

Authorizing The Chair Of The Ulster County Legislature To Request That The New York State Department Of Transportation Abandon Certain Highway Lands Along US Route 209 In The Town Of Wawarsing, Hamlet Of Napanoch – Department Of Planning

Referred to: The Economic Development, Tourism, Housing, Planning and Transit Committee (Chairman Hector S. Rodriguez and Legislators Archer, Delaune, Maio, James Maloney, Joseph Maloney, and Woltman), The Public Works and Capital Projects Committee (Chairwoman Petit and Legislators Fabiano, Greene, Litts, and Nolan), and The Ways and Means Committee (Chairwoman Archer and Legislators Gerentine, Maio, James Maloney, Joseph Maloney, Petit, and Rodriguez)

Chairman of the Economic Development, Tourism, Housing, Planning, and Transit Committee, Hector S. Rodriguez, and Deputy Chair Brian Woltman offer the following:

WHEREAS, this resolution has been submitted by the Acting County Executive on behalf of the Department of Planning; and

WHEREAS, an abutting landowner of lands originally purchased for highway purposes in the Town of Wawarsing, Hamlet of Napanoch, located on a portion of US Route 209 – SH No. 141 in the Town of Wawarsing as depicted on Map No. 42.5 (the “Subject Property”), has requested that the Subject Property be considered no longer needed or useful for such highway purposes; and

WHEREAS, the New York State Department of Transportation (“NYSDOT”) has maintenance jurisdiction over the Subject Property; and

WHEREAS, NYSDOT has determined that a portion of the Subject Property, as depicted in the “Aerial GIS MAP & Sketch of Request Area,” can be released from NYSDOT maintenance jurisdiction, as that portion of Subject Property is no longer needed or useful for highway purposes; and

WHEREAS, pursuant to Section 10(32) of New York State Highway Law, where the NY State Commissioner of Transportation (the “Commissioner”) deems an existing state highway or portion thereof to be no longer needed or useful to the state highway system, the Commissioner, upon the request of a municipality, has the authority to abandon such existing state highway or portion thereof; and

WHEREAS, upon such abandonment, pursuant to Section 10(32) of New York State Highway Law, the Subject Property would be turned over to Ulster County; now, therefore, be it

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RESOLVED, the Chair of the Ulster County Legislature is hereby authorized to request that the Commissioner abandon the portion of the Subject Property depicted in the “Aerial GIS MAP & Sketch of Request Area;”,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23 NOES: 0

Passed Committee: Economic Development, Tourism, Housing, Planning and Transit on March 5, 2019

Passed Committee: Public Works and Capital Projects on March 6, 2019

Passed Committee: Ways and Means on March 12, 2019

FINANCIAL IMPACT:
NONE

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 19th Day of March in the year Two Thousand and Nineteen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 21st Day of March in the year Two Thousand and Nineteen.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
22nd Day of March, 2019.

Approved by the Acting County Executive this
28th Day of March, 2019.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

|s| Adele B. Reiter
Adele B. Reiter, Acting County Executive