RESOLVED, that the Chairman of this Steuben County Board of Supervisors, in accordance with the application filed herewith, is hereby authorized and empowered on behalf of this Board to execute the approval for correction of real property taxes levied on the above parcel, and be it further

RESOLVED, that the Steuben County Treasurer is hereby authorized to make the proper tax adjustment, and/or refund, as set forth in the approved application, copies of which shall be forwarded to the taxpayer and collecting authority, and be it further

RESOLVED, that the Clerk of this Board shall forward certified copies of this resolution to the Director of the County Real Property Tax Service Agency and to the County Treasurer, together with the approved application executed in duplicate by the Chairman of this Board, and to the Chairman of the Board of Assessors.

RESOLUTION NO. 448 (TABBED)

Introduced by Ketch.
Seconded by Kilmer.


WHEREAS, there had been duly presented to the members of the Board of Supervisors of the County of Steuben on September 20, 1976 County of Steuben Local Law No. One of the Year 1976 to provide for the protection, preservation and conservation of the freshwater wetlands within its boundaries, and this Board of Supervisors by resolution preliminarily adopted said Local Law on September 20, 1976, making the final adoption of said Local Law subject to a Public Hearing to be held on October 18, 1976, 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 18th day of October 1976 at 10:00 A.M., and all persons appearing were given the opportunity to be heard, and the Clerk of this Board having filed proof of the publication and posting of the Notice of Public Hearing.

NOW THEREFORE, BE IT

RESOLVED, that County of Steuben Local Law No. One of the Year 1976, as hereinafter set forth be, and the same hereby is, finally adopted, to wit:

County of Steuben
Local Law No. One of the year 1976

A local law of the Board of Supervisors of the County of Steuben pursuant to Article 24 of the New York Environmental Conservation Law to provide for the protection, preservation and conservation of the freshwater wetlands within its boundaries.

Be it enacted by the Board of Supervisors of the County of Steuben as follows:

SECTION 1. Pursuant to §24-05-1 of the New York State Freshwater Wetlands Act (Article 24 of the New York Environmental Conservation Law), the Board of Supervisors of the County of Steuben shall fully undertake and exercise its regulatory authority with regard to activities subject to
regulation under the Act in freshwater wetlands, as shown on the Freshwater Wetlands Map, as such map may from time to time be amended, filed by the Department of Environmental Conservation pursuant to the Act, and in all areas adjacent to any such freshwater wetland up to 100 feet from the boundary of such wetland. Such regulatory authority shall be undertaken and exercised in accordance with all of the procedures, concepts and definitions set forth in Article 24 of the New York Environmental Conservation Law and Title 23 of Article 71 of such law relating to the enforcement of Article 24, as such law may from time to time be amended.

SECTION 2. This law, adopted on the date set forth below shall take effect upon the filing with the Clerk of the Board of Supervisors of the County of Steuben of the final Freshwater Wetlands Map by the New York State Department of Environmental Conservation pursuant to 124-0391 of the Freshwater Wetlands Act applicable to any or all lands within the County of Steuben and in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

BE IT FURTHER RESOLVED, that within five (5) days after the final adoption by this Board of Supervisors of said County of Steuben Local Law No. One of the Year 1976, 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, four certified copies in the Office of the Secretary of State of the State of New York and one certified copy in the Office of the New York State Department of Environmental Conservation, and 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, in accordance with Section 214, shall cause a true copy of said Local Law to be published in the two county official newspapers at least once a week for two successive weeks, the first publication of which shall be had within ten days after such Local Law has become effective, and be it further.

RESOLVED, that the Clerk of this Board is now directed to forward certified copies of this resolution to the New York State Department of Environmental Conservation at 50 Wolf Road, Albany, New York 12233; to the Chairman of the Board of Directors of the Steuben County Soil and Water Conservation District; to Mr. Jack Kahabka, District Conservationist; and to the Steuben County Planning Director.

Mr. Bantner questioned whether the possible liability to the county had been looked into and suggested it might be well to request a waiver on the time limit from the Governor.

Mr. Nelson Parks, County Planning Director, stated D.E.C. is trying to get dates re-established.

Mr. Davis moved to table the resolution until the November Board meeting. Seconded by Mr. Atherton and ADOPTED BY ROLL CALL VOTE of 27 yes, 5 no, and 2 absent.


NOES — Barker, Halm, Ketch, Littrell, McKinley — 5.

ABSENT — Ball, Sisker — 2.

It was moved by Mr. Swackhamer, seconded by Mr. Hauryski and duly carried, the Board recess until 1:30 P.M.