

RESOLUTION NO. 536 -2016, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT DIANNE PENDOLFO, AS EXECUTRIX OF THE LAST WILL AND TESTAMENT OF JOSEPH SMALLEY, DECEASED (SCTM NO. 1000-095.00-04.00-018.011)

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 Southold, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 1000, Section 095.00, Block 04.00, Lot 018.011, and acquired by tax deed on August 31, 2015, from Barry S. Paul, the County Treasurer of Suffolk County, New York, and recorded on September 01, 2015, in Liber 12830, at Page 453, and otherwise known and designated by the Town of Southold, as Lot No. 11, on a certain map entitled "Map of Oregon View Estates", filed in the Office of the Clerk of Suffolk County on April 4, 1975 as Map No. 6241; 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 August 31, 2015, from Barry S. Paul, the County Treasurer of Suffolk County, New York, and recorded on September 1, 2015 in Liber 12830 at Page 453.

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, DIANNE PENDOLFO, AS EXECUTRIX OF THE LAST WILL AND TESTAMENT OF JOSEPH SMALLEY, deceased has made application of said above described parcel and DIANNE PENDOLFO, AS EXECUTRIX OF THE LAST WILL AND TESTAMENT OF JOSEPH SMALLEY has paid the application fee and will be paying \$57,310.01, 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, 2016; 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 his/her designee, be and he/she hereby is authorized to execute and acknowledge a Quitclaim Deed to Dianne Pendolfo, as Executrix of the Last Will and Testament of Joseph Smalley, deceased, c/o 224 Griffing Avenue, Riverhead, NY 11901, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: June 21, 2016

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: July 1, 2016