

**ACT NO. \_\_\_\_\_ - 2024**

**AN ACT** authorizing the County of Westchester to purchase approximately +/- 0.68 acres (29,621 square feet) of real property located at 1, 7-11, 25, 29 and 33 North MacQuesten Parkway in the City of Mount Vernon and to subsequently convey said property, and authorizing the County to grant and accept any property rights necessary in furtherance thereof, for the purpose of creating 229 affordable rental housing units that will affirmatively further fair housing and remain affordable for a period of not less than fifty (50) years.

**NOW, THEREFORE, BE IT ENACTED** by the members of the Board of Legislators of the County of Westchester as follows:

**SECTION 1.** The County of Westchester (the “County”) is hereby authorized to purchase from the current owner(s) of record approximately +/- 0.68 acres (29,621 square feet) of real property located at 1, 7-11, 25, 29 and 33 North MacQuesten Parkway in the City of Mount Vernon, (the “Property”) to construct two hundred twenty-nine (229) affordable rental housing units which includes one superintendent’s unit that will affirmatively further fair housing (the “Affordable AFFH Units”) as set forth in 42 U.S.C. Section 5304(b)(2). It should be noted that the Development includes 2,615 square feet of retail space, this space is not part of the acquisition by the County. A condominium ownership structure will be set up by the Developer for the retail space prior to the County’s acquisition of the real property. The County will only acquire the property containing the affordable AFFH Units and their associated parking and amenities, excluding the retail space.

**§2.** The County is hereby authorized to purchase the Property for an amount not to exceed Six Million One Hundred Twenty-Five Thousand (\$6,125,000) Dollars.

**§3.** The County is hereby authorized to convey the Property to MacQuesten

Development LLC, its successors, assigns or any entity created to carry out the purposes of the proposed transaction, for One (\$1.00) Dollar to construct the Affordable AFFH Units including one superintendent's unit that will be marketed and leased to households earning at or below 30% and up to 80% of the Westchester County area median income, that will remain affordable for a period of not less than fifty (50) years, and will be marketed and leased in accordance with an approved affirmative fair housing marketing plan, noting that the income limits are subject to change based on the median income levels at the time of initial occupancy and subsequent occupancies, as established by the U.S. Department of Housing and Urban Development.

§4. The County is hereby authorized to grant and accept any and all property rights necessary in furtherance hereof.

§5. The transfers of the Property shall be by such deeds as approved by the County Attorney.

§6. The County Executive or his duly authorized designee is hereby authorized and empowered to execute all instruments and to take all action necessary and appropriate to effectuate the purposes hereof.

§7. This Act shall take effect immediately.