton Avenue, Tax Map No. Block 3560, Lot 69, in the City of

Yonkers, County of Westchester, State of New York, known and designated as lot number 85 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 419.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 66.27 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 50.19 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 61.92 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 3,204.63 S.F. OR 0.07 ACRES.

Parcel 5: All that certain piece or parcel of land situate, lying and being at 987 Warburton Avenue, Tax Map No. Block 3560, Lot 71, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 84 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 369.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE

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**RESOLUTION NO.24-2008 (CONTINUED)**

INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 61.92 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 50.19 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 57.57 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 2,987.11 S.F. OR 0.07 ACRES.

Parcel 6: All that certain piece or parcel of land situate, lying and being at 991 Warburton Avenue, Tax Map No. Block 3560, Lot 73, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 83 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 319.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 57.57 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 50.19 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44

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MINUTES 00 SECONDS EAST A DISTANCE OF 53.22 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 2,769.59 S.F. OR 0.06 ACRES.

Parcel 7: All that certain piece or parcel of land situate, lying and being at 995 Warburton Avenue, Tax Map No. Block 3560, Lot 75, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 82 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 269.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 53.22 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. NORTH 09 DEGREES 14 MINUTES 22 SECONDS EAST A DISTANCE OF 48.15 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 48.87 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 2,552.06 S.F. OR 0.06 ACRES.

Parcel 8: All that certain piece or parcel of land situate, lying and being at 999 Warburton Avenue, Tax Map No. Block 3560, Lot 77, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 81 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on

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**RESOLUTION NO.24-2008 (CONTINUED)**

January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 219.06 FEET SOUTHERLY AS MEASURED

ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 48.87 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 50.20 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 44.35 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 2,331.58 S.F. OR 0.05 ACRES.

Parcel 9: All that certain piece or parcel of land situate, lying and being at 1003 Warburton Avenue, Tax Map No. Block 3560, Lot 79, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 80 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 169.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT;



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RESOLUTION NO.24-2008 (CONTINUED)

THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 44.35 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF

8038.00 FEET AN ARC LENGTH OF 50.23 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 39.51 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 2,097.67 S.F. OR 0.05 ACRES.

Parcel 10: All that certain piece or parcel of land situate, lying and being at 1007 Warburton Avenue, Tax Map No. Block 3560, Lot 81, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 79 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 119.06 FEET SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 39.51 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 50.26 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 34.36 FEET TO A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

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**RESOLUTION NO.24-2008 (CONTINUED)**

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 1,847.99 S.F. OR 0.04 ACRES.

Parcel 11: All that certain piece or parcel of land situate, lying and being at 1011 Warburton Avenue, Tax Map No. Block 3560, Lot 83, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 78 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on

January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 69.06 FEET SOUTHERLY AS MEASURED

ALONG THE WESTERLY SIDE OF WARBURTON AVENUE FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 34.36 FEET TO A POINT ON THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE ALONG THE EASTERLY SIDE OF LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 50.30 FEET TO A POINT; THENCE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 28.89 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 1,582.51 S.F. OR 0.04 ACRES.

Parcel 12: All that certain piece or parcel of land situate, lying and being at 1015 Warburton Avenue, Tax Map No. Block 3560, Lot 85, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 77 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

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**RESOLUTION NO.24-2008 (CONTINUED)**

BEGINNING AT A POINT ON THE WESTERLY SIDE OF WARBURTON AVENUE WHERE THE SAME INTERSECTS THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE FROM SAID POINT OF BEGINNING ALONG THE WESTERLY SIDE OF WARBURTON AVENUE SOUTH 04 DEGREES 16 MINUTES 00 SECONDS WEST A DISTANCE OF 69.06 FEET TO A POINT; THENCE NORTH 85 DEGREES 44 MINUTES 00 SECONDS WEST A DISTANCE OF 28.89 FEET TO A POINT ON THE EASTERLY SIDE OF

LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.; THENCE THE FOLLOWING TWO COURSES AND DISTANCES ALONG THE EASTERLY SIDE OF THE LAND NOW OR FORMERLY OF THE NEW YORK CENTRAL RAILROAD CO.:

2. ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 8038.00 FEET AN ARC LENGTH OF 37.51 FEET TO A POINT;
3. SOUTH 34 DEGREES 43 MINUTES 26 SECONDS WEST A DISTANCE OF 59.73 FEET TO A POINT ON THE WESTERLY SIDE OF HARRIMAN AVENUE;

THENCE ALONG THE WESTERLY SIDE OF HARRIMAN AVENUE SOUTH 20 DEGREES 19 MINUTES 32 SECONDS WEST A DISTANCE OF 20.49 FEET TO THE WESTERLY SIDE OF WARBURTON AVENUE AND THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 1,540.72 S.F. OR 0.04 ACRES.

Parcel 13: All that certain piece or parcel of land, situate, lying and being at 830 Warburton Avenue, Tax Map No. Block 3002, Lot 54, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO COURSES AND DISTANCES FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

3. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 2,260.30 FEET;

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**RESOLUTION NO.24-2008 (CONTINUED)**

4. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 67 DEGREES 39 MINUTES 46 SECONDS EAST A DISTANCE OF 68.84 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING SOUTH 67 DEGREES 39 MINUTES 46 SECONDS EAST A DISTANCE OF 22.45 FEET TO A POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 533.00 FEET AN ARC LENGTH OF 133.98 FEET TO A POINT; THENCE STILL ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT SOUTH 06 DEGREES 25 MINUTES 42

SECONDS EAST A DISTANCE OF 29.35 FEET TO A POINT; THENCE NORTH 67 DEGREES 39 MINUTES 46 SECONDS WEST A DISTANCE OF 24.71 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF WARBURTON AVENUE ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 749.10 FEET AN ARC LENGTH OF 65.99 FEET

TO A POINT; THENCE STILL ALONG THE EASTERLY SIDE OF WARBURTON AVENUE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 667.00 FEET AN ARC LENGTH OF 96.05 FEET TO THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 3,083.72 S.F. OR 0.07 ACRES.

Parcel 14: All that certain piece or parcel of land situate, lying and being at 840 Warburton Avenue, Tax Map No. Block 3002, Lot 60, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO COURSES AND DISTANCES FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

1. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 2,145.44 FEET;
2. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 76 DEGREES 24 MINUTES 46 SECONDS EAST A DISTANCE OF 66.04 FEET TO THE POINT OF BEGINNING;

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**RESOLUTION NO.24-2008 (CONTINUED)**

THENCE FROM SAID POINT OF BEGINNING SOUTH 76 DEGREES 24 MINUTES 46 SECONDS EAST A DISTANCE OF 32.14 FEET TO A

POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 533.00 FEET AN ARC LENGTH OF 128.87 FEET TO A POINT; THENCE NORTH 67 DEGREES 39 MINUTES 46 SECONDS WEST A DISTANCE OF 22.45 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF WARBURTON AVENUE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 667.00 FEET AN ARC LENGTH OF 125.49 FEET TO THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 3,354.26 S.F. OR 0.08 ACRES.

Parcel 15: All that certain piece or parcel of land situate, lying and being at 920 Warburton Avenue, Tax Map No. Block 3555, Lot 46, in the City of Yonkers, Westchester County, more particularly described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO COURSES AND DISTANCES FROM THE INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

1. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 657.04 FEET;
2. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 74 DEGREES 35 MINUTES 56 SECONDS EAST A DISTANCE OF 67.27 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING SOUTH 74 DEGREES 35 MINUTES 56 SECONDS EAST A DISTANCE OF 104.90 FEET TO A POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT SOUTH 04 DEGREES 13 MINUTES 04 SECONDS WEST A DISTANCE OF 610.81 FEET TO A POINT; THENCE NORTH 75 DEGREES 32 MINUTES 39 SECONDS WEST A DISTANCE OF 105.10 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF WARBURTON AVENUE NORTH 04 DEGREES 16 MINUTES 00 SECONDS EAST A DISTANCE OF 612.47 FEET TO THE POINT OF BEGINNING.

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**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.24-2008 (CONTINUED)**

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 63,107.40 S.F. OR 1.45 ACRES.

Parcel 16: All that certain piece or parcel of land situate, lying and being at 956 Warburton Avenue, Tax Map No. Block 3555, Lot 72, in the City of Yonkers, County of Westchester, State of New York, known and designated as lot number 1 as shown on the map of land belonging to Harriman & Hawley filed in the Office of the Westchester County Clerk on January 28, 1903 as map number 1260, and being more particularly bounded and described as follows:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE THE FOLLOWING TWO DISTANCES FROM THE

INTERSECTION OF THE WESTERLY SIDE OF WARBURTON AVENUE WITH THE WESTERLY SIDE OF HARRIMAN AVENUE:

3. SOUTHERLY AS MEASURED ALONG THE WESTERLY SIDE OF WARBURTON AVENUE A DISTANCE OF 619.09 FEET;
4. EASTERLY, CROSSING WARBURTON AVENUE SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 66.00 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING SOUTH 85 DEGREES 44 MINUTES 00 SECONDS EAST A DISTANCE OF 102.86 FEET TO A POINT ON THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT; THENCE ALONG THE WESTERLY SIDE OF THE OLD CROTON AQUEDUCT SOUTH 04 DEGREES 13 MINUTES 04 SECONDS WEST A DISTANCE OF 71.20 FEET TO A POINT; THENCE NORTH 74 DEGREES 35 MINUTES 56 SECONDS WEST A DISTANCE OF 104.90 FEET TO A POINT ON THE EASTERLY SIDE OF WARBURTON AVENUE; THENCE ALONG THE EASTERLY SIDE OF WARBURTON AVENUE NORTH 04 DEGREES 16 MINUTES 00 SECONDS EAST A DISTANCE OF 50.94 FEET TO THE POINT OF BEGINNING.

ABOVE-DESCRIBED PARCEL CONTAINING AN AREA OF 6,283.62 S.F. OR 0.14 ACRES.

**ANNOTATED AGENDA**  
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RESOLUTION NO.24-2008 (CONTINUED)

AND BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.25-2008**

4. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

RESOLVED, by the City Council of the City of Yonkers, in meeting assembled:

That the settlement by the Corporation Counsel in the amount of FIVE THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$5,750.00) of the action entitled, "VICTORIA ZAVALA, an infant under fourteen years of age by her mother and natural guardian, MARTA ANDUJAR and MARTA ANDUJAR, Individually , (residing at Buena Vista Avenue, Yonkers, New York) plaintiffs against THE CITY OF YONKERS and the BOARD OF EDUCATION OF THE CITY OF YONKERS, Defendants", for personal injuries arising out of an accident that allegedly occurred on May 12, 2003, be and the same hereby is approved and the Comptroller of the City of Yonkers is directed to draw his warrants in the amount of THREE THOUSAND ONE HUNDRED THIRTY SEVEN DOLLARS and EIGHTY SIX CENTS (\$3,137.86) in favor of said plaintiffs attorneys BARR & HAAS, LLP, 664 Chestnut Ridge Road, P.O. Box 664, Spring Valley, New York 10977 and TWO THOUSAND SIX HUNDRED TWELVE DOLLARS and FOURTEEN CENTS (\$2,612.14) in favor of the plaintiff, MARTA ANDUJAR as mother and natural guardian of the Infant plaintiff VICTORIA ZAVALA, jointly with an officer of the CHASE MANHATTAN BANK, located at Main Street and Buena Vista Avenue, Yonkers, New York.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.



**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.26-2008**

5. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

RESOLVED, by the City Council of the City of Yonkers, in meeting assembled:

That the settlement by the Corporation Counsel in the amount of FIFTEEN THOUSAND DOLLARS (\$15,000.00) of the action entitled, " Jane Doe (whose residence likewise cannot be disclosed under Civil Rights Law §50-b) plaintiff against The City of Yonkers and Board of Education of the City of Yonkers, Defendants", for psychological injuries and medical expenses/ arising out of an incident that allegedly occurred in a Yonkers public school in 2002, be and the same hereby is approved and the Comptroller of the City of Yonkers is directed to draw his warrant in the amount of FIFTEEN THOUSAND DOLLARS (\$15,000.00) in favor of said plaintiffs and their attorneys Bailey and McMillan, LLP, 244 Westchester Avenue, Suite 410, White Plains,

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.27-2008**

6. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

RESOLUTION OF THE CITY COUNCIL: (1) DECLARING THE CITY COUNCIL OF THE CITY OF YONKERS THE LEAD AGENCY FOR COORDINATED REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT OF THE APPLICATION/PETITION OF AVALONBAY COMMUNITIES, INC. FOR CERTAIN APPROVALS FOR THE DEVELOPMENT OF A PROJECT AT WHAT IS KNOWN AS 79 AUSTIN AVENUE THAT CONSTITUTES A TYPE I ACTION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT; AND (2) AUTHORIZING AND DIRECTING THE CIRCULATION OF THIS RESOLUTION DECLARING THE CITY COUNCIL OF THE CITY OF YONKERS AS LEAD AGENCY TO ALL POTENTIALLY INVOLVED AGENCIES

WHEREAS, on July 23, 2007, the City Council of the City of Yonkers ("City Council") received an Petition (the "Petition") from DelBello Donnellan Weingarten Wise & Wiederkehr, LLP on behalf of AvalonBay Communities, Inc. ("AvalonBay") for an amendment to the Zoning Map of the City of Yonkers affecting real property known and designated on the Tax Assessment Map of the City of Yonkers as Block 3285, Lot 210 (the "Site"); and

WHEREAS, AvalonBay is the lessee of the Site, and as such is authorized to make and submit the Petition pursuant to its lease; and

WHEREAS, AvalonBay is seeking an amendment to the Zoning Map of the City to rezone the Site to M District to permit the development of a luxury rental residential "apartment house" community on the Site; and

WHEREAS, if the Petition is granted and the requested amendment to the Zoning Map is adopted by the City Council, AvalonBay intends to develop the Site with an apartment house community of not more than 450 units consisting of the following three principal components: (a) four (4) three-story buildings, containing a total of approximately 112 units; (b) two (2) four-story buildings, containing a total of approximately 288 units; and (c) 720 parking spaces, 518 of which are proposed to be located in an on-site five (5) level parking structure, and 202 of which are proposed to be surface parking spaces, for the use of residents and visitors (the "Project"); and

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**RESOLUTION NO.27-2008 (CONTINUED)**

WHEREAS, the Petition contains a full Environmental Assessment Form (Parts 1 and 2) together with supplemental information (the "EAF"), prepared by Saccardi & Schiff and dated July 19, 2007; and

WHEREAS, pursuant to Yonkers City Code section 43-164, the City Council referred the Petition and the EAF to the Planning Board; and

WHEREAS, pursuant to Section 617.6(a)(1) of the regulations of the State Environmental Quality Review Act and the regulations promulgated thereunder ("SEQRA"), as soon as an agency receives an application for funding or for approval of an action, it must, among other things, make a preliminary classification of the action as Type I or Unlisted under SEQRA; and

WHEREAS, under SEQRA, the actions directly and indirectly proposed by the Petition are classified as "Type I"; and

WHEREAS, pursuant to Section 617.6(b) (3) of the SEQRA regulations, when an agency proposes to fund or approve a Type I action, it must, as soon as possible, transmit Part 1 of the EAF and a copy of any application it has received to all potentially involved agencies and notify them that a lead agency must be agreed upon within 30 calendar days of the date the EAF and application is transmitted to them; and

WHEREAS, the Council declared its intent to be Lead Agency on October 23, 2007 by Council Resolution No. 186-2007; and

WHEREAS, said resolution, Part 1 of the EAF and a copy of the application were transmitted to all potentially involved agencies on November 29, 2007; and

WHEREAS, 30 calendar days have expired from the date said Resolution, the EAF and the application were transmitted to all potentially involved agencies; and

WHEREAS, no objection to the City Council's declaration, written or otherwise, has been received by the City Council

NOW THEREFORE BE IT RESOLVED THAT:

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.27-2008 (CONTINUED)**

1. The City Council hereby declares itself to be Lead Agency for the coordinated review of the Petition and all related actions under SEQRA
  
2. The City Council hereby authorizes and directs the circulation of this resolution declaring the City Council the Lead Agency Petition among all potentially involved agencies.

RESOLVED, that this resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.28-2008**

7. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

A RESOLUTION TO ISSUE A DETERMINATION OF SIGNIFICANCE PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT ("SEQRA") RELATING TO THE PROPOSED SALE OF CITY OWNED PROPERTY, LOCATED AT 239 WARBURTON AVENUE TO GORDON G. TAFT.

WHEREAS, there is pending before the City Council, the proposed purchase agreement with Gordon G., Taft for the sale of City owned property located at 239 Warburton Avenue and described as Lot 9, at Block 2105 of Section 2 on the Official Tax Map of the City of Yonkers and,

WHEREAS, the City Council has determined that the proposed lease and sale of property has been reviewed as an Unlisted Action under the State Environmental Quality Review Act ("SEQRA") requiring the City Council to comply with the Regulations promulgated pursuant to SEQRA, and

WHEREAS, the City Council has carefully considered the proposed action and has reviewed the attached Environmental Assessment Form and supplemental attachments and the criteria set forth in Section 617.7 of 6 NYCRR Part 617 of the SEQRA regulations and has identified and carefully considered the relevant areas of environmental concern as are fully set forth in said Environmental Assessment Form to determine if these proposed actions will have a significant impact upon the environment.

NOW, THEREFORE, BE IT RESOLVED by the Yonkers City Council that, based upon the City Council's review of the Environmental Assessment Form and supplemental attachments, and for the reasons set forth therein,

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
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**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.28-2008 (CONTINUED)**

the City Council hereby adopts a Negative Declaration, under SEQRA, that there will be no adverse impact on the environment from the sale of the property described as Section 2, Block 2105, Lot 9 on the Official Tax Map of the City of Yonkers and also known as 239 Warburton Avenue.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.29-2008**

8. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

THAT the Mayor is hereby authorized to sell real property located at 239 Warburton Avenue, and as identified on the Official Tax Map of the City of Yonkers as Section 2, Block 2105, Lot 9 upon the terms and conditions set forth below and as further contained in the annexed Purchase Agreement:

Description: Section 2, Block 2105, Lot 9. Property was acquired via reversion of title to City of Yonkers in 2004.

Assessed Valuation \$1,700.00

Purchaser:           Gordon G. Taft  
                          241 Warburton Avenue  
                          Yonkers, NY 10701

Purchase Price:     \$19,000.00

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.30-2008**

9. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, AND BARBATO:

WHEREAS, the City of New York currently utilizes “Red Light Cameras” as a means of traffic control and enforcement within the City of New York and also creates a civil liability against the owners of those cars photographed by the “Red Light Cameras”; and

WHEREAS, this arrangement has proven to be very successful in New York City as a means of traffic control and public safety; and

WHEREAS, THE City of Yonkers proposes a different method to control traffic at intersections, by implementing a demonstration program imposing monetary liability on vehicle owners for failure of an operator thereof to comply with traffic-control indications in the City; such program shall empower the City to install and operate traffic –control signal photo-monitoring devices at intersections, such program to be repealed three years after it goes into effect; and

WHEREAS, Senator Andrea Stewart Cousins and Assemblyman J. Gary Pretlow, have introduced Senate Bill S. 03183 and A.03200, an act which will amend the various State Laws to allow the City of Yonkers to implement a program imposing monetary liability upon vehicle owners for failure to comply with traffic control indicators in the City of Yonkers and to empower the City of Yonkers to install and operate traffic-control signal photo-monitoring devices at intersections.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Yonkers hereby declares that the enactment of S.03183 and A. 03200 to amend various State Laws to implement a program to empower the City of Yonkers to install and operate traffic-control signal photo-monitoring devices at intersections and to impose monetary liability upon vehicle owners for failure to comply with the law, is in the best interests of the City and is essential to improving the City’s financial stability and independence, and



**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.30-2008 (CONTINUED)**

BE IT FURTHER RESOLVED, that the City Council requests the City Clerk to forward a copy of this Home Rule Request Message to the Legislature of the State of New York requesting the passage of the aforesaid bills.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF ROLL CALL VOTE OF 6-1. COUNCILMEMBER MURTAGH VOTING NAY

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.31-2008**

10. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

WHEREAS, the speed limit on streets in the City of Yonkers is currently thirty miles per hour; and

WHEREAS, believing that local authorities have the best knowledge as to what is appropriate level of speed for its streets, the City of Yonkers wants the authority to establish speed limits of thirty miles an hour or less on certain streets within the City; and

WHEREAS, in order to achieve this result, it is necessary to amend the Laws of the State of New York to allow the City of Yonkers to adopt speed limits of thirty miles an hour or less; and

WHEREAS, legislation allowing the City of Yonkers to adopt a resolution for new speed limits of thirty miles an hour or less which shall then be forwarded to the New York State Department of Transportation for action; and

WHEREAS, Senate Bill No. and Assembly Bill No. A06781 have been introduced into the New York State Legislature for the purpose of authorizing the City of Yonkers to modify the speed limits within its jurisdiction.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Yonkers hereby issues this Home Rule Request Message for Senate Bill No. and Assembly Bill No. A06781 for the authority of the City of Yonkers to lower the speed limit on its city streets; and

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.31-2008 (CONTINUED)**

BE IT FURTHER RESOLVED, that the City Council requests the City Clerk to forward a copy of this Home Rule Request Message to the Legislature of the State of New York requesting the passage of the aforesaid bills.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.32-2008**

11. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

WHEREAS, the City of Yonkers hereby requests the authority to adopt a local law that would permit the creation of a Transportation Improvement District or Districts within the City of Yonkers; and

WHEREAS, the City of Yonkers is in the early stages of a rebirth involving the development and redevelopment of a number of critical areas including the Tuckahoe Road Corridor, the Northern and Southern Waterfront Development Areas, the Nepperhan/Saw Mill Industrial Valley area, the Riverdale Avenue Corridor, the Yonkers Raceway Area, South Broadway, as well as various neighborhood commercial areas throughout the City; and

WHEREAS, allowing the City of Yonkers to create one or more Transportation Improvement Districts would increase the opportunity of improving and enhancing both the development and quality of transportation within our City: and

WHEREAS, by creating such District or Districts, the City of Yonkers would be liable to benefit not only through the enhanced ability to secure financial aid, grants, and other stated federal assistance, but also because it would be easier to obtain developer fees for such uses including but not limited to mobility improvement, congestion management, environmental justice and economic development; and

WHEREAS, Senate Bill No.            and Assembly Bill No. A.06410 have been introduced to the State Legislature to provide such benefits not only to the residents of the City of Yonkers but to anyone who would be using the Transportation District(s).

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Yonkers hereby declares that the enactment of S.            and A. 06410 to provide for the creation of a Transportation District or Districts within the City of Yonkers is in the best interests of the City and is essential to improving the City's financial stability and independence, and

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.32-2008 (CONTINUED)**

BE IT FURTHER RESOLVED, that the City Council requests the City Clerk to forward a copy of this Home Rule Request Message to the Legislature of the State of New York requesting the passage of the aforesaid bills.

MOTION BY MAJORITY LEADER ANNABI, SECONDED BY MINORITY LEADER McLAUGHLIN TO INCLUDE SOUTH BROADWAY IN THE ABOVE TRANSPORTATION IMPROVEMENT DISTRICT. THE MOTION WAS CARRIED UNANIMOUSLY.

THIS RESOLUTION WAS ADOPTED, AS AMENDED, BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.33-2008**

12. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

WHEREAS, included in the City Council's 2006 State Legislative Priorities packet is a request to amend the Public Authorities Law by adding a new Section, Section 354-a, which will require the New York state Thruway Authority to discontinue and remove the Yonkers toll plaza located on the New York State Thruway either completely or for passenger cars only, and

WHEREAS, in recent years we have seen how the removal of the Spring Valley toll plaza has aided in the flow of passenger car traffic through this area, and

WHEREAS, with approximately the same amount of traffic passing through the Yonkers toll plaza, this area is experiencing the same traffic impediments and delays that were experienced prior to the discontinuation and removal of the Spring Valley toll plaza, and

WHEREAS, by facilitating travel between lower Westchester County and Rockland County, in addition to removing the impediment to the flow of traffic and, thereby, aiding residents in both Counties, the removal of the Yonkers toll plaza will undoubtedly have a positive impact not only on the Austin Avenue shopping complex in Yonkers, but also on the Palisades Mall in West Nyack, and

WHEREAS, to accomplish this, A1555 sponsored by Assemblyman Brodsky and S3181 sponsored by Senator Stewart-Cousins, is supported by the Yonkers City Council.

BE IT FURTHER RESOLVED, that the Council requests the passage of said legislation and, further requests that Governor Spitzer, upon his review, sign the measure into law, and

**ANNOTATED AGENDA**  
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**RESOLUTION NO.33-2008 (CONTINUED)**

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to forward a duly certified copy of this Home Rule Message to the New York State Legislature to each member of the Yonkers Delegation.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.34-2008**

13. BY MINORITY LEADER McLAUGHLIN, COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

WHEREAS, St. John the Baptist, located at 670 Yonkers Avenue will host its Annual Card Party Fundraiser on Friday, April 11, 2008 and has requested permission from the City Council to place one banner within the city promoting this event, and

WHEREAS, St. John the Baptist has asked that the banner be placed as soon as possible, at the following location: Yonkers Avenue & Dunwoodie Street or Yonkers Avenue & Midland Avenue ( at Gold's Gym), or where ever convenient; and to be removed as soon after April 12th, 2008 as is possible.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Yonkers hereby grants permission to St. John the Baptist to place one banner in the aforementioned location, subject to any terms and conditions deemed appropriate by the Administration to protect the best interests of the City of Yonkers.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.



**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.35-2008**

14. BY MINORITY LEADER McLAUGHLIN, COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

WHEREAS, Lincoln Park Jewish Center, located at 311 Central Park Avenue will a "Cantorial Concert" on Sunday, March 30th, 2008 at 3:00pm and has requested permission from the City Council to place one banner within the city promoting this event, and

WHEREAS, Lincoln Park Jewish Center has asked that the banner be placed as soon as possible, at the following location: Central Park Avenue & Hall Place or Mclean Avenue & Central Park Avenue (overpass), or where ever convenient; and to be removed as soon after March 31st, 2008 as is possible.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Yonkers hereby grants permission to Lincoln Park Jewish Center to place one banner in the aforementioned location, subject to any terms and conditions deemed appropriate by the Administration to protect the best interests of the City of Yonkers.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.36-2008**

15. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

WHEREAS, the City of Yonkers is proud of its many diverse community groups who play an integral leadership role in preserving and displaying the rich history of each community represented in our beautiful mosaic of communities; and

WHEREAS, foremost among these groups is the St. Patrick's Day Parade Committee which spearheads the efforts each year to highlight the notable achievements and contributions of prominent caring members of the Irish-American Community; and

WHEREAS, the St. Patrick's Day Parade originated in Yonkers at the Irish Centre on November 29, 1955 and the first festive Parade commemorating this annual celebration in Yonkers took place on Sunday March 11, 1956; and

WHEREAS, each year the St. Patrick's Day Parade Committee hosts a series of events in our City, sharing its proud heritage with all our residents, beginning with the "Changing of the Sash" in early February and culminating with the festive St. Patrick's Day Parade and dinner, this year on the 2<sup>nd</sup> day of March 2008 and will once again celebrate the history and splendor of the Irish and those most supremely proud of their Irish-American heritage; and

WHEREAS, these annual events provide opportunities for the Committee to bestow well deserved honors upon outstanding members of the community who have selflessly given of their time, expertise and resources to promote the welfare and advancement of not only the Irish-American Community but also that of our beloved Yonkers; and

WHEREAS, this year the Members of the St. Patrick's Day parade Committee has chosen the very dedicated Michael Morley as the 2008 Parade Grand Marshal and the following distinguished individuals as his Aides for the festivities: Kerin McCue, Maureen McGillicuddy, Scott McGowan, Mary McMahan, John Mueller, Michael O'Neill, Jean Tickell, and John White;

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**RESOLUTION NO.36-2008 (CONTINUED)**

NOW, THEREFORE BE IT RECOGNIZED, that the Members of the Yonkers City Council join with the St. Patrick's Day Parade Committee in congratulating Parade Grand Marshal Michael Morley and his Aides on this most auspicious occasion and we wish them much success in their continued endeavors on behalf of the citizens of Yonkers.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**RESOLUTION NO.37-2008**

- 16.A BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

Whereas, the City of Yonkers is indeed fortunate to have among its advocates, dedicated and professional Police Officers, who strive to combat and prevent crime, and

Whereas, Crime Prevention is a recognized and worthy component of public safety, with programs at all levels of State, County, and Local Government, and

Whereas, this effort to prevent crime involves engendering a mindset of precaution and forethought in Police forces and in the minds of residents,

Whereas, our Police Department's Crime Prevention efforts are extensive and laudable, including outreach to the community, gathering of Intelligence, and intergovernmental partnerships, and

Whereas, the Exchange Club of Yonkers honored Police Commissioner Edmund Hartnett, Detective Anthony Amodeo, Detective Daniel Treacy, and Detective Edward Pollick, at their Annual Crime Prevention Dinner, the Twenty-First Day of February, Two-Thousand and Eight Thursday, February 21, 2008.

Therefore, be it resolved that the members of the Yonkers City Council, on behalf of Yonkers' residents and in sincere appreciation, does thank and commend the City's Police professionals, who consistently demonstrate their dedication to the safety and welfare of the residents of Yonkers, as we name the week of February 25, Crime Prevention Week in Yonkers.

Be it further resolved that, the Yonkers City Council, on behalf of Yonkers' residents, commends and congratulates these four of our City's crime fighters for their body of work, their dedication to public service and to the safety of the people of Yonkers.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 26, 2008 BY A VOTE OF 7-0.

**ANNOTATED AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 26, 2008**

**COMMITTEE REPORTS**

THIS MEETING WAS ADJOURNED AT 8:37PM