

# **DUNKIRK CITY CHARTER - ARTICLE I**

## **ARTICLE I**

### **Government of City of Dunkirk**

#### **§ 1.00. Title.**

This Charter together with any subsequent amendments shall constitute the form of government for the City of Dunkirk and shall be known and may be cited as the Dunkirk City Charter.

#### **§ 1.01. Corporate Continuity.**

The Municipal Corporation now existing and known as the "City of Dunkirk" shall continue to be a municipal corporation under the same name and with the same boundaries.

#### **§ 1.02. Purpose.**

The primary purpose of this Charter is to provide greater governmental efficiency, economy and accountability in serving the people of the City of Dunkirk.

#### **§ 1.03. Powers of the City.**

The City of Dunkirk shall be a body politic and corporate and shall have perpetual succession; may use a corporate seal; may sue and be sued; may acquire property within and without its boundaries for any municipal purpose by purchase, gift, devise, lease or condemnation and may sell, lease, hold, manage and control such property as its interest may require. The City of Dunkirk shall have all municipal powers, functions, rights, privileges and immunities and every name and nature wheresoever conferred on cities by the Constitution of the State of New York and conferred or imposed on it by general or special law.

#### **§ 1.04. Implied Powers.**

The enumeration of particular powers in this Charter shall not be deemed to be exclusive, but in addition to the powers enumerated or implied herein or appropriate to the exercise of such powers, the City of Dunkirk shall have all powers necessarily incident or fairly to be implied, not inconsistent with the provisions hereof. All Powers of the City of Dunkirk, whether expressed or implied, shall be exercised in the manner specifically provided, or by Local Law, Ordinance or Resolution of the Common Council.

#### **§ 1.05. Boundaries.**

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All that tract or parcel of land located in the County of Chautauqua, State of New York and bounded as follows:

Beginning at the shore of Lake Erie on the line of lots between lots seven and thirteen in the sixth township and twelfth range of the Holland Land Company's land, according to certain maps or surveys made for the proprietors by Joseph Ellicott and running south on said line between lots seven and thirteen and between six and thirteen and between five and twelve and eighty rods between four and eleven; thence west parallel with and eighty rods south of the north line of lot eleven to a point which is situate thirty feet southeasterly by rectangular measurement from the center line of West Doughty Street, extended; thence southwesterly along a line parallel with the center line of West Doughty Street, extended, and distant thirty feet southeasterly therefrom to the intersection of said line with the east line of lot seventeen which line is also the west line of lot eleven, thence south on the west line of lots eleven and ten to the north line of the Town of Pomfret and the south line of lot sixteen, thence west along the north line of the Town of Pomfret and the south line of lot sixteen to the southeast corner of lot twenty-two; thence north along the east line of lot twenty-two to the southeast corner of lot twenty-three: thence west on the south line of lot twenty-three and the north line of lot twenty-two to the southeast corner of lot twenty-eight: thence north on the line between lots twenty-three and twenty-eight to the northeast corner of lot twenty eight: thence west on the north line of said lot twenty-eight and the south line of lot twenty-nine to the lake; thence north on a line at right angles to the last mentioned course to the northerly bounds of the Town of Dunkirk, the County of Chautauqua and the State of New York being the boundary line between the United States and Canada; thence east along the northerly bounds of the said town, county, state and the United States to the point of intersection with the northerly extension of the said line of lots between lots seven and thirteen in the sixth township and twelfth range of the Holland Land Company's lands, thence south along said northerly extension of said line of lots between said lots seven and thirteen to the place of beginning.

### **§ 1.06. Ward Boundaries.**

The City of Dunkirk shall be divided into four wards and bounded as follows:

**First Ward** - All that part of said City lying north of the center line of the Penn Central main line tracks and east of the center line of Central Avenue; and said center line extended northerly to the point of intersection with the north line of said City.

**Second Ward** - All that part of said City lying west of the center line of Central Avenue, and said center line extended northerly to the point of intersection with the north line of said City.

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**Third Ward** - All that part of said City bounded as follows, namely: Beginning at a point where the center line of Central Avenue intersects the center line of the Penn Central main line tracks; thence easterly along the center line of said Penn Central's main line tracks to its intersection with the center line of Main Street; thence southerly along the center line of Main Street to its intersection with the center line of Maple Avenue; thence southerly along the center line of Maple Avenue to its intersection with the center line of Lamphere Street; thence southerly along the center line of Lamphere Street to its intersection with the southerly bounds of said City; thence westerly along the southerly bounds of said City to a point which is situate thirty feet southeasterly by rectangular measurement from the center line of West Doughty Street, extended; thence southwestery along a line parallel with the center line of West Doughty Street, extended, and distant thirty feet southeasterly therefrom, to the intersection of said line with the east line of lot seventeen; thence southerly along the easterly line of lots seventeen and sixteen of said City to the south line of lot sixteen; thence westerly along the south line of lot sixteen to its intersection with the center line of Central Avenue; thence northerly along the center line of Central Avenue to the place of beginning.

**Fourth Ward** - The Fourth Ward shall consist of all that part of said City lying east of the Third Ward and south of the center line of the Penn Central's main line tracks.