

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

7019--A

2009-2010 Regular Sessions

I N A S S E M B L Y

March 18, 2009

Introduced by M. of A. HAWLEY -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the town law, in relation to authorizing the town board of the town of Byron, in the county of Genesee, to diminish the area of the Byron sewer district

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

1 Section 1. Section 202-c of the town law is amended by adding a new
2 subdivision 7 to read as follows:
3 7. (A) NOTWITHSTANDING ANY OTHER PROVISION OF GENERAL, SPECIAL OR
4 LOCAL LAW, RULE, OR REGULATION TO THE CONTRARY, WHENEVER THE TOWN BOARD
5 OF THE TOWN OF BYRON, GENESEE COUNTY SHALL DETERMINE IT TO BE IN THE
6 PUBLIC INTEREST, SAID TOWN BOARD MAY, UPON ITS OWN MOTION AND WITHOUT A
7 PETITION, BUT AFTER A PUBLIC HEARING HELD IN THE MANNER AND UPON THE
8 NOTICE SPECIFIED IN SUBDIVISION ONE OF THIS SECTION, DIMINISH THE BYRON
9 SEWER DISTRICT BY DELETING THEREFROM THE LANDS DESCRIBED IN PARAGRAPH
10 (B) OF THIS SUBDIVISION LOCATED IN THE TOWN OF BYRON AND PRESENTLY
11 INCLUDED IN SAID DISTRICT. IN ADDITION, ANY ORDER ADOPTED BY THE TOWN
12 BOARD PURSUANT TO THIS SUBDIVISION SHALL BE SUBJECT TO A PERMISSIVE
13 REFERENDUM PURSUANT TO ARTICLE SEVEN OF THIS CHAPTER.
14 (B) THE LANDS AUTHORIZED TO BE DELETED FROM THE BYRON SEWER DISTRICT
15 IS DESCRIBED AS FOLLOWS:
16 ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE TOWN OF BYRON, COUNTY
17 OF GENESEE AND STATE OF NEW YORK, KNOWN AND DISTINGUISHED AS THE SOUTH
18 WEST CORNER OF LOT NUMBER SIX IN TOWNSHIP NUMBER ONE OF THE 100,000 ACRE
19 OR CONNECTICUT TRACT, SO CALLED, BOUNDED AS FOLLOWS, VIZ: BEGINNING AT
20 A POINT IN THE WEST LINE OF SAID LOT NUMBER SIX DISTANT THREE CHAINS
21 EIGHTY-NINE LINKS NORTH OF THE SOUTHWEST CORNER THEREOF, THENCE NORTH ON
22 SAID WEST LINE ONE CHAIN AND FIFTY LINKS, THENCE EAST THREE CHAINS THIR-
23 TY-SEVEN AND ONE-HALF LINKS, THENCE SOUTH PARALLEL WITH THE WEST LINE

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

LBD10541-02-9

1 ONE CHAIN AND FIFTY LINKS, THENCE WEST PARALLEL WITH THE NORTH LINE
2 THREE CHAINS THIRTY-SEVEN AND ONE HALF LINKS TO THE PLACE OF BEGINNING,
3 CONTAINING LAND MORE OR LESS.
4 ALSO ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE TOWN OF BYRON,
5 COUNTY OF GENESEE, AND STATE OF NEW YORK, DISTINGUISHED AS PART OF LOT
6 NUMBER 6, TOWNSHIP NUMBER 1, OF THE 100,000 ACRE OR CONNECTICUT TRACT,
7 SO CALLED, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE
8 SOUTH-EAST CORNER OF LAND CONVEYED BY LEVI W. FISK AND NELLIE, HIS WIFE,
9 TO ERNEST H. SCHAUFELBERGER BY DEED DATED AUGUST 19TH, 1902 IN LIBER 197
10 OF DEEDS, AT PAGE 90; THENCE NORTHERLY BOUNDING THEREON ONE CHAIN FIFTY
11 LINKS TO THE NORTH-EAST CORNER OF SAID LANDS; THENCE EASTERLY IN A
12 DIRECT LINE WITH THE NORTH BOUNDS THEREOF, PROLONGED FIFTY-FEET; THENCE
13 SOUTHERLY PARALLEL WITH THE FIRST MENTIONED BOUNDARY ONE CHAIN FIFTY
14 LINKS; THENCE WESTERLY IN A DIRECT LINE FIFTY FEET TO THE SOUTH-EAST
15 CORNER OF THE LANDS FIRST MENTIONED AND TO THE PLACE OF BEGINNING,
16 CONTAINING LAND MORE OR LESS.
17 S 2. This act shall take effect immediately.