

March 9, 2006

GEORGE E. PATAKI  
GOVERNOR

Steuben County Legislature  
Office of the Clerk  
County Office Building  
3 East Pulteney Square  
Bath, NY 14810-1510

**RE: County of Steuben, Local Law 14, 2006, filed on 3/3/2006**

**A local law** RELATIVE TO THE PARCEL OF LAND ALONG STATE HIGHWAY 54A  
*(Insert Title)*  
IN THE TOWN OF URBANA FOR PROPERTY OWNER PATRICIA C.  
SHUART.

Be it enacted by the LEGISLATURE of the  
*(Name of Legislative Body)*

County

~~City~~  
~~Town~~  
~~Village~~

of STEUBEN

as follows:

**SECTION 1:** The Chairman of the Steuben County Legislature be and the same hereby is authorized and directed for and in consideration of the sum of One Dollar (\$1.00), and payment of advertising costs, to convey to Patricia C. Shuart, the following tract of land:

All that piece or parcel of land, over which New York State Department of Transportation jurisdictional rights are to be conveyed to the County of Steuben, designated as Parcel 172, being a portion of Section 104.15-1-no lot no. of the official tax map, situate in the Town of Urbana, County of Steuben and State of New York as shown on this map 146C and described as follows:

PARCEL NO. 172

Beginning at a capped iron pin on the southerly highway boundary line of Hammondspport-Branchport PT.1 S.H. 8077, by virtue of Parcel 4 of the September 14, 1921 Highway Map, a copy of which is on file in the Office of the N.Y.S.D.O.T. at Hornell, at the intersection of said boundary line with the division line between the property of Patricia C. Shuart as recorded in Liber 1653 Page 342 (reputed owner) on the west and the property of Patricia C. Shuart as recorded in Liber 1495 Page 178 (reputed owner) on the east, said point being 45.24 feet southerly measured at right angles from station 56+48.29 of the hereinafter described 1972 survey baseline; thence North 39°18'41" East a distance of 30.54 feet into and through the land used for highway purposes to a capped iron pin being 44.07 feet southerly measured at right angles from station 56+78.81 of said baseline; thence North 58°48'58" East a distance of 19.32 feet into and through the land used for highway purposes to a capped iron pin at the intersection of said highway boundary line with the division line between the property of Leon F. Murphy (reputed owner) on the east and the property of Patricia C. Shuart (reputed owner) on the west; said capped iron pin being 49.81 feet southerly measured at right angles from station 56+97.26 of said baseline; thence the following two (2) courses and distances along said 1921 highway boundary; 1) South 34°41'17" West a distance of 18.39 feet to a capped iron pin being 52.00 feet southerly measured at right angles form station 56+79.00 of said baseline; 2) South 53°55'36" West a distance of 31.44 feet to the point of beginning, being 193.735 square feet, more or less.

**(If additional space is needed, attach pages the same size as this sheet, and number each.)**

Being a portion of the property to be acquired by Steuben County by Virtue of Parcel 4 for construction of S.H. 8077, September 14, 1921.

Subject to the easement rights of others as their interest may appear affecting the area shown on the above map and designated as overhead utility.

The reference survey baseline recovered and calculated in 2003 a portion of the 1972 survey baseline for the reconstruction of the Hammondsport-Branchport, PT 1 State Highway No. 8077 as shown on the map and plan on file in the Office of the State Department of Transportation and described as follows:

Beginning at station 56+19.48; thence North  $41^{\circ}31'09''$  East to station 60+00.00.

All bearing are referred to True North at  $76^{\circ}35'00''$  meridian of west longitude.

All of the above shown on Map No. 146C, Parcel No. 172, dated January 6, 2004 and filed in the Office of the New York State Department of Transportation.

Consent to the conveyance of the property above described, by the County of Steuben, is hereby given pursuant to Section 65 of the Highway Law.

**SECTION 2:** The within statute shall be construed as an offer to convey, and an option to purchase the subject premises by Patricia C. Shuart. Failure or refusal to furnish consideration on or before July 1, 2006 shall terminate the within offer.

**SECTION 3:** This local law shall become effective subject to a permissive referendum, forty-five (45) days after the date of its final adoption and on the date it is duly filed in the Office of the Secretary of State of New York and in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.  
(Elective Chief Executive Officer\*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. FOURTEEN of 2006 of the (County)(City)(Town)(Village) of STEUBEN was duly passed by the LEGISLATURE on 12/19 2005, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of 2/17 2006, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

~~5. (City local law concerning Charter revision proposed by petition.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.~~

6. (County local law concerning adoption of Charter.)

~~I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit ~~voting at said general election, became operative.~~~~

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph <sup>4</sup>\_\_\_\_\_, above.



Clerk of the County legislative body, City, Town or Village Clerk  
or officer designated by local legislative body

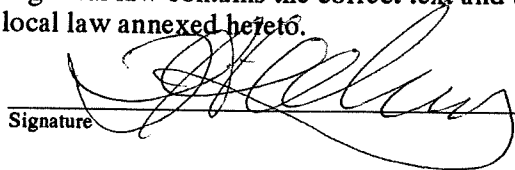
(Seal)

Date: February 27, 2006

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK  
COUNTY OF STEUBEN

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Signature

COUNTY ATTORNEY  
Title

County  
~~City~~ of STEUBEN  
~~Town~~  
~~Village~~

Date: February 27, 2006