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COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

December 11, 2015

Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, New York 14202

**Re: Downtown Pedestrian/Transit Mall Special District
Adoption of Mall District Service Charge Roll for 2016**

Dear Honorable Members:

Enclosed please find a proposed resolution and accompanying memorandum for approval for the adoption of the Downtown Pedestrian Transit Mall Special District Service Charge Roll for 2016.

Should your Honorable Body require further information, please contact Joseph L. Maciejewski, CCD, Director of the Department of Real Property Tax Services. Thank you for your consideration on this matter.

Sincerely,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP
Enclosure

cc: Joseph L. Maciejewski, CCD, Department of Real Property Tax Services

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Real Property Tax Services
Re: Downtown Pedestrian/Transit Mall Special District -
Adoption of Mall District Service Charge Roll for 2016
Date: December 11, 2015

SUMMARY

It is recommended that the Legislature approve the attached resolution providing for the adoption of the 2016 mall district service roll transmitted herewith as required by Erie County Local Law No. 8-1984.

FISCAL IMPLICATIONS

Mall district service charges for 2016 in the sum of \$1,710,000 as previously determined by the Legislature, plus payment in lieu of \$18,000 and \$34,317, shall be assessed, due and be a lien upon properties within the mall district as of January 1, 2016. Service charges defray the cost of mall district services.

REASONS FOR RECOMMENDATION

Adoption of the 2016 mall district service charge roll established by the Director of Real Property Tax Services is necessary for purposes of assessing and levying 2016 service charges for the downtown pedestrian/transit mall special district.

BACKGROUND INFORMATION

The downtown pedestrian transit mall special district was established pursuant to special act of the State Legislature (L.1983, Ch. 673) and by Erie County Local Law No. 8-1984. The said laws authorize the annual assessment of service charges against properties located within the mall district. Following a public hearing held October 27, 2015 by Buffalo Place Inc. and on due notice to property owners within the district, the Legislature by adoption of Communication 20M-2, determined that the total amount to be raised by mall district service charges for 2016 would be the sum of \$1,710,000, plus, a payment in lieu in the amount of \$52,317. The Director of Real Property Tax Services has now established a mall district service charge roll apportioning between benefited properties the total amount to be raised by mall district service charges for 2016. The mall district service charge roll must be adopted by the Legislature so that collections may take place during the ensuing fiscal year.

CONSEQUENCES OF NEGATIVE ACTION

The downtown pedestrian/transit mall special district would be without operating funds and would be unable to provide mall services during 2016.

STEPS FOLLOWING APPROVAL

Mall district service charge bills will be prepared and transmitted to property owners.

**A RESOLUTION SUBMITTED BY:
REAL PROPERTY TAX SERVICES**

**RE: Downtown Pedestrian/Transit Mall Special District
Adoption of Mall District Service Charge Roll for 2016**

WHEREAS, after a public hearing, held on October 27, 2015 by Buffalo Place Inc., and upon adoption of Intro 20M-2, November 19, 2016, the Erie County Legislature determined that the total amount to be raised by mall district service charges for 2016 for the downtown pedestrian/transit mall special district shall be the sum of \$ 1,710,000, and

WHEREAS, the 2015 Mall District Budget requires that the amount to be raised by Mall District payments in lieu for 2015 for the downtown pedestrian/transit mall special district shall be the sum of \$ 52,317.00, and

WHEREAS, the Director of Real Property Tax Services has established the 2016 mall district service charge and payment in lieu roll apportioning the amount to be raised and has transmitted such roll to the Erie County Legislature for adoption.

NOW THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the mall district service charge and payment in lieu roll established by the Director of Real Property Tax Services for the purpose of assessing 2016 service charges for the downtown pedestrian/transit mall special district; and be it further

RESOLVED, that 2016 mall district service charges and payment in lieu amounts shall be assessed, due and a lien on benefited properties within the downtown pedestrian/transit mall special district on and as of January 1, 2016 and shall be payable to the Director of Real Property Tax Services as provided in Erie County Local Law No. 8-1984; and be it further

RESOLVED, that late fees shall be collected on payments made after the dates provided in Erie County Local Law No. 8-1984, and an interest budget line of \$10,000.00 shall be added to the Mall Budget for collection of these late fees; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish the 2016 Downtown Mall Budget in the amount \$1,772,317 which includes \$1,324,706 for service charges, \$52,317 for payment in lieu, and \$10,000 for interest earnings; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to make adjustments and modifications as he deems appropriate; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Budget Director, County Comptroller, County Attorney, and Joseph L. Maciejewski, Director Real Property Tax Services.

PROP	LOCATION	SPECIAL CHG
20	BROADWAY	\$673.87
12	CHURCH	\$0.00
46	CHURCH	\$14,706.90
92	CLINTON	\$0.00
17	COURT	\$2,430.86
30	COURT	\$745.99
67	EAGLE EAST	\$0.00
53	EAGLE WEST	\$0.00
90	ERIE	\$0.00
95	FRANKLIN	\$0.00
153	FRANKLIN	\$0.00
187	FRANKLIN	\$2,513.85
369	FRANKLIN	\$2,660.17
5	GENESEE	\$129.77
7	GENESEE	\$129.77
9	GENESEE	\$322.51
11	GENESEE	\$0.00
46	GENESEE	\$2,589.13
31	GENESEE WEST	\$8,110.44
5	HURON EAST	\$758.29
20	HURON EAST	\$9,175.00
14	LAFAYETTE SQ	\$21,045.27
15	MAIN	\$0.00
50	MAIN	\$0.00
75	MAIN	\$182,063.49
99	MAIN	\$663.92
101	MAIN	\$0.00
125	MAIN	\$57,541.81
130	MAIN	\$0.00
233	MAIN	\$12,976.70
234	MAIN	\$2,333.09
241	MAIN	\$6,488.35
246	MAIN	\$11,214.63
251	MAIN	\$2,725.11
256	MAIN	\$7,901.85
259	MAIN	\$3,736.69
270	MAIN	\$1,936.08
273	MAIN	\$229.16
283	MAIN	\$35,110.74
284	MAIN	\$18,359.57
298	MAIN	\$5,515.10
300	MAIN	\$1,915.41
306	MAIN	\$0.00
345	MAIN	\$54,398.33

350	MAIN	\$76,940.69
360	MAIN	\$0.00
377	MAIN	\$9,083.69
395	MAIN	\$22,597.60
410	MAIN	\$3,712.70
415	MAIN	\$0.00
424	MAIN	\$32,441.75
436	MAIN	\$16,935.00
447	MAIN	\$47,051.95
450	MAIN	\$1,940.40
456	MAIN	\$11,867.67
465	MAIN	\$26,215.93
472	MAIN	\$2,270.92
477	MAIN	\$827.08
478	MAIN	\$15,704.30
483	MAIN	\$904.13
487	MAIN	\$1,949.66
495	MAIN	\$501.93
496	MAIN	\$2,421.07
500	MAIN	\$13,285.35
501	MAIN	\$857.94
505	MAIN	\$516.21
513	MAIN	\$2,452.61
515	MAIN	\$811.04
521	MAIN	\$583.95
523	MAIN	\$823.08
525	MAIN	\$574.22
529	MAIN	\$486.63
532	MAIN	\$67,403.49
535	MAIN	\$648.71
537	MAIN	\$681.95
560	MAIN	\$22,532.09
562	MAIN	\$30,761.42
564	MAIN	\$61,452.80
575	MAIN	\$64,655.27
580	MAIN	\$0.00
598	MAIN	\$5,557.39
601	MAIN	\$20,373.18
610	MAIN	\$162.91
610	MAIN	\$38.14
610	MAIN	\$397.01
610	MAIN	\$625.81
610	MAIN	\$415.36
610	MAIN	\$625.81
610	MAIN	\$200.65
610	MAIN	\$260.32

610	MAIN	\$285.94
610	MAIN	\$215.67
610	MAIN	\$183.62
610	MAIN	\$152.65
610	MAIN	\$260.32
610	MAIN	\$285.94
610	MAIN	\$215.67
610	MAIN	\$231.62
610	MAIN	\$200.65
610	MAIN	\$260.32
610	MAIN	\$285.94
610	MAIN	\$215.67
610	MAIN	\$183.62
610	MAIN	\$200.65
610	MAIN	\$235.97
610	MAIN	\$285.94
610	MAIN	\$215.67
610	MAIN	\$198.90
610	MAIN	\$152.65
610	MAIN	\$260.32
610	MAIN	\$285.94
610	MAIN	\$216.97
610	MAIN	\$231.62
610	MAIN	\$292.76
610	MAIN	\$296.10
610	MAIN	\$298.89
610	MAIN	\$279.95
610	MAIN	\$333.32
610	MAIN	\$554.60
610	MAIN	\$279.95
610	MAIN	\$292.76
610	MAIN	\$296.10
610	MAIN	\$298.89
610	MAIN	\$279.95
610	MAIN	\$494.73
610	MAIN	\$450.93
610	MAIN	\$564.17
610	MAIN	\$786.55
615	MAIN	\$7,096.97
618	MAIN	\$2,879.57
622	MAIN	\$7,123.66
625	MAIN	\$1,297.39
625	MAIN	\$0.00
639	MAIN	\$0.00
642	MAIN	\$0.00
650	MAIN	\$0.00

653	MAIN	\$2,003.28
663	MAIN	\$12,711.33
664	MAIN	\$0.00
667	MAIN	\$0.00
671	MAIN	\$862.55
674	MAIN	\$1,414.46
678	MAIN	\$2,407.88
681	MAIN	\$2,965.58
686	MAIN	\$1,622.09
689	MAIN	\$1,266.60
690	MAIN	\$2,177.87
695	MAIN	\$0.00
698	MAIN	\$3,081.97
710	MAIN	\$0.00
715	MAIN	\$1,331.12
716	MAIN	\$10,436.84
723	MAIN	\$1,080.14
731	MAIN	\$1,356.04
733	MAIN	\$2,496.50
736	MAIN	\$1,459.88
739	MAIN	\$1,580.03
743	MAIN	\$1,842.16
752	MAIN	\$908.37
753	MAIN	\$1,194.51
761	MAIN	\$313.60
763	MAIN	\$2,878.83
777	MAIN	\$13,950.44
1	MARINE	\$0.00
2	MARINE	\$0.00
3	MARINE	\$0.00
5	MOHAWK EAST	\$64.88
11	MOHAWK EAST	\$1,529.44
70	PEARL ST	\$0.00
72	PEARL ST	\$2,043.83
82	PEARL ST	\$567.73
86	PEARL ST	\$0.00
92	PEARL ST	\$4,174.49
93	PEARL ST	\$2,108.71
100	PEARL ST	\$762.74
110	PEARL ST	\$2,176.06
128	PEARL ST	\$0.00
132	PEARL ST	\$963.07
140	PEARL ST	\$14,217.58
194	PEARL ST	\$0.00
212	PEARL ST	\$0.00
212	PEARL ST	\$204.01

283	PEARL ST	\$356.86
318	PEARL ST	\$571.34
364	PEARL ST	\$0.00
388	PEARL ST	\$1,494.81
396	PEARL ST	\$338.99
406	PEARL ST	\$476.85
416	PEARL ST	\$549.97
420	PEARL ST	\$272.60
421	PEARL ST	\$2,193.86
424	PEARL ST	\$417.55
425	PEARL ST	\$215.88
426	PEARL ST	\$440.80
430	PEARL ST	\$65.87
432	PEARL ST	\$1,148.17
439	PEARL ST	\$719.24
452	PEARL ST	\$364.76
470	PEARL ST	\$2,524.33
478	PEARL ST	\$358.57
484	PEARL ST	\$549.95
492	PEARL ST	\$462.49
494	PEARL ST	\$109.28
496	PEARL ST	\$338.73
500	PEARL ST	\$1,300.77
505	PEARL ST	\$486.63
512	PEARL ST	\$2,743.85
538	PEARL ST	\$324.42
554	PEARL ST	\$501.87
558	PEARL ST	\$181.67
560	PEARL ST	\$113.55
1	SENECA	\$78,888.92
3	SENECA	\$0.00
1	SEYMOUR H KNOX III	\$0.00
61	TERRACE	\$0.00
12	TUPPER EAST	\$580.02
177	WASHINGTON	\$8,726.83
263	WASHINGTON	\$0.00
285	WASHINGTON	\$514.05
295	WASHINGTON	\$242.56
297	WASHINGTON	\$399.82
303	WASHINGTON	\$353.56
325	WASHINGTON	\$0.00
369	WASHINGTON	\$6,792.92
385	WASHINGTON	\$206.21
387	WASHINGTON	\$301.01
391	WASHINGTON	\$10,092.15
391	WASHINGTON	\$7,071.87

451	WASHINGTON	\$2,217.41
464	WASHINGTON	\$38.93
465	WASHINGTON	\$2,947.79
468	WASHINGTON	\$0.00
477	WASHINGTON	\$0.00
500	WASHINGTON	\$155.89
501	WASHINGTON	\$5,755.56
504	WASHINGTON	\$670.93
510	WASHINGTON	\$324.42
515	WASHINGTON	\$1,295.47
517	WASHINGTON	\$278.23
519	WASHINGTON	\$0.00
571	WASHINGTON	\$4,517.84
573	WASHINGTON	\$0.00
630	WASHINGTON	\$409.74
677	WASHINGTON	\$0.00
693	WASHINGTON	\$301.95
699	WASHINGTON	\$128.47
703	WASHINGTON	\$603.91
		\$1,324,705.89

1	SEYMOUR KNOX PLAZA	\$18,000.00
95	WASHINGTON	\$34,317.00