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

5901

2009-2010 Regular Sessions

I N S E N A T E

June 18, 2009

Introduced by Sen. McDONALD -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

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:

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

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

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

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

S 89-26'-14"W	200.94	along other lands of the Town of Moreau to a point at the northeast corner of lands of

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

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			Magdalena Malave (L. 1327 P. 636), thence
	S 89-27'-09"W	104.25	along Malave to a point at the northeast corner of lands of South Glens Falls Fire Company, Inc., thence
	S 89-26'-33"W	432.42'	along South Glens Falls Fire Company, Inc. to a point at the northeast corner of lands of Peter Phair (L. 1512 P. 459), thence the following two courses thru lands of Saratoga County
	N 00-41'-11"W	500.02'	to a point, thence
	N 89-26'-36"E	785.19'	to a point on the west boundary of White Birch MHC, LLC, thence
	S 00-41'-11"E	500.00'	along White Birch MHC, LLC to the point and place of beginning

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

S 3. The authorization provided in section one of this act shall be effective only upon the condition that on or before the alienation and conveyance of lands described in section two of this act, the county of Saratoga shall acquire and dedicate real property for reforestation purposes, of equal or greater fair market value to the lands being alienated. In the event that the lands to be acquired by the county of Saratoga for reforestation purposes pursuant to this act are not equal to or greater than the fair market value of the lands to be alienated by the county of Saratoga, the county shall dedicate the difference between the fair market value of the lands to be alienated and the fair market value of the lands to be acquired; for the acquisition of additional lands for reforestation purposes. The additional real property to be acquired and dedicated for reforestation purposes, being more particularly bound and described as follows:

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

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

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

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

S 4. This act shall take effect immediately.