

1757--A

Cal. No. 107

2009-2010 Regular Sessions

I N S E N A T E

February 5, 2009

Introduced by Sen. McDONALD -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT authorizing the county of Saratoga to discontinue for reforestation purposes the use of certain lands and to convey such lands

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Notwithstanding section 219 of the county law to the
2 contrary, the county of Saratoga, acting through its county board of
3 supervisors, is hereby authorized to discontinue the use of lands
4 described in section two of this act acquired for reforestation purposes
5 and to enter into a contract to convey its interest in the real property
6 as described in section two of this act, to the town of Moreau to
7 construct a court and public safety facility and a future town hall.
8 The authorization provided in this section shall be effective only upon
9 the acquisition by the county of Saratoga of the parcel as described in
10 section three of this act, which is currently vacant property not used
11 by the public for recreational or reforestation purposes.

12 S 2. The real property authorized to be conveyed by the county of
13 Saratoga pursuant to section one of this act shall be bounded and
14 described as follows:

15 ALL THAT TRACT OR PARCEL OF LAND situate north of NYS Rte. 197,
16 Reynolds Road, Town of Moreau, Saratoga County, State of New York and
17 being more particularly bounded and described as follows:

18 Beginning at a point at the southeast corner of the herein described
19 parcel and also being the northeast corner of other lands of the Town of
20 Moreau (formerly Jehovah's Witnesses Lands) and also being on the west
21 boundary of the White Birch MHC, LLC (L. 1562 P. 189), thence

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 S 89-26'-14"W 200.94 along other lands of the Town of Moreau to
2 a point at the northeast corner of lands of
3 Magdalena Malave (L. 1327 P. 636), thence
4 S 89-27'-09"W 104.25 along Malave to a point at the northeast corner
5 of lands of South Glens Falls Fire Company, Inc.,
6 thence
7 S 89-26'-33"W 432.42' along South Glens Falls Fire Company, Inc.
8 to a point at the northeast corner of lands
9 of Peter Phair (L. 1512 P. 459), thence the
10 following two courses thru lands of Saratoga
11 County
12 N 00-41'-11"W 500.02' to a point, thence
13 N 89-26'-36"E 785.19' to a point on the west boundary of White
14 Birch MHC, LLC, thence
15 S 00-41'-11"E 500.00' along White Birch MHC, LLC to the point and
16 place of beginning

17 Subject to easements and rights-of-way of record. Said parcel containing
18 9.013 plus or minus acres.

19 S 3. The authorization provided in section one of this act shall be
20 effective only upon the condition that on or before the alienation and
21 conveyance of lands described in section two of this act, the county of
22 Saratoga shall acquire and dedicate real property for reforestation
23 purposes, of equal or greater fair market value to the lands being
24 alienated. In the event that the lands to be acquired by the county of
25 Saratoga for reforestation purposes pursuant to this act are not equal
26 to or greater than the fair market value of the lands to be alienated by
27 the county of Saratoga, the county shall dedicate the difference between
28 the fair market value of the lands to be alienated and the fair market
29 value of the lands to be acquired; for the acquisition of additional
30 lands for reforestation purposes. The additional real property to be
31 acquired and dedicated for reforestation purposes, being more partic-
32 ularly bound and described as follows:

33 ALL that tract or parcel of land situate south of Butler Road and west
34 of Redmond Road, Town of Moreau, Saratoga County, State of New York and
35 being more particularly bounded and described as follows:

36 Beginning at a point at the northwest corner of the herein described
37 parcel and being on the south boundary of Butler Road and also being the
38 northeast corner of lands of Saratoga County, thence from said point of
39 beginning the following two courses along Butler Road;

40 S 87-19'-38"E 418.97' to a point, thence
41 S 84-18'-39"E 41.66' to a point on the west boundary of Redmond Road,
42 thence the following three courses along the west
43 boundary of Redmond Road
44 S 39-22'-10"E 80.00' to a point, thence
45 S 09-22'-47"E 373.46' to a point, thence
46 S 09-32'-35"E 371.69' to a point at the northeast corner of lands of
47 Saratoga County, thence the following two
48 courses along lands of Saratoga County
49 N 86-48'-58"W 500.61' to a point, thence
50 N 09-32'-58"W 803.86' to the point and place of beginning

51 Subject to easements and rights-of-way of record. Said parcel
52 containing 9.013 plus or minus acres.

53 S 4. This act shall take effect immediately.