

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

8007--A

2009-2010 Regular Sessions

I N A S S E M B L Y

May 1, 2009

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

AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired July 1, 2008 by in rem tax foreclosure in the borough of Staten Island, to Greentree Homeowners Association, 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. 1560, Lot No. 33, on the tax map for the borough of Staten Island

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

1 Section 1. Findings. On July 1, 2008, the city of New York acquired
2 title to premises designated as lot #33, in tax block 1560, also known
3 as Greentree Lane in the borough of Staten Island, based on non-payment
4 of taxes due to inadvertence by the Greentree Homeowners Association,
5 the former owner of such property. Pursuant to sections 11-424 and
6 11-424.1 of the administrative code of the city of New York, the city
7 may release its interest in property thus acquired if an application for
8 such a release is filed with the city's department of citywide adminis-
9 trative services within two years of the date on which the city's deed
10 is recorded and if such application is approved by the in rem foreclo-
11 sure release board. Pursuant to paragraph 1 of subdivision b of section
12 11-424 of the administrative code of the city of New York an applicant
13 whose interest in said property arises by reason of death of the prior
14 owner shall provide such information necessary to prove applicant's
15 right to make such application. In addition, since the New York city
16 charter requires that the sale of city owned property be at public
17 auction or by sealed bids (except as otherwise provided by law), state
18 legislative authorization is necessary to permit said reconveyance.

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

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1 S 2. Notwithstanding any other provision of general, special or local
2 law, charter or administrative code to the contrary and subject to
3 section three of this act, the city of New York is hereby authorized to
4 release its interest in and reconvey the real property designated as tax
5 block 1560, lot #33, also known as Greentree Lane on the tax map of the
6 city for the borough of Staten Island as said map was on July 1, 2008 to
7 the Greentree Homeowners Association.

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

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

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

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

27 S 5. This act shall take effect immediately.