EDPL HEARING NOTICE

PIN 8761.96

Garden Street Bridge over Fallkill Creek Reconstruction

City of Poughkeepsie

Dutchess County

Hon. Rob G. Rolison
MAYOR

Marc S. Nelson, MPA
CITY ADMINISTRATOR

Prepared by:
Thomas Cole
Modjeski and Masters, Inc.

Date Prepared: 9/13/2021

NOTICE OF EDPL PUBLIC HEARING
NEW YORK STATE DEPARTMENT OF TRANSPORTATION
PROJECT IDENTIFICATION NO. 8761.96
GARDEN STREET BRIDGE OVER FALLKILL CREEK RECONSTRUCTION
DUTCHESS COUNTY

In accordance with the provisions of Article 2 of the Eminent Domain Procedure Law (EDPL), the City of Poughkeepsie will conduct a public hearing which will be held virtually at www.CityofPoughkeepsie.com/engineering/bridge/ at 5:30 PM on Monday,October 4th, 2021, for the proposed improvement of the Garden Street over the Fallkill Creek Bridge by addressing existing structural and safety deficiencies identified on the bridge and provide a safe bridge crossing for another 50 years. The existing Garden Street bridge is a steel multi-girder bridge with reinforced concrete deck supported by masonry stone abutments coated in gunite. The bridge carries two lanes of traffic with a sidewalk on either side of the road. The intersection of Garden Street and Brookside Avenue immediately adjacent to the bridge will also be addressed as part of this project to address identified turning radii and pedestrian accommodation deficiencies . The reconstruction bridge will retain the existing 2 lanes of traffic (one lane in either direction) and adjacent sidewalks. Garden Street will be closed to traffic for the duration of construction to minimize the duration of impacts to local and through traffic as well as pedestrians and bicyclists. The project will be constructed entirely in the City of Poughkeepsie of Dutchess County.

The City of Poughkeepsie, being the agency having principal responsibility for carrying out or approving the proposed project, is the lead agency pursuant to Part 15 of Title 17 of the Official Compilation of Codes, Rules and Regulations of New York State (17 NYCRR Part 15).

At the public hearing, engineering, traffic, environmental, and right-of-way aspects of the project will be covered briefly in the formal presentation. Further details will be available on the City of Poughkeepsie website at www.CityofPoughkeepsie.com/engineering/bridge/. City of Poughkeepsie representatives will be on hand after the virtual presentation to address questions from the attendees. Any questions should be referred to staff members attending the virtual presentation.

All interested persons will be given the opportunity to express their views concerning the economic and social effects of the action, its impacts on the environment and its consistency with the goals and objectives established by the community. The proceedings will be recorded. Persons may make oral statements and/or file written statements. Written statements submitted at the hearing or mailed to the City of Poughkeepsie Contact no later than October 18th, 2021 will be made part of the record.

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 hearing (§ 202 (C) (2) of Article 2, EDPL).

Each individual assessment record billing owner ("property owner") or his or her attorney of record whose property may be acquired shall note that, under § 207 (A), a petition to seek judicial review of

the condemnor's determination and findings must be filed within 30 days after the condemnor's completion of its publication of its determination and findings. Further, the exclusive venue for judicial review of the condemnor's determination and findings is the appellate division of the supreme court in the judicial department where any part of the property to be condemned is located (§ 207 (B), § 208).

Further information on this project may be obtained from:

Office of the City Engineer
Richard L. Dupilka, P.E., City Engineer
62 Civic Center Plaza
Poughkeepsie, NY 12601
845-451-4609
engineeringdepartment@cityofpoughkeepsie.com

Please advise this office if a sign language interpreter, assistive listening system or any other accommodation will be required to facilitate your participation in this public hearing. Our contact person is Joe Chenier, whose phone number is 845-451-4058.

TDD (Telecommunications Device for the Deaf) Relay Service:

New York Relay Operator - Translates calls between TDD & non-TDD users.
For In-State Calls Only.

Non-TDD User to TDD User: 1-800-421-1220
TDD to Non-TDD User: 1-800-662-1220

EDPL HEARING NOTICE

PIN 8759.83

Washington Street Bridge over Fallkill Creek Reconstruction

City of Poughkeepsie

Dutchess County

Hon. Rob G. Rolison
MAYOR

Marc S. Nelson, MPA
CITY ADMINISTRATOR

Prepared by:
Thomas Cole
Modjeski and Masters, Inc.

Date Prepared: 9/20/2021

NOTICE OF EDPL PUBLIC HEARING
NEW YORK STATE DEPARTMENT OF TRANSPORTATION
PROJECT IDENTIFICATION NO. 8759.83
WASHINGTON STREET BRIDGE OVER FALLKILL CREEK RECONSTRUCTION
DUTCHESS COUNTY

In accordance with the provisions of Article 2 of the Eminent Domain Procedure Law (EDPL), the City of Poughkeepsie will conduct a public hearing which will be held virtually at www.CityofPoughkeepsie.com/engineering/bridge/ at 5:30 PM on Monday,October 4th, 2021, for the proposed improvement of the Washington Street over the Fallkill Creek Arch by addressing existing structural and safety deficiencies identified on the bridge and provide a safe bridge crossing for another 50 years. The existing Washington Street bridge is a masonry stone arch with a stone parapet along the sidewalk on either side of the road. The 5-way signalized intersection immediately adjacent to the bridge will also be addressed as part of this project to address an identified history of traffic incidents at this intersection including impact damage to the existing bridge. The reconstruction bridge will retain the existing 2 lanes of traffic (one lane in either direction) and adjacent sidewalks. Staged construction and a temporary vehicular and pedestrian bridge will be utilized to minimize impacts to local and through traffic as well as pedestrians and bicyclists. The project will be constructed entirely in the City of Poughkeepsie of Dutchess County.

The City of Poughkeepsie, being the agency having principal responsibility for carrying out or approving the proposed project, is the lead agency pursuant to Part 15 of Title 17 of the Official Compilation of Codes, Rules and Regulations of New York State (17 NYCRR Part 15).

At the public hearing, engineering, traffic, environmental, and right-of-way aspects of the project will be covered briefly in the formal presentation. Further details will be available on the City of Poughkeepsie website at www.CityofPoughkeepsie.com/engineering/bridge/. City of Poughkeepsie representatives will be on hand after the virtual presentation to address questions from the attendees. Any questions should be referred to staff members attending the virtual presentation.

All interested persons will be given the opportunity to express their views concerning the economic and social effects of the action, its impacts on the environment and its consistency with the goals and objectives established by the community. The proceedings will be recorded. Persons may make oral statements and/or file written statements. Written statements submitted at the hearing or mailed to the City of Poughkeepsie Contact no later than October 18th, 2021 will be made part of the record.

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 hearing (§ 202 (C) (2) of Article 2, EDPL).

Each individual assessment record billing owner ("property owner") or his or her attorney of record whose property may be acquired shall note that, under § 207 (A), a petition to seek judicial review of the condemnor's determination and findings must be filed within 30 days after the condemnor's

completion of its publication of its determination and findings. Further, the exclusive venue for judicial review of the condemnor's determination and findings is the appellate division of the supreme court in the judicial department where any part of the property to be condemned is located (§ 207 (B), § 208).

Further information on this project may be obtained from:

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Richard L. Dupilka, P.E., City Engineer
62 Civic Center Plaza
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DRAFT

RESOLUTION NO. _____

GARDEN STREET BRIDGE OVER FALLKILL CREEK RECONSTRUCTION PROJECT
P.I.N. 8761.96

CITY OF POUGHKEEPSIE
COUNTY OF DUTCHESS

Introduced:
By:

WHEREAS, the City of Poughkeepsie ("City") is proposing to generally reconstruct the Garden Street Bridge over Fallkill Creek and the adjacent intersection of Garden Street with Brookside Avenue in the City of Poughkeepsie, County of Dutchess, State of New York (P.I.N. 8761.96) (the "Project"); and

WHEREAS, the purpose of the Project is to help address safety and structural deficiencies identified on the existing Garden Street bridge as well as traffic and pedestrian safety concerns for the adjacent roadways and signalized intersection in the City of Poughkeepsie; and

WHEREAS, the Project is a Locally Administered Federal Aid Transportation Project administered by the City; and

WHEREAS, the Project is being progressed by the City of Poughkeepsie Office of the City Engineer, with oversight by the New York State Department of Transportation ("NYSDOT") and in close coordination with the Federal Highway Administration ("FHWA"), in accordance with Federal and State laws, regulations, rules and policies; and

WHEREAS, NYSDOT has determined that in order to progress to the Project through the project design phase and right-of-way acquisition phase, it will be necessary for the City to conduct a public hearing on notice to the general public and affected landowners as provided for in the New York Eminent Domain Procedure Law; and

WHEREAS, the public hearing must be conducted at a convenient location for the purpose of affording the general public and affected landowners an opportunity to express any objections they may have to the proposed location of the Project; and

WHEREAS, at the public hearing, the City must outline the purpose, proposed location or alternate locations of the Project and provide any other information that the City considers pertinent, including maps and property descriptions of the property interests that may be acquired in order to accomplish the Project; and

WHEREAS, persons who attend or participate in the public hearing must be given a reasonable opportunity to present oral or written statements and submit other documents concerning the Project; and

WHEREAS, a record of the public hearing must be kept, including written statements submitted at and following the public hearing, with such hearing record to be made available to the public for examination without cost during normal business hours at the City's principal offices and at the office of the City of Poughkeepsie Engineer and, also, to be reproduced upon written request and payment of the cost thereof.

NOW, THEREFORE, it is hereby

RESOLVED, that the City Engineer is hereby authorized and directed to conduct a public hearing related to the Project; and it is further

RESOLVED, that such public hearing will be conducted at a convenient location for the purpose of affording the general public and affected landowners an opportunity to express any objections they may have to the proposed location of the Project; and it is further

RESOLVED, that notice of such public hearing shall be published at least ten (10) but not more than thirty (30) days prior to such public hearing in at least five (5) successive issues of the City's official daily newspaper, which is a newspaper of general circulation within the City of Poughkeepsie; and be it further

RESOLVED, that at least ten (10) but not more than thirty (30) days prior to such public hearing, the City Engineer shall cause to be served, either by personal service or certified mail, return receipt requested, a notice of the purpose, time, date, and location of such public hearing to each assessment record billing owner, or his or her attorney of record, from whom real property interests may be acquired in order to accomplish the Project; and be it further

RESOLVED, that notice of such public hearing shall include the purpose, time and location of such public hearing, setting forth the proposed location of the Project including any proposed alternate locations; and be it further

RESOLVED, that at the public hearing, the City Engineer and/or his designee(s) shall outline the purpose, proposed location or alternate locations of the Project and provide any other information that may be pertinent to the Project, including maps and property descriptions of the property interests that may be acquired in order to accomplish the Project; and it is further

RESOLVED, that persons who attend or participate in the public hearing shall be given a reasonable opportunity to present oral or written statements and submit other documents concerning the Project; and it is further

RESOLVED, that a record of the public hearing shall be kept, including written statements submitted at and following the public hearing, with such hearing record to be made available to the public for examination without cost during normal business hours at the City's principal offices and at the office of the City Engineer and, also, to be reproduced upon written request and payment of the cost thereof.

DRAFT

RESOLUTION NO. _____

WASHINGTON STREET BRIDGE OVER FALLKILL CREEK RECONSTRUCTION PROJECT
P.I.N. 8759.83

CITY OF POUGHKEEPSIE
COUNTY OF DUTCHESS

Introduced:
By:

WHEREAS, the City of Poughkeepsie ("City") is proposing to generally reconstruct the Washington Street Bridge over Fallkill Creek and the adjacent intersection of Washington Street with Brookside Avenue and Verazzano Boulevard in the City of Poughkeepsie, County of Dutchess, State of New York (P.I.N. 8759.83) (the "Project"); and

WHEREAS, the purpose of the Project is to help address safety and structural deficiencies identified on the existing Washington Street bridge as well as traffic and pedestrian safety concerns for the adjacent roadways and signalized intersection in the City of Poughkeepsie; and

WHEREAS, the Project is a Locally Administered Federal Aid Transportation Project administered by the City; and

WHEREAS, the Project is being progressed by the City of Poughkeepsie Office of the City Engineer, with oversight by the New York State Department of Transportation ("NYSDOT") and in close coordination with the Federal Highway Administration ("FHWA"), in accordance with Federal and State laws, regulations, rules and policies; and

WHEREAS, NYSDOT has determined that in order to progress to the Project through the project design phase and right-of-way acquisition phase, it will be necessary for the City to conduct a public hearing on notice to the general public and affected landowners as provided for in the New York Eminent Domain Procedure Law; and

WHEREAS, the public hearing must be conducted at a convenient location for the purpose of affording the general public and affected landowners an opportunity to express any objections they may have to the proposed location of the Project; and

WHEREAS, at the public hearing, the City must outline the purpose, proposed location or alternate locations of the Project and provide any other information that the City considers pertinent, including maps and property descriptions of the property interests that may be acquired in order to accomplish the Project; and

WHEREAS, persons who attend or participate in the public hearing must be given a reasonable opportunity to present oral or written statements and submit other documents concerning the Project; and

WHEREAS, a record of the public hearing must be kept, including written statements submitted at and following the public hearing, with such hearing record to be made available to the public for examination without cost during normal business hours at the City's principal offices and at the office of the City of Poughkeepsie Engineer and, also, to be reproduced upon written request and payment of the cost thereof.

NOW, THEREFORE, it is hereby

RESOLVED, that the City Engineer is hereby authorized and directed to conduct a public hearing related to the Project; and it is further

RESOLVED, that such public hearing will be conducted at a convenient location for the purpose of affording the general public and affected landowners an opportunity to express any objections they may have to the proposed location of the Project; and it is further

RESOLVED, that notice of such public hearing shall be published at least ten (10) but not more than thirty (30) days prior to such public hearing in at least five (5) successive issues of the City's official daily newspaper, which is a newspaper of general circulation within the City of Poughkeepsie; and be it further

RESOLVED, that at least ten (10) but not more than thirty (30) days prior to such public hearing, the City Engineer shall cause to be served, either by personal service or certified mail, return receipt requested, a notice of the purpose, time, date, and location of such public hearing to each assessment record billing owner, or his or her attorney of record, from whom real property interests may be acquired in order to accomplish the Project; and be it further

RESOLVED, that notice of such public hearing shall include the purpose, time and location of such public hearing, setting forth the proposed location of the Project including any proposed alternate locations; and be it further

RESOLVED, that at the public hearing, the City Engineer and/or his designee(s) shall outline the purpose, proposed location or alternate locations of the Project and provide any other information that may be pertinent to the Project, including maps and property descriptions of the property interests that may be acquired in order to accomplish the Project; and it is further

RESOLVED, that persons who attend or participate in the public hearing shall be given a reasonable opportunity to present oral or written statements and submit other documents concerning the Project; and it is further

RESOLVED, that a record of the public hearing shall be kept, including written statements submitted at and following the public hearing, with such hearing record to be made available to the public for examination without cost during normal business hours at the City's principal offices and at the office of the City Engineer and, also, to be reproduced upon written request and payment of the cost thereof.