

Local Law Number 6 Of 2009

County Of Ulster

A Local Law Authorizing The Sale Of Surplus County Real Property To Dorothy Burke – Private Sale

BE IT ENACTED, by the Legislature of the County of Ulster, as follows:

SECTION 1. LEGISLATIVE INTENT AND FINDINGS.

From time to time, the County has acquired real property from various sources. Many of such properties are not required for the corporate purposes of the County and could be better put to private use; the transfer of such surplus property at private sale would result in economic benefit to the County in that the real property will be placed upon the tax rolls for fully taxable status.

The purpose of this local law is to provide authority for the sale of such surplus property to Dorothy Burke, said property located along Route 212 in the Town of Woodstock consisting of 12,147 square feet of land which is more particularly described in a metes and bounds description prepared by surveyor, Brooks and Brooks as follows:

“ALL THAT PARCEL OF LAND situate in the Town of Woodstock, County of Ulster, and State of New York being designated as “Proposed Spring House and Driveway Easement” on a map entitled “Map of Minor Subdivision of Lands of Louise Smith and Dorothy Burke” to be filed the office of the Ulster County Clerk, said parcel being more particularly bounded and described as follows:

BEGINNING at a point on the northerly highway bounds of Route 212 at the northeast corner of the herein described parcel, said point being in the southwest bounds of Lot 2 as shown on the above referenced map, a copy of which is annexed hereto and made a part hereof as Exhibit “A”, and runs hence through said highway, South 80°51’07 West 57.56 feet to a point, thence North 67°44’11” West 385.00 feet, thence North 39°33’09” East 31.42 feet to a point on the northerly highway bounds, thence along said highway bounds South 67°44’11” East 424.79 feet to the place of beginning.”

The surplus property herein described has been appraised by Hudson Valley Appraisal Corporation in a restricted appraisal dated April 21, 2009, which has determined that the market value of the fee simple interest of the 12,147 square foot parcel is \$7,730.00.

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The Commissioner of Public Works has advised that said real property is no longer necessary for public use and has no objection that it be sold.

Based upon the examination of the Ulster County Legislature finds and determines that the action herein is an “unlisted action” which would not have a significant effect on the environment as such terms are defined under SEQRA.

SECTION 2. AUTHORIZATION OF SALE.

This local law shall provide authority pursuant to Section 215(5) of the County Law that said surplus property shall be sold to adjacent land owner Dorothy Burke which will enable her to legally own her source of drinking water.

This local law shall provide that all of the County’s right, title and interest in said real property shall promptly be sold to Dorothy Burke for the sum of \$7,730.00.

SECTION 3. VOTING REQUIREMENT ON RESOLUTION.

Such property shall be sold as provided in Section 215(5) of the County Law adopted by the affirmative vote of two-thirds of the total membership of the Ulster County Legislature taken by roll call and entered into the minutes.

SECTION 4. PUBLIC ADVERTISEMENT, BIDDING DISPENSED.

Notwithstanding the provisions of §215(6) of the County Law, such property may be sold to Dorothy Burke at private sale without public advertisement or bidding.

SECTION 5. EFFECTIVE DATE. This local law shall not take effect until at least forty-five (45) days after its adoption, nor until approved by the affirmative vote of a majority of the qualified electors of the County of Ulster voting on a proposition for its approval if within 45 (45) days after its adoption there is filed with the Clerk of the Ulster County Legislature a petition protesting against such local law in conformity with the provisions of §(1) (a) of the Municipal Home Rule Law, and upon filing in the Office of the Secretary of State.

Adopted by the County Legislature: July 8, 2009