RESOLUTION NO. 436

Introduced by Atherton  
Seconded by Drake

Vote — Roll Call: Ayes 30 Noes — Abstained — Absent 3

RESOLUTION FINALLY ADOPTING COUNTY OF STEuben LOCAL LAW NO. FIVE OF THE YEAR 1974 AUTHORIZING THE CHAIRMAN OF THE STEuben COUNTY BOARD OF SUPERVISORS TO EXECUTE AN OIL AND GAS LEASE ON COUNTY OWNED REAL PROPERTY IN THE TOWN OF HORNELLsville, NEW YORK TO SEIS-EX GEOPHYSICAL LTD.


WHEREAS, the Board of Supervisors of the County of Steuben by resolution preliminarily adopted on September 16, 1974, County of Steuben Local Law No. Five of the Year 1974 authorizing the Chairman of the Board of Supervisors of the County of Steuben to execute, on behalf of the County, an Oil and Gas Lease on county owned real property in the Town of Hornellsville, Steuben County, New York, containing one hundred and forty-three (143) acres of land, more or less, and being a portion of the premises conveyed to the County of Steuben by deed from Edith M. Duigan dated November 3, 1948, and recorded in the Steuben County Clerk’s Office in Book 578 of Deeds at Page 277, and the final adoption of said Local Law was made subject to a public hearing and also, before becoming effective, subject to a permissive referendum, and

WHEREAS, in accordance with said resolution and Notice of Public Hearing, this Board of Supervisors of the County of Steuben did conduct a Public Hearing on this 21st day of October, 1974 at 10:30 A.M. and all persons appearing were given the opportunity to be heard and the Clerk of the Board having filed proof of the publication and posting of the notice of the public hearing and referendum.

NOW THEREFORE, BE IT

RESOLVED, that the County of Steuben Local Law No. Five of the Year 1974 as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

County of STEUBEN

Local Law No. FIVE of the year 1974

A local law authorizing the Chairman of the Board of Supervisors of the County of Steuben to execute, on behalf of the County, an Oil and Gas Lease on county owned real property in the Town of Hornellsville, Steuben County, New York.

Be it enacted by the BOARD OF SUPERVISORS of the County of STEUBEN as follows:

SECTION 1. That pursuant to the provisions of Section 215 of the County Law of the State of New York, the Chairman of the Board of Supervisors of the County of Steuben, on behalf of the County and the Board of Supervisors, is hereby authorized and empowered to sign a lease with SAS-Ex Geophysical Ltd., of Wells, New York, on county owned real property situated in the Town of Hornellsville, Steuben County, New York, containing one hundred and forty-three (143) acres of land, more or less, and being a portion of the premises conveyed to the County of Steuben by

SECTION 2. The terms of said Oil and Gas Lease shall be the same as the terms set forth in the copy of said lease which was filed with the Clerk of the Board of Supervisors with the resolution concerning the matter duly adopted by the Board on the 19th day of August, 1974, in substance, for a period of ten (10) years, and as long thereafter as oil, gas or other gaseous hydrocarbons are produced in paying quantities or there is a shut-in gas well on the premises or the premises are being used for gas storage; at an annual rental of $143.00; at an annual rental of $115.00 when used for gas storage; and gas royalty for the gas from each and every well drilled on the premises, an amount equal to one-eighth (1/8) of the price received at the wellhead.

SECTION 3. That said premises so leased are deemed to remain as county property for public use and this local law supersedes the provisions of Section 215 of the County Law of the State of New York to the extent that the lease is for a term exceeding five (5) years and that bidding procedure is not being required.

SECTION 4. The adoption of this local law is subject to referendum on petition as provided by section twenty-four of the Municipal Home Rule Law of the State of New York and shall take effect immediately, subject to the provisions of the Municipal Home Rule Law of the State of New York.

BE IT FURTHER RESOLVED, that within ten (10) days after such Local Law is adopted the Clerk of this Board of Supervisors of the County of Steuben shall cause a copy of the Local Law to be published once a week for two (2) successive weeks in the two officially designated county newspapers, the Evening Leader and the Evening Tribune, together with notice that said Local Law is subject to a permissive referendum of the qualified electors of Steuben County by the filing of a petition within forty-five (45) days from the date of the final adoption of the Local Law with the Clerk of this Board demanding such referendum, which petition must be signed by qualified electors of the County registered to vote therein at the last preceding election, in number equal at least ten per centum (10%) of the total number cast for Governor at the last gubernatorial election in the County, and

BE IT FURTHER RESOLVED, that within five (5) days after the expiration of the time for the filing of petitions for a permissive referendum on said Local Law the Clerk of this Board shall cause one certified copy thereof to be filed in the Office of the Steuben County Clerk, one certified copy in the Office of the New York State Comptroller, and four certified copies in the Office of the Secretary of State of the State of New York, and the said Secretary of State is to be requested to publish the Local Law in the supplement to the Session Laws and the Steuben County Clerk is to be requested to file the Local Law in a separate book kept by him for such records, and be it further

RESOLVED, that the Clerk of this Board shall forward certified copies of this resolution to the Steuben County Highway Superintendent, to the Steuben County Treasurer, to Seis-Ex Geophysical Ltd., at 313 North Main Street, Wellsville, New York, 14895, and to the Steuben County Attorney.

RESOLUTION NO. 437

Introduced by Parks
Seconded by Kilmer

Vote — Roll Call: Ayes 30 Noes — Abstained — Absent 3