



**COMMON COUNCIL  
AGENDA  
SPECIAL MEETING  
March 30, 2015  
6:00 P.M.**

**SECOND READING  
ORDINANCE :**

1. Ordinance of the Common Council of the City of White Plains authorizing the closure of a portion of a public right-of-way on Court Street between Main Street and Martine Avenue on Wednesdays, beginning April 29, 2015 through November 25, 2015, from 6:00 a.m. to 6:00 p.m. for the purpose of operating a Farmers Market.

**DISCUSSION:**

2. 2015-2016 White Plains Downtown District Management Association Budget
3. Inter-municipal Agreement between the City and Westchester County Department of Environmental Facilities regarding County Ultraviolet Facilities.
4. Capital Projects:
  - Fluoride Tank Replacements CAPS
  - Fluoride Tank Replacement FY 2014-2015
  - City Hall Front Steps
  - Miscellaneous Sanitary Sewer Reconstruction FY 2014-2015

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF WHITE PLAINS AUTHORIZING THE CLOSURE OF A PORTION OF A PUBLIC RIGHT OF WAY ON COURT STREET BETWEEN MAIN STREET AND MARTINE AVENUE ON WEDNESDAYS, BEGINNING APRIL 29, 2015 THROUGH NOVEMBER 25, 2015, FROM 6:00 A.M. TO 6:00 P.M., FOR THE PURPOSE OF OPERATING A FARMERS' MARKET.

WHEREAS, the Common Council of the City of White Plains, at a special meeting held on March 24, 2015, adopted a resolution authorizing the City to enter into a non-exclusive license agreement with Bensidoun USA, Inc. from April 1, 2015 through December 31, 2015, and April 1, 2016 through December 31, 2016, to operate a farmers' market at City-owned property at a location to be set forth in said license agreement; and

WHEREAS, the location selected for the farmers' market is in the public right-of-way on Court Street between Main Street and Martine Avenue; and

WHEREAS, the farmers' market for the 2015 market season will commence on Wednesdays, beginning April 29, 2015 through November 25, 2015, from 8:00 a.m. to 4:00 p.m.; and

WHEREAS, the aforementioned farmers' market will require the closure of Court Street (between Martine Avenue and Main Street) during the period of Wednesdays, beginning April 29, 2015 through November 25, 2015, from 6:00 a.m. to 6:00 p.m.; and

WHEREAS, the City of White Plains is desirous of conducting the farmers' market;  
now, therefore

The Common Council of the City of White Plains hereby ordains and enacts as follows:

Section 1. Portions of Court Street (between Martine Avenue and Main Street) shall be closed on Wednesdays, beginning April 29, 2015, from 6:00 a.m. through 6:00 p.m., for the purpose of operating a farmers' market.

Section 2. Appropriate parking restrictions shall be enforced by the Department of Public Safety during the operation of the farmers' market at said location, on Wednesdays, beginning April 29, 2015 through November 25, 2015, from 6:00 a.m. through 6:00 p.m.

Section 3. The Mayor is hereby authorized to publish, if necessary, a public notice of any bus services being rescheduled or rerouted by reason of the temporary closing of the aforementioned portions of Court Street (between Martine Avenue and Main Street) for the farmers' market further detailing specific traffic changes, if any, required for same.

Section 4. Any fee or deposit for the issuance of a roadway permit as may be required by an ordinance establishing Rules and Regulations for Sidewalks, Curbs and Driveways, and Controlling Street Openings and Street Obstructions are hereby waived as well as any deposit and

permit fees for the Departments of Building and Public Safety. The sponsor shall provide, however, all necessary insurance coverage for the farmers' market.

Section 5. No more than 40% of the width of any sidewalk shall be permitted to be occupied by merchandise and/or equipment or otherwise obstructed, and in any event, unobstructed passage not less than six (6) feet in width be maintained at all times. In addition, no motor vehicles of any kind should be operated or parked on any sidewalk.

Section 6. No food shall be cooked on the public sidewalk, and the sale of any food for this affair shall be limited to food store owners within the area covered by this permit.

Section 7. The extended use of sidewalk areas, as proposed for retail sales purposes, will significantly increase the level of cleanup efforts required of the City, and that although these additional cleanups are most practically performed by the City's Department of Public Works, this shall not relieve the individual merchants and property owners of their responsibilities to remove as often as necessary, litter which accumulates around individual vending and display sites on the sidewalks.

Section 8. This ordinance shall take effect immediately.