S T A T E O F N E W Y O R K

5501

2009-2010 Regular Sessions

I N A S S E M B L Y

February 13, 2009

Introduced by M. of A. BOYLAND -- read once and referred to the Committee on Cities

AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired May 28, 1986 by in rem tax foreclosure in the borough of Brooklyn, to Carol Moseley, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 3586, Lot No. 24, on the tax map for the borough of Brooklyn

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

Section 1. Findings. On May 28, 1986, the city of New York acquired title to premises designated as lot #24, in tax block 3586, also known as 355 Amboy Street in the borough of Brooklyn, based on non-payment of taxes due to inadvertence by Carol Moseley, the former owner of such property. Pursuant to sections 11-424 and 11-424.1 of the administrative code of the city of New York, the city may release its interest in property thus acquired if an application for such a release is filed with the city's department of citywide administrative services within two years of the date on which the city's deed is recorded and if such application is approved by the in rem foreclosure release board. Pursuant to paragraph 1 of subdivision b of section 11-424 of the administrative code of the city of New York an applicant whose interest in said property arises by reason of death of the prior owner shall provide such information necessary to prove applicant's right to make such application. In addition, since the New York city charter requires that the sale of city owned property be at public auction or by sealed bids (except as otherwise provided by law), state legislative authorization is necessary to permit said reconveyance.

S 2. Notwithstanding any other provision of general, special or local law, charter or administrative code to the contrary and subject to section three of this act, the city of New York is hereby authorized to

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

LBD08774-01-9

release its interest in and reconvey the real property designated as tax block 3586, lot #24, also known as 355 Amboy Street on the tax map of the city for the borough of Brooklyn as said map was on May 28, 1986 to Carol Moseley.

S 3. Such release and reconveyance may be made only upon the approval of the in rem foreclosure release board established by section 11-424.1 of the administrative code of the city of New York, subject to the grantee or grantees meeting the following conditions precedent:

a. submit an application for release in writing to the city commissioner of citywide administrative services accompanied by a certified title search, affidavit of ownership, and all fees and payments as otherwise required by section 11-424 of the administrative code of the city of New York.

b. pay all taxes, interest, penalties and charges otherwise required by section 11-424 of the administrative code of the city of New York upon approval of the application by the in rem foreclosure release board.

S 4. This chapter of the laws of 2009 shall not be deemed to be the chapter upon the effectiveness of which paragraph (2) of subdivision a of section 11-424 of the administrative code of the city of New York, under local law, depends. Accordingly, the provisions of such paragraph (2) shall not apply to the release and reconveyance authorized to be made herein.

S 5. This act shall take effect immediately.