



Legislation Details (With Text)

**File #:** Res 1577-2008      **Version:** \*      **Name:** Eminent domain procedure law, in relation to creating additional requirements before allowing eminent domain for the use of private developers (A.9676).

**Type:** Resolution      **Status:** Filed

**In control:** Committee on Land Use

**On agenda:** 8/14/2008

**Enactment date:**      **Enactment #:**

**Title:** Resolution in support of New York State Assembly Bill A 9676 an act to amend the eminent domain procedure law, in relation to creating additional requirements before allowing eminent domain for the use of private developers

**Sponsors:** Leroy G. Comrie, Jr., Letitia James, John C. Liu, Melissa Mark-Viverito, Annabel Palma, Charles Barron, Diana Reyna

**Indexes:**

**Attachments:** 1. Letter to the Commissioner, 2. Press Conference Notice

Date	Ver.	Action By	Action	Result
8/14/2008	*	City Council	Introduced by Council	
8/14/2008	*	City Council	Referred to Comm by Council	
12/31/2009	*	City Council	Filed (End of Session)	

Res. No. 1577

Resolution in support of New York State Assembly Bill A 9676 an act to amend the eminent domain procedure law, in relation to creating additional requirements before allowing eminent domain for the use of private developers

By Council Members Comrie, James, Liu, Mark-Viverito, Palma, Barron and Reyna

Whereas, Eminent domain is an important tool for government to use for public projects; and

Whereas, Eminent domain has long been used by government for public purposes of infrastructure and other facilities that further governmental purposes, but in more recent times, the public purpose has been economic development; and

Whereas, The use of eminent domain should be balanced against the rights of the citizen to due process; and

Whereas, To promote these goals, Assembly Bill A 9676 has been introduced to require that when

eminent domain is to be used to condemn land that shall be transferred to a private developer for the purpose of economic development, after the public hearing and the determination is made, the legislative body must vote unanimously to impose such condemnation; and

Whereas, Pursuant to the Municipal Home Rule Law, the such use shall also be subject to permissive referendum; now, therefore be it

Resolved, That the Council of the City of New York supports New York State Assembly Bill A 9676 an act to amend the eminent domain procedure law, in relation to creating additional requirements before allowing eminent domain for the use of private developers.

LS#5737  
08/04/08  
CJS