

2653

2015-2016 Regular Sessions

I N S E N A T E

January 27, 2015

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

AN ACT to amend the highway law, in relation to authorizing the town of Deerfield in Oneida county to transfer jurisdiction of a road to the state

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

- 1 Section 1. Subdivision 31 of section 341 of the highway law is amended
2 by adding a new paragraph 6 to read as follows:
3 6. EFFECTIVE APRIL FIRST, TWO THOUSAND SIXTEEN, THE LEGISLATIVE BODY
4 OF THE TOWN OF DEERFIELD IN THE COUNTY OF ONEIDA, HAVING PREVIOUSLY
5 APPROVED THE ABANDONMENT OF CERTAIN TOWN ROADS, AS SET FORTH IN THIS
6 SUBDIVISION, THE COMMISSIONER IS AUTHORIZED TO ASSUME JURISDICTION FOR
7 STATE HIGHWAY PURPOSES OVER THE ROAD IDENTIFIED AS THE SOUTH-BOUND
8 SERVICE ROAD AND ASSOCIATED RAMP SECTIONS BUILT UNDER NEW YORK STATE
9 DEPARTMENT OF TRANSPORTATION CONTRACT D250071 IN NINETEEN HUNDRED EIGHT-
10 Y-TWO PARALLEL TO STATE ROUTE EIGHT AND TWELVE FROM THE CITY OF UTICA
11 LINE NORTH TO THE MULANEY ROAD INTERCHANGE, INCLUDING ANY PAVEMENT,
12 SHOULDER AREA, DRAINAGE SYSTEM, LANDSCAPING, CURBS, AND GUIDERAIL
13 LOCATED THEREON OR IMMEDIATELY ADJACENT THERETO.
14 S 2. The commissioner of transportation and the town of Deerfield are
15 authorized to permanently close such portions of the highway transferred
16 to the state as necessary to eliminate travel over sections of the high-
17 way that are unfit or unnecessary for travel due to flooding or erosion,
18 provided, however, that provision is made for the access to or acquisi-
19 tion of any properties that would be denied access to public highways
20 due to such closure.
21 S 3. This transfer of jurisdiction shall be deemed to transfer all
22 right, title and interest of the town of Deerfield in the transferred
23 highways to the state. Furthermore, the state acquisition of such prop-
24 erty pursuant to this act shall be deemed to be an acquisition pursuant
25 to section 30 of the highway law for all subsequent purposes and uses.
26 S 4. This act shall take effect immediately.

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

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