STATE OF NEW YORK

4539--A

2019-2020 Regular Sessions

IN ASSEMBLY

February 4, 2019

Introduced by M. of A. STEC -- 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 Queensbury, in the county of Warren, to diminish the area of the Glen Lake aquatic plant growth control district

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 202-c of the town law is amended by adding a new subdivision 11 to read as follows:

11. (a) Notwithstanding any other provision of general, special or local law, rule or regulation to the contrary, whenever the town board of the town of Queensbury, in the county of Warren, shall determine it to be in the public interest, said town board may, upon its own motion and without a petition, but after a public hearing held in the manner and upon the notice specified in subdivision one of this section, diminish the Glen Lake aquatic plant growth control district by deleting therefrom the parcels of land described in paragraph (b) of this subdivision located in the town of Queensbury and presently included in said district, provided that such lands have not received any benefit from such aquatic plant growth control district since its inception. In addition, any order adopted by the town board pursuant to this subdivision shall be subject to a permissive referendum pursuant to article seven of this chapter.

(b) The parcels of land authorized to be deleted from the Glen Lake aquatic plant growth control district are described as follows:

PARCEL A

31 Glen Lake Road, Town of Queensbury, County of Warren, State of New York

More particularly described in a deed from Mary L. Sicard and Linda L. Sicard to Mary L. Sicard dated February 26, 2015 and recorded in the

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

LBD05889-05-9

Warren County Clerk's Office on February 27, 2015 in Book 5119 of deeds at Page 77.

Lot 12. Tax Parcel 289.6-1-17.2. All that certain piece or parcel of land situate lying and being in the Town of Queensbury, County of Warren and State of new York, referenced as Lot 12 in a subdivision of land shown on a map entitled; "Residential Subdivision Sicard Properties" as prepared by W. J. Rourke and Dated March 2014 and filed in the Warren County Clerk's Office on June 13, 2014 at Plat Cabinet C, Slide 358 and being more particularly bound and described as follows:

Beginning at a point on the northerly bounds of lot 10 at the south-easterly corner of lot 11, thence running the following two courses and distances along the easterly then northerly bounds of lot 11; North 5 degrees 54 minutes 15 seconds East 104.80 feet, thence running North 86 degrees 2 minutes 45 seconds West 108.00 feet to a point in the easterly bounds of Glen Lake Road, thence running, along the easterly bounds of Glen Lake Road; North 6 degrees 28 minutes 36 seconds East 94.08 feet to the southwesterly corner of lot 13, thence running, along the southerly bounds of lot 13 South 86 degrees 58 minutes 15 seconds East 189.48 feet to a point being the southeast corner of lot 13 and a southwesterly corner of lot 3, thence running the following three courses along the southerly bounds of lot 3; South 86 degrees 58 minutes 15 seconds East 124.58 feet, then South 51 degrees 57 minutes 12 seconds East 63.98 feet, then South 14 degrees 25 minutes 47 seconds West 26.62 feet to a point being the northwesterly corner of lot 4, thence running, along the westerly bounds of lot 4; South 14 degrees 25 minutes 47 seconds West 60.06 feet to a point on the northerly bounds of lot 10, thence running, along the northerly bounds of lot 10 the following 4 courses and distances; North 50 degrees 14 minutes 46 seconds West 103.93 feet, then North 87 degrees 9 minutes 19 seconds West 39.28 feet, then South 13 degrees 42 minutes 18 seconds west 144.82 feet, then North 86 degrees 2 minutes 45 seconds West 102.86 feet to the point or place of beginning. Said parcel of land to contain 1.003 acres of land more or less.

PARCEL B

Glen Lake Road, Town of Queensbury, County of Warren, State of New York

More particularly described in a deed from Charles O. Sicard to Charles O. Sicard and Mary Sicard dated September 28, 1990 and recorded in the Warren County Clerk's Office on October 18, 1990 in Book 806 of Deeds at Page 189.

Lot 13. tax Parcel 289.6-1-17.3. All that certain piece or parcel of lane situate lying and being in the Town of Queensbury, County of Warren and State of New York, referenced as Lot 13 in a subdivision of land shown on a map entitled; "Residential Subdivision Sicard properties" as prepared by W.J. Rourke and dated March 2014 and filed in the Warren County Clerk's Office on June 13, 2014 at Plat Cabinet C, Slide 358 and being more particularly bound and described as follows:

Beginning at a point on the easterly bounds of Glen Lake Road at the northwesterly corner of lot 12, thence running, along the easterly bounds of Glen Lake Road; North 6 degrees 28 minutes 36 seconds East 242.67 feet the point where the easterly bounds of Glen Lake Road and the southerly bounds of Nacy Road intersect, said point being the northwesterly corner of the lot herein described, thence running, along the southerly bounds of Nacy Road; South 86 degrees 58 minutes 15 seconds East 174.89 feet to the northwesterly corner of lot 3, thence running, along the westerly bounds of lot 3; South 3 degrees 1 minute 45 seconds West 242.24 feet to a point on the northerly bounds of lot 12,

thence running, along the northerly bounds of lot 12; North 86 degrees 58 minutes 15 seconds West 189.48 feet to the point or place of beginning. Said parcel of land to contain 1.013 acres of land more or less.

PARCEL C

Nacy Road, Town of Queensbury, County of Warren, State of New York

More particularly described in a deed from Charles O. Sicard to Charles O. Sicard and Mary Sicard dated September 28, 1990 and recorded in the Warren County Clerk's Office on October 18, 1990 in Book 806 of Deeds at Page 189.

Lot 10. Tax Parcel 289.6-1-17.4. All that certain piece or parcel of land situate lying and being in the Town of Queensbury, County of Warren and State of New York, referenced as Lot 10 in a subdivision of land shown on a map entitled; "Residential Subdivision Sicard Properties" as prepared by W.J. Rourke and dated March 2014 and filed in the Warren County Clerks Office on June 13, 2014 at Plat Cabinet C, Slide 358 and being more particularly bound and described as follows:

Beginning, at a point in the northerly bounds of Nacy Road where the same intersects with the easterly bounds of Glen Lake Road, thence running, along the easterly bounds of Glen Lake Road; North 6 degrees, 28 minutes and 36 seconds East 6.05 feet to the southwest corner of lands now or formerly of Godnick, thence running, along the southerly bounds of Godnick; South 86 degrees 58 minutes 15 seconds East 378.01 feet to a point in the northerly bounds of Nacy Road, thence running the following two courses and distances, along the northerly bounds of Nacy Road; South 24 degrees 38 minutes and 45 seconds 6.49 feet, then North 86 degrees, 58 minutes 15 seconds West 375.98 feet to the point or place of beginning. Said parcel of land to contain 0.052 acres of land more or less.

PARCEL D

30 Louise Lane, Town of Queensbury, County of Warren, State of New York

More particularly described in a deed from Charles O. Sicard to Charles L. Sicard dated December 21, 1993 and recorded in the Warren County Clerk's Office on January 04, 1994 in Book 904 of Deeds at Page 309.

Lot 5. Tax Parcel 289.6-1-36. All that certain piece or parcel of land situate lying and being in the Town of Queensbury, County of Warren and State of New York, referenced as Lot 5 in a subdivision of land shown on a map entitled; "Residential Subdivision Sicard Properties" as prepared by W.J. Rourke and dated March 2014 and filed in the Warren County Clerk's Office on June 13, 2014 at Plat Cabinet C, Slide 358 and being more particularly bound and described as follows:

Beginning at a point on the northerly bounds of lot 10 and the southerly bounds of lot 4 of the above referenced subdivision at the southwest corner of the parcel herein being described, thence running the following three courses and distances along the southerly bounds of lot 4; North 10 degrees 41 minutes 45 seconds East 74.08 feet, then South 82 degrees 21 minutes 19 seconds East 120.81 feet, then South 21 degrees 26 minutes 15 seconds West 26.10 feet to a point on the northerly bounds of said lot 10, thence running the following two courses and distances along the northerly bounds of lot 10; South 21 degrees 26 minutes 15 seconds West 44.87 feet, then North 85 degrees 2 minutes 15 seconds West 107.95 feet to the point or place of beginning. Said parcel of land contains 0.187 acres of land more or less.

§ 2. This act shall take effect immediately.