

**RESOLUTION NO. 162 -2012, SALE OF COUNTY-OWNED  
REAL ESTATE PURSUANT TO SECTION 72-h OF THE  
GENERAL MUNICIPAL LAW (TOWN OF ISLIP) (SCTM NO.  
F/K/A 0500-157.00-02.00-007.000 and 004.000)**

**WHEREAS**, the COUNTY OF SUFFOLK is the fee owner of the following described parcel that is surplus to the needs of the County of Suffolk; and

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500 Section 157.00, Block 02.00 Lot 007.000 and 004.000 and acquired by Tax Deed on October 22, 1980 from Jean H. Tuthill, the County Treasurer of Suffolk County, New York, and recorded on October 22, 1980 in Liber 8901 at Page 195 and described as follows, known and designated as Lots 1 and 2 and 5 to 8 inclusive in Block 98 on a certain map entitled "Map of Edgewood", and filed in the Office of the Clerk of the County of Suffolk on October 15, 1891 as Map No. 120; and

**BEING** and intended to be that parcel of land formerly carried on the tax rolls of the Town of Islip under Suffolk County Tax Map No. District 0500 Section 157.00, Block 02.00 Lot 004.000 and 007.000; and

**WHEREAS**, Section 72-h of the General Municipal Law permits a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and

**WHEREAS**, the Town of Islip has requested that the County of Suffolk convey to the town the parcel described in Exhibit A annexed hereto; and

**WHEREAS**, the Town of Islip was the owner of subject properties by virtue of a 1977 condemnation proceeding under Index No. 77-11322 for the purpose of realigning Pine Aire Drive, Brentwood; and

**WHEREAS**, the County of Suffolk acquired said parcel by above referenced tax deed for an open year of taxes 1975-76 on October 22, 1980; and

**WHEREAS**, said parcel was removed from Suffolk County Tax Map as retired into the roadway and are now requested by the Town of Islip for Islip Industrial Development to enhance an adjoining owner's industrial expansion; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that Pamela J. Greene, Director of the Division of Real Property Acquisition and Management, or designee is hereby authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the terms and conditions provided herein to said Town of Islip for the sum of \$1,503.53 plus the pro rata share of the current tax adjustment due at closing; and be it further

**2<sup>nd</sup>** **RESOLVED**, that said quitclaim deed tendered by Pamela J. Greene, Director of the Division of Real Property Acquisition and Management, pursuant to this resolution, shall

contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or the grantee violates Resolution No. 256-1998; and be it further

**3<sup>rd</sup>** **RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a) (1).

DATED: **MAR 13 2012**

APPROVED BY:

  
County Executive of Suffolk County

Date: 3-27-2012

1158

August 16, 2011  
Resolution #8

WHEREAS, on June 5, 1978 the Town of Islip acquired title to Lots 5, 6, 7 and 8 in Block 98, as shown on a certain map entitled, "Map of Edgewood" File Map No. 120, which property was designated on the Suffolk County Tax Map as District 0500 Section 157.00 Block 02.00 Lot 007.000, by condemnation; and

WHEREAS, the County of Suffolk acquired these parcels on October 22, 1980 by tax deed due to default in the payment of taxes levied in the year 1975-76; and

WHEREAS, although the Town of Islip had acquired these parcels before the date of the tax deed, the unpaid taxes prior to the date of the Supreme Court Vesting Order, which were a valid lien against the property, were not paid by the Town and, therefore, this tax deed remains a cloud on the Town's title to this property; and

WHEREAS, the County of Suffolk has indicated its willingness to deed the subject parcels to the Town of Islip to clear the described cloud on title upon payment of the tax arrears for the year 1975-76 in the amount of \$1,503.53; and

WHEREAS, it is the recommendation of the Commissioner of Planning and Development and the Town Attorney that the Town make payment of these tax arrears to the Suffolk County Treasurer in exchange for a Quitclaim Deed to the Town of Islip.

NOW, THEREFORE, on motion of Councilperson Parrington, seconded by Councilperson Bergin Weichbrodt, be it

RESOLVED, that the Comptroller be and he hereby is authorized to issue a check, payable to the Suffolk County Treasurer, in the amount of \$1,503.53 to pay the tax arrears due and owing for Suffolk County Tax Map District 0500 Section 157.00 Block 02.00 Lot 007.000.

Upon a vote being taken, the result was: unanimously carried 5-0

THE TOWN OF ISLIP  
TOWN CLERK  
[Signature]

TOWN OF ISLIP

1158



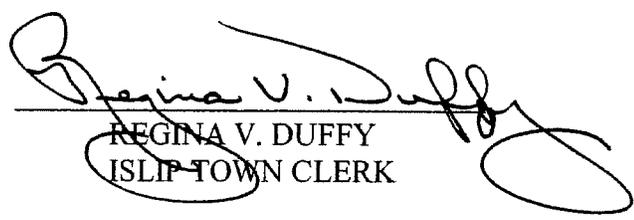
OFFICE OF THE TOWN CLERK

REGINA V. DUFFY  
TOWN CLERK & REGISTRAR

STATE OF NEW YORK)  
  )SS:  
COUNTY OF SUFFOLK)

I, Regina V. Duffy, Town Clerk of the Town of Islip, Suffolk County, New York  
DO HEREBY CERTIFY, that I have compared the foregoing with the original preamble and  
resolution adopted by the Town Board of the Town of Islip at a meeting of said Board held on  
the 16 day of August 2011, and that the foregoing is a true transcript from said  
original resolution and the whole thereof and that the resolution adopted by said Board is on  
file in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of  
Islip this 19 day of October 2011.

  
REGINA V. DUFFY  
ISLIP TOWN CLERK

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E  
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L

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on March 13, 2012 and that the same is a true and correct transcript of said resolution and of the whole thereof.*

*In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.*

*Tim Laube*

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Clerk of the Legislature

**Motion:**  
 Romaine, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

**Co-Sponsors:**  
 Romaine, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

**Second:**  
 Romaine, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
5	Kara HAHN					
6	Sarah S. ANKER					
7	Rob CALARCO					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	William SPENCER					
14	Wayne R. HORSLEY, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	18				

**MOTION**

Approve  
 Table: \_\_\_\_\_  
 Send To Committee  
 Table Subject To Call  
 Lay On The Table  
 Discharge  
 Take Out of Order  
 Reconsider  
 Waive Rule \_\_\_\_\_  
 Override Veto  
 Close  
 Recess

APPROVED       FAILED \_\_\_\_\_  
 No Motion \_\_\_\_\_      No Second \_\_\_\_\_

**RESOLUTION DECLARED**

ADOPTED  
 NOT ADOPTED

*Tim Laube*

Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote