

RESOLUTION NO. 39 -2013, AUTHORIZING THE ACQUISITION OF A PORTION OF A CERTAIN PARCEL OF REAL PROPERTY HAVING A SUFFOLK COUNTY TAX MAP IDENTIFICATION NUMBER OF DISTRICT 0800 SECTION 185.00 BLOCK 01.00 LOT 041.000 FOR SEWAGE PUMPING PURPOSES AND REQUESTING CONVEYANCE OF SAME FROM THE TOWN OF SMITHTOWN, SUFFOLK COUNTY, NEW YORK PURSUANT TO GENERAL MUNICIPAL LAW §72-H

WHEREAS, a certain parcel of real property presently owned by the Town of Smithtown, County of Suffolk, New York, and having a Suffolk County Tax Map Identification Number of District 0800 Section 185.00 Block 01.00 Lot 041.000, is situated within the geographical boundaries of the Town of Smithtown, Suffolk County, New York a map and description of same being attached hereto as Exhibit "A" (hereinafter referred to as the "subject parcel"); and

WHEREAS, the County of Suffolk, New York is interested in acquiring a portion of the subject parcel of real property for the purpose of using the subject parcel for sewage pumping purposes; and

WHEREAS, conveyance of the subject parcel must be authorized by the Town Board of Smithtown, Suffolk County, New York, by duly adopted resolution; and

WHEREAS, acquisition of said parcel(s) pursuant to General Municipal Law Section 72-h, as an intergovernmental transfer is a Type II action pursuant to 6 NYCRR 617.5(c)(19) and, therefore, no further SEQRA review is required; now, therefore be it

1st **RESOLVED**, that the County of Suffolk does hereby authorize the acquisition and requests the conveyance of that parcel having a Suffolk County Tax Map Identification Number of District 0800 Section 185.00 Block 01.00 Lot 041.000, more particularly described in Exhibit "A", pursuant to New York State General Municipal Law Section 72-h for a consideration not to exceed Ten & 00/100 Dollars (\$10.00) (to be waived) plus pro-rata taxes at the time of closing; and be it further

2nd **RESOLVED**, that the Commissioner of the Suffolk County Department of Public Works or his designee is hereby authorized to execute all necessary documents in connection with the acquisition of the above-described parcel(s).

DATED: **FEB 05 2013**

APPROVED BY:


County Executive of Suffolk County

Date: 2-14-2013

EXHIBIT "A"

2239

2239

December 21, 2011

**Description of Proposed Pump Station 2
Suffolk County Department of Public Works
Water District Property
Old Willets Path, Hauppauge, Town of Smithtown
County of Suffolk, State of New York
Suffolk County Tax Map: District 0800, Section 185,
Block 01, Part of Lot 41**

All that certain plot, piece or parcel of land, situate, lying and being in Hauppauge, Town of Smithtown, County of Suffolk, State of New York. Said property as shown on a survey prepared by H2M Group, last dated November 19, 2010, as project number SUFF 0503. Property also known as part of lot 4 as shown on the Map of Vanderbilt Industrial Park, Section number 1, filed June 13, 1963 as file number 3804. Said property being more particularly bounded and described as follows:

Beginning at a point on the division line between lots 3 and lot 4 as shown on the Map of Vanderbilt Industrial Park, Section 1, filed June 13, 1963 as map number 3804. Said point being further described as being the following two (2) courses from the intersection of the southerly side of Hampton Street with the easterly side of Old Willets Path.

1. Southerly by and with the easterly side of Old Willets Path 875.53 feet.
2. North 80 degrees, 46 minutes, 19 seconds east, 303.02 feet to the point or place of beginning.

Thence easterly along the division line between lot 3 and lot 4 as shown on the Map of Vanderbilt Industrial Park, Section 1, North 80 degrees, 46 minutes, 19 seconds east, 100.13 feet.

Thence southerly through part of lot 4 as shown on the Map of Vanderbilt Industrial Park, Section 1 the following two courses;

1. South 16 degrees, 46 minutes, 19 seconds west, 198.00 feet.
2. North 73 degrees, 13 minutes, 41 seconds west, 90.00 feet.

Thence northerly North 16 degrees, 46 minutes, 19 seconds east, 154.10 feet to the point or place of beginning.

Containing within said bounds 15,844.68 Sq. Ft. or 0.36 Acres.

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. 2239-12

Res. No. 39

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

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote