COMMUNITY VIRTUAL PRESENTATION CHECKLIST

- Starts December 15th 2021 at 7:00 pm.
- Attendees should be muted and no video during presentation.
- Assigned project team members to present and speak.
- Three (3) community question/comment sessions will be open to attendees throughout the presentation.

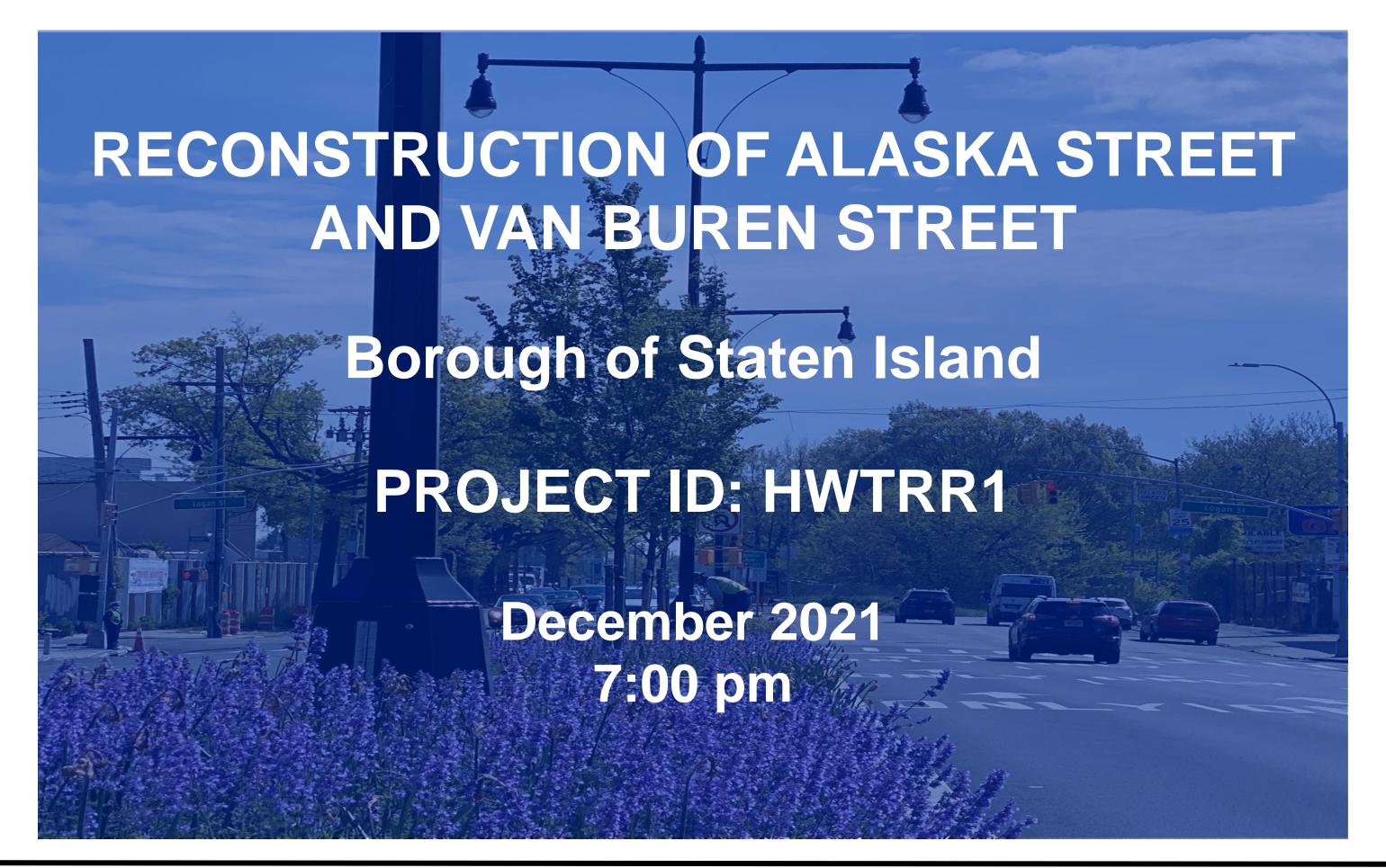
Attendees that wish to speak during the open question/comment session will be called on one by one by the Host with the hand raised icon at the top of Microsoft Teams.

Attendees can submit questions/comments during the open session in the Microsoft Teams chat box.



- Copies of the presentation and street acquisition map are available on the DDC website
 https://www1.nyc.gov/site/ddc/projects/acquisition-events.page
 under Project ID HWTRR1 –
 Alaska Street, SI.
- Contact for project acquisition related questions is Jeshipio Yoon, Project Acquisition Coordinator at phone: (718) 391-1835, email: Acquisition_Unit@ddc.nyc.gov
- Thank you for sharing your time with us!

Slide 1





PROJECT TEAM REPRESENTATIVES

This presentation is a collaborative effort by various units of DDC.

PROPERTY ACQUISITION UNIT

- Loan Murray, Director
- Stella Uwaechie, Deputy Director
- Jeshipio Yoon, Acquisition Coordinator (Slides 12 to 16)

CONSTRUCTION UNIT

- Hitendra A Patel, Deputy Director
- Syed Noman, Engineer-in-Charge

DESIGN UNIT &
KS Engineering
CES Consultants

- Chung Ho Lam, Director
- Ci Zheng, Engineer-in-Charge
- Nicholas Delapo, Design Engineer
- Lawrence Kern, KS Engineering
- Ramon Aquino, CES Consultants (Slides 5 to 10)

LEGAL UNIT

 Janene Podesta, Assistant General Counsel (Slides 18 to 21)

PROGRAM MANAGEMENT UNIT

- Landry Philemy, Director
- Izya Goldenberg, Sr. Project Manager

OFFICE OF
COMMUNICATION
& POLICY

- Maria Centeno, Director
- Ajamu Brown, Deputy Director
- Lisa Robbins, Borough Outreach Coordinator (Slides 22 to 23)

PROJECT LIMITS

Alaska Street from Richmond Terrace to Wayne Street
Alaska Street is being acquired through eminent domain.





PROJECT LIMITS

Project limits within the bounds of Van Buren Street, Minerva Place, York Avenue and Richmond Terrace

These streets are not part of the acquisition process.





PROJECT PURPOSE AND SCOPE OF WORK

Project Purpose:

- Improve sidewalks and provide pedestrian ramps to meet American with Disabilities Act (ADA) requirements.
- Promote a safe traffic and friendly pedestrian environment.
- Reconstruct roadway and curbs to improve traffic flow.
- Improve drainage flow and extend the life of underground facilities.
- Improve the street lighting system to latest "Vision Zero" standards.

Scope of Work:

- DOT Reconstruct roadways, curbs, sidewalks, pedestrian ramps, traffic signs, pavement markings
- **DEP** Improve existing stormwater system with new catch basins and install new sanitary sewers and water mains.

EXISTING CONDITIONS AND PROPOSED DESIGN IN ALASKA STREET

 Standard curbs, sidewalk and driveway treatments Existing two-way street between Woodruff Lane and Wayne Street

Proposed
 one-way
 street
 northbound
 from Woodruff
 Lane to
 Richmond
 Terrace



TWO WAY

EXISTING CONDITIONS AND PROPOSED DESIGN IN VAN BUREN STREET



 Standard curbs, sidewalk and driveway treatments

One-way
 Van Burn
 Street near
 York
 Avenue

One-way

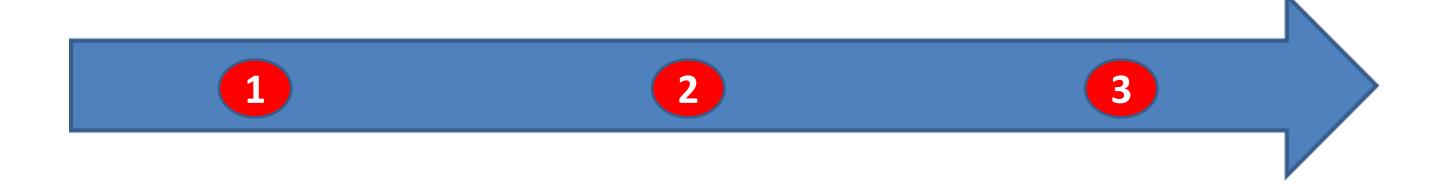
 Van Buren
 Street near
 Minerva
 Place





PROJECT MILESTONES AND SCHEDULE

- 1. Final Design Completion for Bid Winter 2022
- 2. Construction Start Fall 2023
- 3. Construction Completion Fall 2025 (estimated 24 months duration)



Note: Projected milestone schedule is subject to change.

SESSION 1

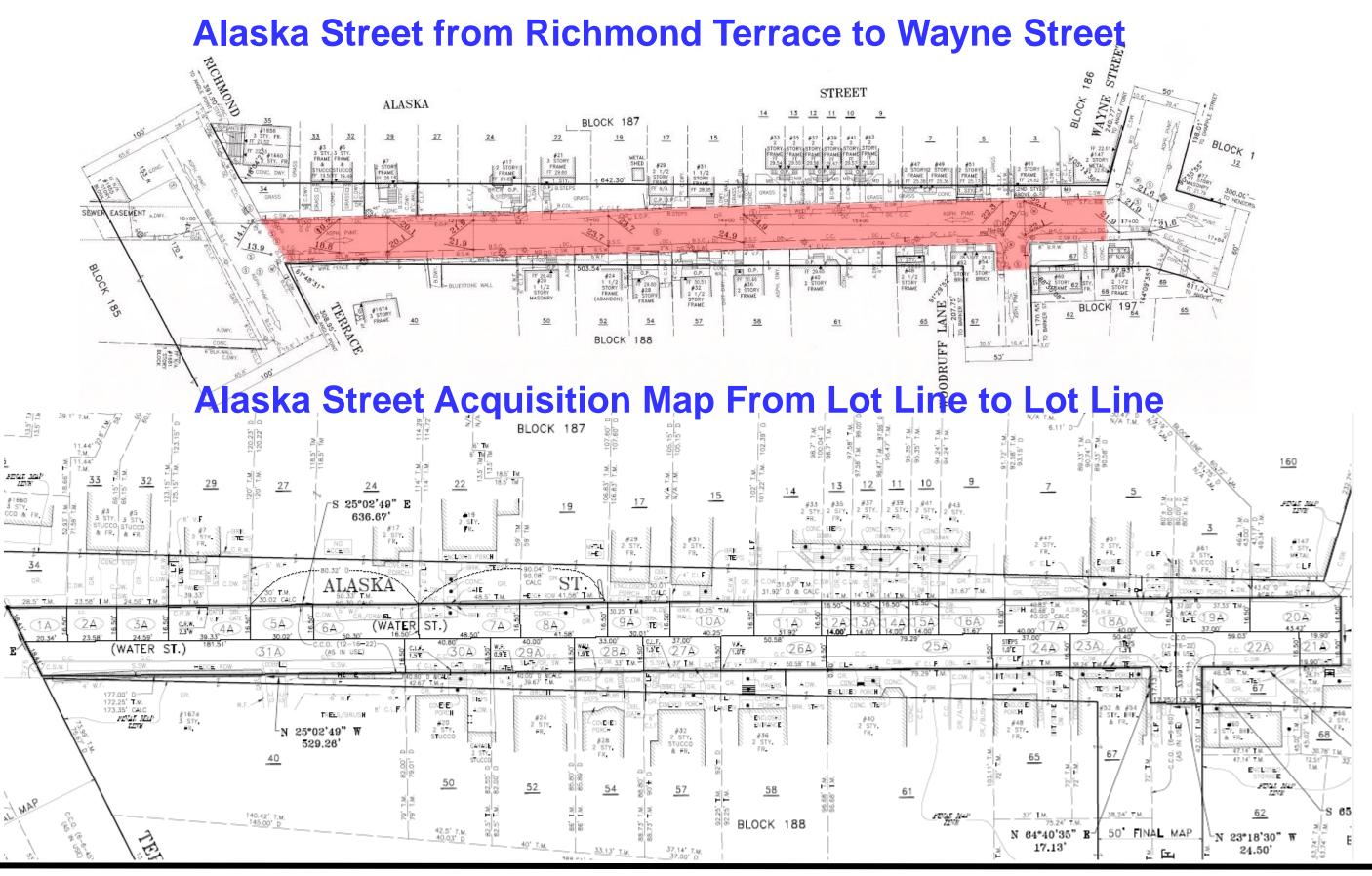
COMMUNITY QUESTIONS & COMMENTS

PROJECT STATUS, PURPOSE AND SCOPE OF WORK

Please state your name, address or lot number and your questions or comments.

Thank you

PROJECT STREET ACQUISITION LIMITS





ACQUISITION TERMS

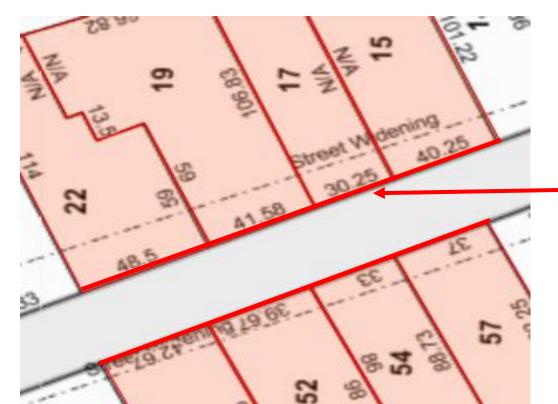
Eminent Domain: Through condemnation proceeding, the City acquires the fee title to the property for public use as a right-of-way (ROW), with just compensation to the property owners.

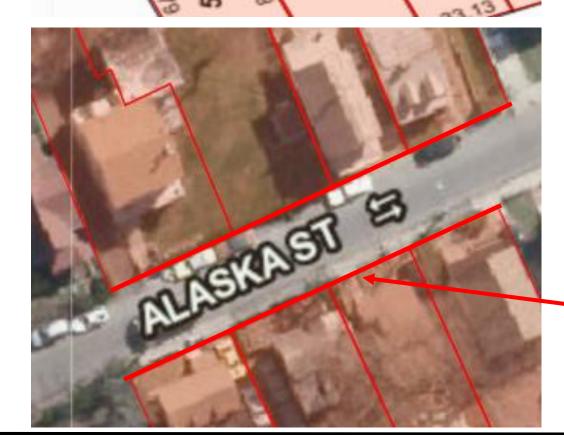
- Right-of-way (ROW) is the physical land area upon which the facilities (utility line, roadway, sidewalk, etc.) are located.
- Just compensations to property owners will be granted when portions of land are acquired or private improvements such as fences have encroached in the ROW.

Title Vesting: The right, interest, or title to the present or future possession of a legal estate (e.g., a street) can be transferred to other party (e.g., the City), it is termed a vested interest.

Streets become officially City owned after court proceeding.

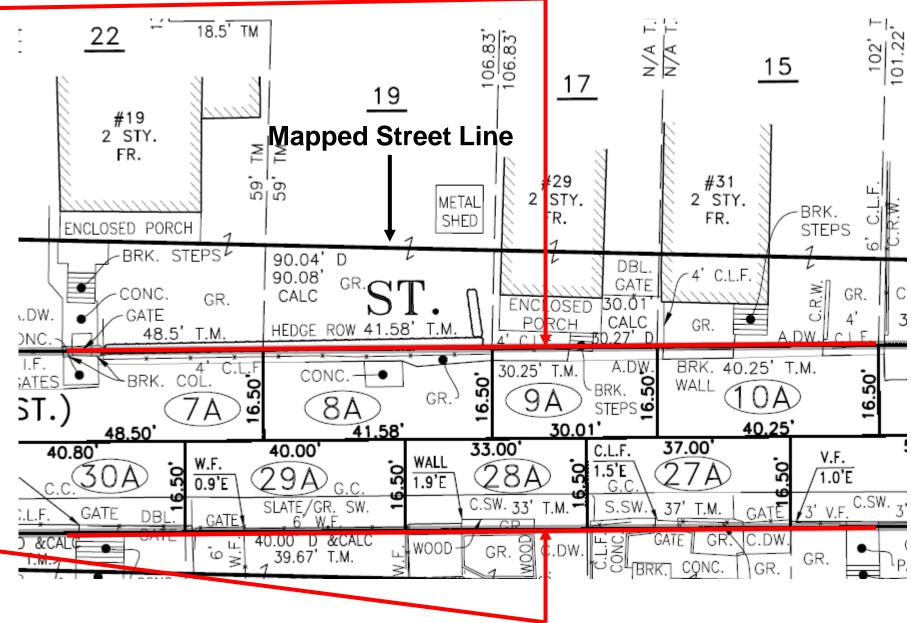
STREET ROW ACQUISITION





- Alaska Street is mapped 60'.
- City is acquiring 33' to include roadway, curbs and sidewalks.

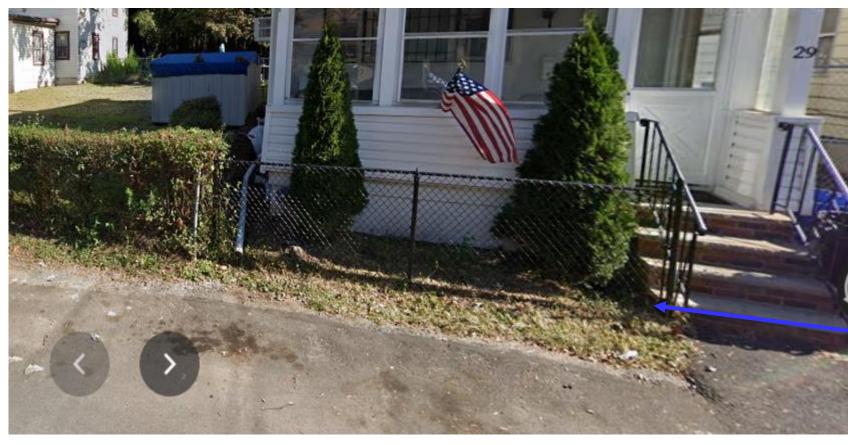
Acquisition Limit Line & Street Right-of-Way

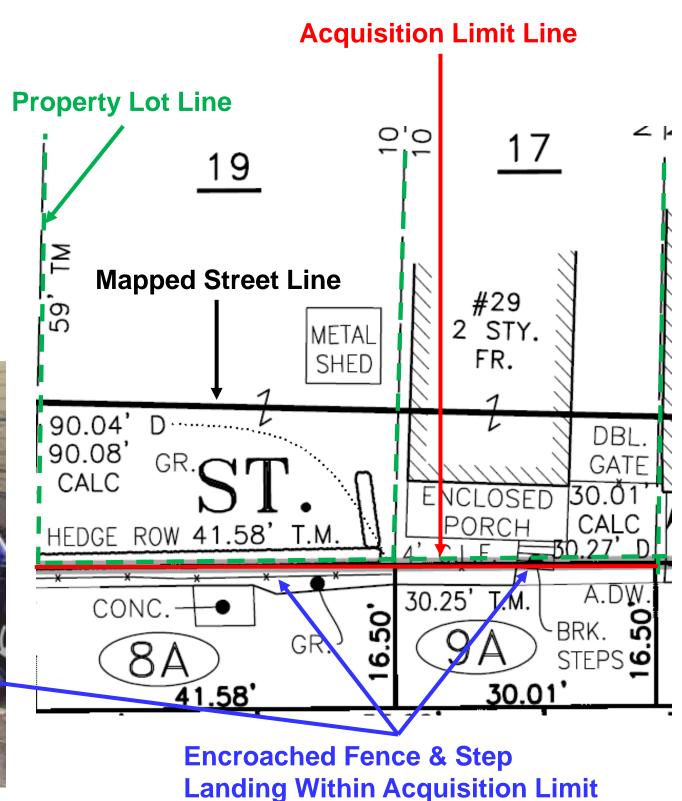


Acquisition Limit Line & Street Right-of-Way

ENCROACHMENT WITHIN ROW REMOVAL

- Private improvements like fences within the acquiring limit line become "encroachments" after title vesting.
- Encroachments impacted by new sidewalk installation may need to be removed by the property owner.
- All encroachments will be compensated as part of the acquisition process.





ACQUISITION PROCESS MILESTONES

Acquisition Milestones:

A. Winter 2021

Community
Outreach

B. Winter Early 2022

Public Hearing Pending

C. Winter 2022/2023

Street Title Vesting Pending

D. Summer 2023

Compensation Award Pending



Project Design



Design Completion & Bid



Contract Procurement D

Construction Start Fall 2023

Notices Timeline:

1. Community Acquisition Presentation

3. D&F Notice Slide 18 Example Winter 2022

5. Street Title Vesting Notice Slide 19 Example Winter 2022/2023

7. Encroachment Removal Notice Slide 21 Example Summer 2023

2. Public
Hearing Notice
Slide 18 Example
Winter 2022

4. Court
Hearing Notice
Slide 19 Example
Fall 2022

6. Compensation Award Notice Slide 20 Example Summer 2023

Note: Projected milestone schedule is subject to change.



SESSION 2

COMMUNITY QUESTIONS & COMMENTS

STREET ACQUISITION LIMITS AND ENCROACHMENTS

Please state your name, address or lot number and your questions or comments.

Thank you



NYC DDC NOTICES

Public Hearing Notice

THE CITY OF NEW YORK DEPARTMENT OF DESIGN + CONSTRUCTION

PLEASE TAKE NOTICE, that in accordance with Section 201-204 (inclusive) of the New York State Eminent Domain Procedure Law ("EDPL"), a public hearing will be held by the New York City Department of Design and Construction, on behalf of the City of New York in connection with the acquisition of certain properties for roadway improvement at the 151st Place between 135th Avenue and North Conduit Avenue (Capital Project SE848) - Borough of Queens.

The time and place of the hearing are as follows:

DATE: July 11, 2017 TIME: 10:00 AM

LOCATION: Community Board No. 12

90-28 161st Street Jamaica, NY 11432

The purpose of this hearing is to inform the public of the proposed acquisition of certain street beds and adjacent properties and to review the public use to be served by the project and the impact on the environment and residents. The scope of this Capital Project consists of storm sewer extensions and additional catch basins to alleviate flooding and ponding conditions and water main replacement within the project limit.

The properties proposed to be acquired are located in the Borough of Queens as follows:

151st Place from 135th Avenue to North Conduit Avenue as shown on Damage and Acquisition Maps No. 5873.

The properties affected include the following areas as shown on the Tax Map of the City of New York for the Borough of Queens:

- Block 12132, part of Lots 25;
- Block 12133, parts of Lots 1;
- Beds of 151st Place from 135th Avenue to North Conduit Avenue

There are no proposed alternate locations.

Any person in attendance at this meeting shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed acquisition. Each speaker shall be allotted a maximum of five (5) minutes. In addition, written statements may be submitted to the General Counsel at the address stated below, provided the comments are received by 5:00 p.m. on July 18, 2017 (Five (5) working days from public hearing date).

NYC Department of Design and Construction Office of General Counsel, 4th Floor 30 – 30 Thomson Avenue Long Island City, NY 11101

Please note: Those property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at the public hearing.

Determination & Findings Notice

THE CITY OF NEW YORK - PUBLIC NOTICE

DETERMINATION AND FINDINGS BY THE CITY OF NEW YORK PURSUANT TO SECTION 204 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW

Whereas, the New York City Department of Design and Construction ("DDC"), on behalf of the New York City Department of Environmental Protection") and the City of New York ("City"), has proposed the acquisition of certain portions of 151st Place between 135th Avenue and North Conduit Avenue as shown on Damage and Acquisition Map No. 5873 (Capital Project: SE848) in the borough of Queens; and

Whereas, the New York State Eminent Domain Procedure Law ("EDPL") sets forth uniform procedures for condemnations by municipalities throughout the State of New York, which also governs over this acquisition; and

Whereas, pursuant to the EDPL, the City is required to hold a public hearing to determine whether the public would be better served by the proposed acquisition of the above-mentioned properties and the impact of such an acquisition on the neighborhood where the project is to be constructed; and

Whereas, the City held a public hearing pursuant to EDPL Section 204 in relation to this acquisition on July 11, 2017 in the borough of Queens. Having given due consideration to the complete hearing record, which includes, among other things, all documents submitted and all public comments, the City makes the following determination and findings concerning the above and below described acquisitions and project.

- The public use and benefit of this project is for the Construction of Storm and Sanitary Sewers, for the Replacement of Water Main and Appurtenances in the borough of Queens (the "Project").
- The properties to be acquired are shown on the City's Tax Map for the borough of Queens and include the following properties:
 - Block 12132, part of Lot 25;
 - Block 12133, part of Lot 1;
 - Bed of 151st Place from 135th Avenue to North Conduit Avenue.

The proposed acquisition shall consist of the following locations:

 151st Place from 135th Avenue to North Conduit Avenue as shown on Damage and Acquisition Maps No. 5873 in the borough of Queens.

The City selected these locations based on a need for the Construction Storm Box sewer:

- (1) The general effect on the neighborhood will be to improve current living conditions. The proposed Project involves the construction of storm sewers, sidewalks, curbs, and appurtenances. The New York City Department of Design and Construction conducted an environmental review of the proposed acquisitions associated with the proposed improvements and concluded that the Project has no significant environmental impact and therefor falls within the scope of a Type II Action as per NYCRR Part 617.5.
- (2) There were no comments or concerns raised at the public hearing. The City will work with all public and private parties involved in the project to minimize the impact of construction activities on the street, residents and environment. The City has also reviewed all potential alternate locations and has determined that no other sites are feasible for the Project. The City continues to review its plans and will make modifications addressing any issues whenever possible. DDC will also work with DEP, other agencies and the community in order to review and address Project-related concerns.

The City has also reviewed all potential alternate locations and has determined that no other sites are feasible for the Project.

DETERMINATION:

Based upon due consideration of the record and the foregoing findings, it is determined that the City of New York should exercise its power of eminent domain to acquire the above-described properties in order to promote and permit the purposes of the Project to be achieved.

NOTICE:

Pursuant to EDPL Section 207, property owners have thirty (30) days from completion of the publication of this "Determination and Findings" to seek judicial review of this determination. Expected dates of publication are August 21 through 23, 2017 in the City Record and the New York Post.

The exclusive venue for the judicial review of this determination pursuant to EDPL Sections 207 and 208 is the Appellate Division of the Supreme Court in the Judicial Department where any part of the property to be acquired is located.

A copy of this Determination and Findings by the City is available without cost upon written request to:

New York City Department of Design and Construction Office of General Counsel – 4th Floor 30-30 Thomson Avenue Long Island City, NY 11101

Attn.: 151st Place from 135th Avenue to North Conduit Avenue: Condemnation Proceeding.

NOTE: Examples include the first page of document for visual only.



NYC LAW DEPARTMENT NOTICES

Court Hearing Notice

FILED: RICHMOND COUNTY CLERK 01/05/2021 10:57 AM

RECEIVED NYSCEF: 01/05/2021

NOTICE OF PETITION

Index No. CY

INDEX NO. CY4501/2021

NYSCEF DOC. NO.

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF RICHMOND – IA PART 89

In the Matter of the Application of the CITY OF NEW YORK Relative to Acquiring Title in Fee Simple to Property located in Staten Island, including Parts of the bed of

WEST CASTOR PLACE

from Alverson Avenue to Powell Street; McBaine Avenue from Alverson Avenue to a Point Approximately 200' West therefrom; Alverson Avenue from Woodrow Road to Correl Avenue; Gilroy Street from Woodrow Road to West Castor Place.

PLEASE TAKE NOTICE that the City of New York (the "City") intends to make an application to the Supreme Court of the State of New York, Richmond County, IA Part 89, for certain relief.

Due to the ongoing COVID-19 public health emergency, the hearing for this matter will not be held in person at the Kings County Courthouse, located at 360 Adams Street, in the Borough of Brooklyn, City and State of New York, but rather will be held virtually and on telephone via Microsoft Teams on February 24, 2021 at 10:00 A.M., or as soon thereafter as counsel can be heard. To receive a link and/or phone number to attend the virtual hearing please contact Court Secretary Elizabeth Correa directly at ecorrea@nycourts.gov, prior to the hearing.

The application is for an order:

a) authorizing the City to file an acquisition map in the Richmond County Clerk's

Office:

Street Title Vesting Notice

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF RICHMOND I.A.S. PART 89

In the Matter of the Application of the CITY OF NEW YORK Relative to Acquiring in Fee Simple Absolute to all or parts of

GRANTWOOD AVENUE and the intersection of SHELDON AND BELFIELD AVENUES

located in the area generally located at Grantwood Avenue between Sheldon Avenue and Rensselaer Avenue and between Rensselaer Avenue and Rathbun Avenue as well as the intersection of Sheldon Avenue and Belfield Avenue in the Borough of Staten Island, City and State of New York. NOTICE OF ACQUISITION

Index No. CY 4512/2018

PLEASE TAKE NOTICE, that by order of the Supreme Court of the State of New York, County of Richmond, IA Part 89 (Hon. Wayne Saitta, J.S.C.), duly entered in the office of the Clerk of the County of Richmond on October 31, 2018 ("Order"), the application of the City of New York to acquire certain real property, for the reconstruction of storm and sanitary sewers, water mains and appurtenances, and to have the compensation was granted and the City was thereby authorized to file an acquisition map with the Clerk of Richmond County. Said map, showing the property acquired by the City, was filed with the Clerk of Richmond County. Title to the real property vested in the City of New York on November 1, 2018.

PLEASE TAKE FURTHER NOTICE, that the City has acquired the following parcels of real property as more particularly described in the Order and shown on the Damage and Acquisition map for this proceeding:

NOTE: Examples include the first page of document for visual only.



NYC LAW DEPARTMENT NOTICES

Compensation Award Notice



THE CITY OF NEW YORK

LAW DEPARTMENT

100 CHURCH STREET

NEW YORK, N.Y. 10007-2601

10007-2601 February 27, 2017

Re: Pitkin Avenue from Cross Bay Blvd to 97th Street (Street Widening); Index#; 2334/2014

NYC Law Dep't Matter No. 2013-015729

Dear

ZACHARY W. CARTER

This letter is being written to you because you are the former owner of property, or a portion of property, that was acquired by the City of New York in the above referenced condemnation proceeding, or because you are an attorney representing the former owner of such property.

The New York City Law Department has authorized the Office of the Comptroller of the City of New York ("the Comptroller") to issue a payment for the Street Widening property that was taken, subject to a possible effective dollar clause. This payment is the market value as of May 5, 2014 of the property that was taken by eminent domain, based upon an appraisal that that was prepared for the City. However, before a check can be issued, two separate requirements must be met.

The First Requirement

A "SUBSTITUTE FORM W-9" must be completed and submitted to the Comptroller. A copy of this form is included with this mailing. Please note that if the property is owned by more than one person or entity, each owner must complete and submit a "SUBSTITUTE FORM W-9."

The form must be completed and submitted to the following address:

Condemnation Unit Bureau of Accountancy Office of the Comptroller

1 Centre Street, Room 200S New York, NY 10007

www.nvc.gov

THE CITY OF NEW YORK
OFFICE OF THE COMPTROLLER
BUREAU OF ACOUNTANCY
CONDEMNATION UNIT, ATTN: LEONEL FERREIRA
1 CENTRE STREET, ROOM 200-S
NEW YORK, N.Y. 10007-2341

SCOTT STRINGER COMPTROLLER

ON ADVANCE DAVMENT OF AWARD

TO:	AWARD	
FROM:		-
SUBJECT: PITKIN AVENUE FROM CROSS BAY BLVD TO	Principal:	S
97TH STREET, ET AL.	Dept. of Finance	
Parcel:	Assignment:	3
Block:	Water Board Assignment:	\$
Lot:	Other Voucher Assign Amt:	\$
5-075	Total Proceeding:	\$
Interest:		

PLEASE TAKE NOTICE THAT a condemnation award is now available for payment at the Office of the Comptroller for the above referenced property.

- NO PAYMENT WILL BE MADE <u>UNLESS</u> TITLE HAS BEEN PROVEN, AND <u>ALL</u> OBJECTIONS TO TITLE HAVE BEEN CLEARED. In order to prove title and clear title objections, please contact Natisha Rodney at 212-356-2125, or <u>nrodney@law.nyc.gov</u>, Tax & Bankruptcy Litigation Division, New York City Law Department, 100 Church Street, New York, NY 10007.
- 2. NO PAYMENT WILL BE MADE <u>UNLESS</u> A "CONDEMNATION PROCEEDING SUBSTITUTE FORM W-9" HAS BEEN FILED with the Office of the Comptroller, Bureau of Accountancy, Condemnation Unit, Attn: LEONEL FERREIRA, 1 Centre Street, Room 200-S, New York, NY 10007. Kindly complete the attached Substitute W-9 form if you have not done so already. IRS mandates if no taxpayer identification number has been furnished to the City, Backup Withholding of 28% will be applied to the Interest portion of award.
- 3. All payees must be present to pick up the payment. Payment will be delivered to a payee's attorney or representative if a valid Power of Attorney is presented; provided, however, that this provision shall not apply to corporations, trustees or executors. If the payee is a corporation, the corporation must be represented by an officer of the corporation who must present a Corporate Resolution (under the seal of the corporation) authorizing the officer to execute any and all papers required by the Comptroller for the payment of the award.
- If an urban renewal site is involved, payment will not be made unless you first obtain a rent release from the Department
 of Housing Preservation and Development ("HPD"). In order to obtain a rent release from HPD, please contact Evelyn
 Cabrera, Director of Urban Renewal and Property Management, 100 Gold Street New York, NY 10038, Room 7-V5,
 (212) 863-7444 or cabrerae@hpd.nyc.gov.
- Payment must be picked up IN PERSON and BY APPOINTMENT ONLY in Room 1200, 1 Centre Street, New York, NY 10007. BEFORE 3:30 PM. You must call (212) 669-2024/2105 IN ADVANCE for an appointment.

FOR COMPTROLLER'S USE ONLY:		
Vendor Code:	Principal Voucher No.:	
Interest Voucher No.:	Dept. of Finance Voucher No.:	
Water Board Voucher No.:	Other Voucher Assignment No.:	

NOTE: Examples include the first page of document for visual only.



MARCH 28, 2017

NYC DDC NOTICES

Encroachment Removal Letter



Eric C. Macfarlane, P.E. Deputy Commissioner Dr. Feniosky Peña-Mora Commissioner

N. Venugopalan, P.E. Associate Commissione Program Administration

December 18, 2017

CERTIFIED AND REGULAR MAIL RETURN RECEIPT REQUESTED

RE: HWQ411B - Reconstruction of Albert Road Area, Borough of Queens Removal of Encroachment: Block #

Dear Sir /Madam:

NOTICE

The New York City Department of Design and Construction (DDC) has begun construction under the above referenced project:

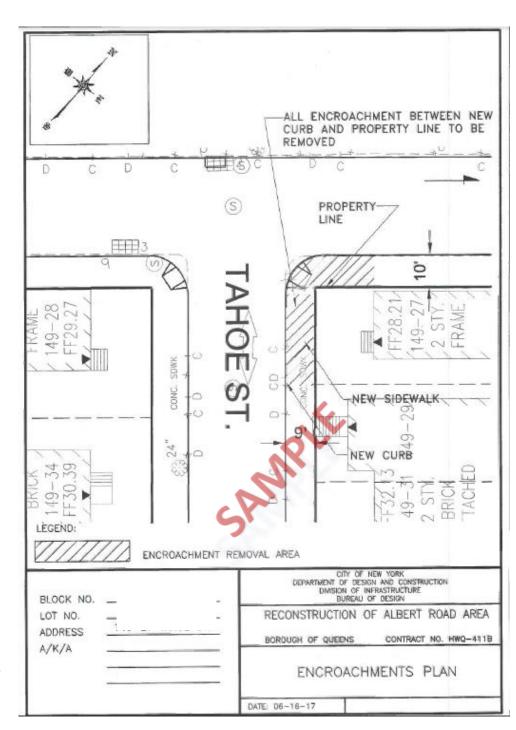
HWQ411B - Reconstruction of Albert Road Area, Borough of Queens.

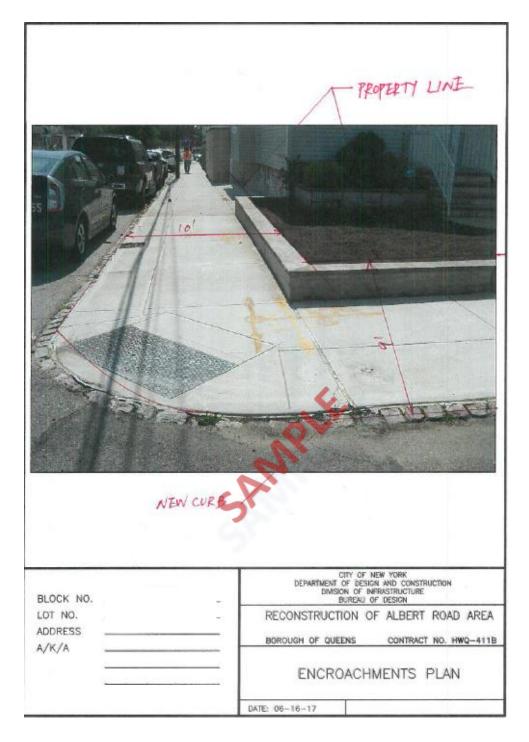
We are writing to you as the owner of record of Block # so known as a labor street, and because this property lies within the limits of the project area. As such, we would like to take this opportunity to explain what impact the project may have on you.

The proposed City work on all blocks will involve (as a minimum) the reconstruction of the roadway pavement, and the construction of new curbs and new sidewalks to conform to current City standards.

Related to any or all of the above work, per our records, and field inspection of the site, private improvements have been made in front of your property within the City owned street area, where the project is to take place. The City calls these private improvements "encroachments". We recognize that you may not realize that your encroachment(s) (which may have been installed by a previous owner of the property) does not lie within your property, and so for illustrative purposes, we've enclosed with this letter a sketch of your property depicting the boundary of your property and the City street area, and indicating the "encroachment(s)" that currently exist.

Our findings indicate that due to the encroachment of your <u>landscape berm</u>, the construction of the new street and sidewalks cannot be accommodated. It will therefore be necessary that you remove your encroachment as shown in the attached sketch prior to the time of construction.



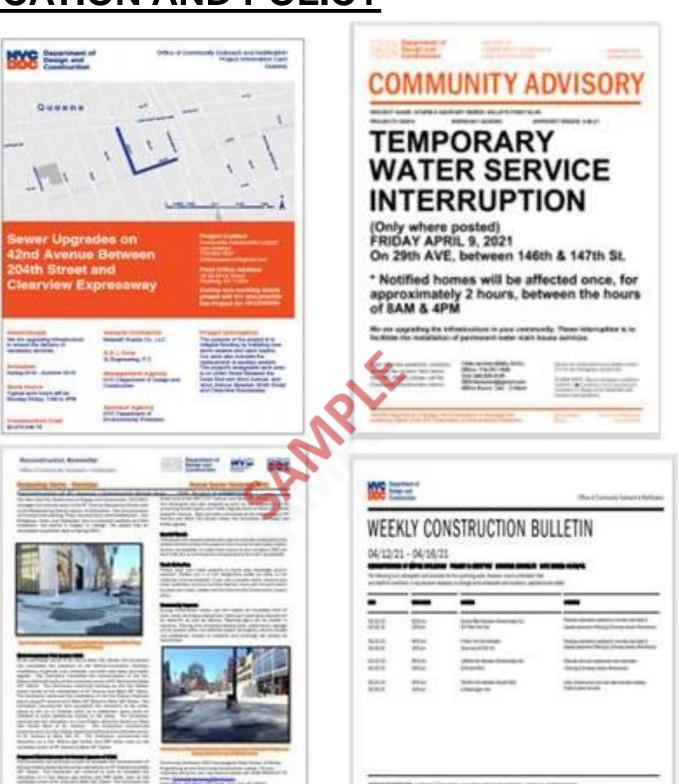




OFFICE OF COMMUNICATION AND POLICY

Community Construction Liaison (CCL) responsibilities area as follows:

- First point of contact; maintain on-site presence and communication.
- Identify, resolve, and/or proactively address issues and inquiries.
- Distribute advisory updates/weekly construction activities newsletter.
- Provide 72-hour and 24-hour (confirmation or cancellation advisories for work impacts by email and door to door.
- Attend community board monthly DSC meetings.
- https://www1.nyc.gov/site/ddc/projects/videos.page



COMMUNITY IMPACTS AND MITIGATION

Typical construction phase impacts and mitigation:

- Pre-construction survey photos (which will be done by a separate entity).
- Work within Noise Code Regulations.
- During temporary water shutdowns, ensure area has enough access to water. (Will coordinate with community to provide accommodations.)
- Post advance Contractor's 24-hour notice to impacted area.
- Keep storage site and MPT area clean & safe.
- Maintain emergency / through-traffic access.
- Driveway access may be temporarily restricted during work hours, but coordination is done case-by-case.
- Parking may be temporarily restricted when necessary; signs to be posted in advance.
- Garbage pick-up may be affected and will be coordinated with appropriate stakeholders.
- Individuals with special needs should contact the CCL. DDC field staff will work to minimize inconvenience.

FREQUENTLY ASKED QUESTIONS (ACQUISITION PROCESS)

1. Will the City condemn the property or lot?

No, the City is only acquiring Alaska Street right-of-way consisting of roadway, curbs and sidewalks from lot line to lot line.

2. How does the acquisition process affect the certain properties?

The street acquisition does not affect property lot and dimensions.

3. How does street reconstruction and street acquisition affect the property improvements or fixtures?

Property improvements or fixtures like fences, shrubs or moveable structures that are outside of the property lot line become "encroachments" when the City takes ownership of the streets. Affected property owners will be notified to remove encroachments prior to street work. Property owners are responsible for encroachments removal and replacement at the property line after completion of street work.

4. How will property owners be compensated for portion of lot taking or removed encroachments?

Portions of lots are not being acquired as part of this project. Depending on the location and type of the fixtures, on a case-by-case basis a license fixture appraiser will appraise the encroached fixtures at their depreciated value. NYC Law will issue a notice of award amount for the encroachments. Property owners will clear title with NYC Law to ensure rightful ownership prior to obtaining payment.

5. Contact to DDC Property Acquisition Unit and Acquisition Events Website?

Jeshipio Yoon, Project Acquisition Coordinator at phone: (718) 391-1835, email: Acquisition_Unit@ddc.nyc.gov website: https://www1.nyc.gov/site/ddc/projects/acquisition-events.page



SESSION 3

COMMUNITY QUESTIONS & COMMENTS

NYC DDC & NYC LAW NOTICES & COMMUNITY OUTREACH

Please state your name, address or lot number and your questions or comments.

Thank you

