

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 1151 -2014, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT STEPHEN D. KELLY, AS TO A 1/3 INTEREST AND EILEEN P. CHIARELLO, AS TO 2/3 INTEREST (SCTM NO. 0100-190.00-04.00-025.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 190.00, Block 04.00, Lot 025.000, and acquired by tax deed on September 24, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 26, 2014, in Liber 12790, at Page 110, and otherwise known and designated by the Town of Babylon, as Lots 38, 39 and 40, Block 24, on a certain map entitled "Map of American Venice, Section 1", filed in the Office of the Clerk of Suffolk County on January 28, 1926 as Map No. 213; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on September 24, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 26, 2014 in Liber 12790 at Page 110.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, STEPHEN D. KELLY, AS TO A 1/3 INTEREST AND EILEEN P. CHIARELLO, AS TO 2/3 INTEREST has made application of said above described parcel and STEPHEN D. KELLY, AS TO A 1/3 INTEREST AND EILEEN P. CHIARELLO, AS TO 2/3 INTEREST has paid the application fee and will be paying \$65,830.37, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2014; now, therefore be it

1st **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 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); and be it further

2nd **RESOLVED**, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to STEPHEN D. KELLY, AS TO A 1/3 INTEREST AND EILEEN P. CHIARELLO, AS TO 2/3 INTEREST, 112 Santa Barbara Road East, Lindenhurst NY 11757, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: December 15, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 30, 2014