

Resolution No. 62 February 19, 2019

Conveying Parcel Of County-Owned Real Property Acquired Through Capital Project No. 501 To The Town of Lloyd – Department of Public Works

Referred to: 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)

Chairwoman of the Public Works and Capital Projects Committee, Laura Petit, and Deputy Chair Dean J. Fabiano, and Legislators Litts and Nolan offer the following:

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

WHEREAS, pursuant to Resolution No. 127 dated March 22, 2017, Capital Project No. 501 was established to provide authorization and funding for a road realignment to create better site distance for vehicles entering onto New Paltz Road (County Road 159) from South Chodikee Lake Road; and

WHEREAS, it was found more cost efficient to purchase and demolish a vacant house on South Chodikee Lake Road to provide the required public safety improvements; and

WHEREAS, Resolution No. 51 dated February 13, 2018 approved the purchase of the house at 2-4 South Chodikee Lake Road, SBL No. 87.12-1-9 (the “Subject Property”), which is the real property obstructing the view; and

WHEREAS, the County of Ulster is now the owner of the Subject Property; and

WHEREAS, Capital Project No. 501 has been completed and the land has been leveled; and

WHEREAS, the Town of Lloyd has requested that the County convey the Subject Property to it for the purpose of creating a parking lot for the Hudson Valley Rail Trail; and

WHEREAS, such a parking lot would not restrict the sight distance required at this location; and

WHEREAS, Section 72-h of New York General Municipal Law permits the Legislature of the County of Ulster to transfer the Subject Property to the Town of Lloyd, either without consideration or for such consideration and upon such terms and conditions as shall be approved by the Ulster County Legislature and the Town Board of the Town of Lloyd; and

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WHEREAS, the Ulster County Legislature has determined that the subject property is surplus property that is unneeded by the County of Ulster for County purposes; and

WHEREAS, in accordance with both the provisions of the State Environmental Quality Review Act, 6 NYCRR Part 627 (SEQRA), and the County of Ulster's SEQRA Type II List, adopted by Resolution No. 119 on April 20, 2010, the Ulster County Legislature has examined the proposed conveyance and determined it to be an unlisted action with no significant impact on the environment; now, therefore be it

RESOLVED, that the Ulster County Legislature hereby finds and determines that the Subject Property is appropriate for conveyance to the Town of Lloyd for the purposes referenced herein, and, be it further

RESOLVED, that the Subject Property shall be conveyed to the Town of Lloyd without consideration, subject to the terms and conditions included in the deed; and, be it further

RESOLVED, that the Town of Lloyd shall not name the subject property after any political figure; and, be it further

RESOLVED, that the Chairman of the Ulster County Legislature is authorized on behalf of the County to execute the deed and any and all agreements and/or documents in connection with the conveyance of the Subject Property, in the form as filed with the Clerk of the Ulster County Legislature or as modified by the County Attorney; and, be it further

RESOLVED, that such conveyance is subject to acceptance and authorization by the Town Board of the Town of Lloyd upon the adoption of a duly certified resolution of that body within ninety days of the date of approval of this resolution by the County Executive of the County of Ulster; and, be it further

RESOLVED, that failure by the Town Board of the Town of Lloyd to adopt such a resolution as referenced herein shall result in this resolution being deemed null and void,

and move its adoption.

