

S. 1757

A. 4703

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

February 5, 2009

IN SENATE -- Introduced by Sen. MCDONALD -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

IN ASSEMBLY -- Introduced by M. of A. SAYWARD -- read once and referred to the Committee on Local Governments

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 reacquisition by the county of Saratoga of the parcel as described
10 in section three of this act, which is currently vacant property by the
11 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.