

RESOLUTION NO. 2023-

**RESOLUTION CALLING FOR A PUBLIC HEARING ON  
THE POSSIBLE ACQUISITION BY EMINENT DOMAIN OF ALL  
AND/OR A PORTION OF 907 FALLS STREET AND  
CERTAIN PROPERTY ALONG JOHN DALY MEMORIAL PARKWAY  
HAVING SBL NOS. 159.09-3-3 AND 159.09-3-2, IN THE CITY OF NIAGARA FALLS**

BY:

Council Member Kenny Tompkins

**WHEREAS**, the City Council of the City of Niagara Falls is considering the acquisition of all and/or a portion of the real property located at 907 Falls Street and certain property located at John Daly Memorial Parkway in the City of Niagara Falls, those being designated as tax parcel numbers 159.09-3-2 and 159.09-3-3 (the “Property”); and

**WHEREAS**, the City Council is considering said acquisition for the following public purpose: to complete the assemblage of real estate necessary to move forward with a multifaceted year-round event campus and community redevelopment project referred to as the Niagara Falls Centennial Park Events Center at the Property; and

**WHEREAS**, the City Council, pursuant to Eminent Domain Procedure Law Article 2, wishes to hold a public hearing in order to inform the public of the proposed acquisition and to review the public use to be served by the acquisition, and to receive comments from the public on the proposed acquisition.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Niagara Falls as follows:

1. A public hearing will be held at 6:00 p.m. on March 13, 2023 at City Hall, 745 Main Street, Niagara Falls, New York, 14301: (a) to inform the public of the City Council’s proposal to take, by eminent domain, all and/or a portion of the real property located at 907 Falls Street and a Portion of the Property along John Daly Memorial Parkway, those properties being comprised of SBL Nos. 159.09-3-3 and 159.09-3-2 (the “subject property”), and (b) to review both the public use to be served by the proposed public project, and the impact on the environment and residents of the locality where such Project will occur.

2. The City Clerk is directed to publish the attached Public Notice in the City’s Official Newspaper, the Niagara Gazette, which is a daily paper, in five successive issues, with the first publication no less than ten nor more than 30 days before the hearing, and to post the Public Hearing Notice at City Hall.

Bax \_\_\_\_\_ Cauley \_\_\_\_\_ Myles \_\_\_\_\_ Tompkins \_\_\_\_\_ Zajac \_\_\_\_\_

3. The City Clerk is to mail notice of the hearing, certified mail, return receipt requested, to the record owners of the subject property, no less than ten nor more than 30 days before the hearing.

4. This Resolution is effective immediately.

PASSED AND ADOPTED by the City Council of the City of Niagara Falls the 9th day of February, 2023.