

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 48 -2013, AUTHORIZING THE TRANSFER  
OF CERTAIN PROPERTY TO SUFFOLK COUNTY  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the COUNTY OF SUFFOLK is the owner of certain real property, surplus to its needs and described as follows:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200 Section 866.00 Block 01.00 Lot 035.000 and acquired by Tax Deed on October 15, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2008 in Liber 12569 at Page 171 and described as follows, known and designated as Lot 49 in Block 32 on a certain map entitled "Map of Canaan Lake Park, Section B", and filed in the Office of the Clerk of the County of Suffolk on June 2, 1910 as Map No. 66; and

**WHEREAS**, this parcel has been requested by the Department of Public Works for road-widening purposes; and

**WHEREAS**, as a result thereof the jurisdiction of said parcel should be transferred to the Suffolk County Department of Public Works; and

**WHEREAS**, Section 406, Real Property Law provides that municipal real property held on public use shall be free of taxation; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that the Director of Real Estate and/or her designee, Division of Real Property Acquisition and Management, Department of Economic Development and Planning be authorized to transfer to the Suffolk County Department of Public Works, 335 Yaphank Avenue, Yaphank, New York, the interest of Suffolk County in the above described property for the above stated reasons and purpose; and be it further

**2<sup>nd</sup>** **RESOLVED**, that said parcel is held in public use and free of taxation under Section 406 (1) New York Real Property Tax Law and the assessor of the Town of Brookhaven, and all other assessors having jurisdiction thereof, be and they hereby are directed to mark the assessment rolls of their jurisdiction to show that said property is owned by the County of Suffolk and is exempt from taxation and exempt from special ad valorem levies and special assessments to the extent permitted by law, and further that the Clerk of the Legislature shall transmit a copy of this resolution to the aforestated assessors for this purpose; and be it further

**3<sup>rd</sup>** **RESOLVED**, that the designation of such property to the Suffolk County Department of Public Works is a Type II action under the provisions of Title 6 NYCRR Part 617.5 (c) (20), routine or continuing agency administration, with no further environmental review necessary.

DATED: **FEB 05 2013**

APPROVED BY:

A handwritten signature in black ink, appearing to read "S. Bill", written over a horizontal line.

County Executive of Suffolk County

Date: 2-14-2013

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 February 5, 2013 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*

---

Clerk of the Legislature

Intro. Res. 2237-12

Res. No. 48

February 5, 2013

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

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

**Second:**  
 Krupski, 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	AI KRUPSKI	1				
2	Jay H. SCHNEIDERMAN	1				
3	Kate M. BROWNING	1				
4	Thomas MURATORE				/	
5	Kara HAHN	1				
6	Sarah S. ANKER	1				
7	Rob CALARCO	1				
9	Ricardo MONTANO				/	
10	Thomas CILMI	1				
11	Thomas F. BARRAGA	1				
12	John M. KENNEDY, JR.	1				
13	Lynne C. NOWICK	1				
15	DuWayne GREGORY	1				
16	Steven H. STERN	1				
17	Lou D'AMARO	1				
18	William SPENCER	1				
14	Wayne R. HORSLEY, D.P.O.	1				
8	William J. LINDSAY, P.O.				/	
	Totals	15			3	

**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 \_\_\_\_\_

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

*Tim Laube*

Tim Laube, Clerk of the Legislature