

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City of NIAGARA
~~Town~~
~~Village~~
Local Law No. 4 of the year 19 83

A local law authorizing the sale of County property no longer necessary for public use, commonly described as ~~(insert title)~~ the Mount View Subdivision, by private sale.

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

County
City of NIAGARA as follows:
~~Town~~
~~Village~~

1. That the County of Niagara be allowed to sell certain real property with buildings and improvements thereon, inasmuch as said property is no longer necessary for public use and inasmuch as the sale of said property will have no environmental significance on the area.
2. That the County of Niagara is authorized to conduct private negotiations for the sale of said premises without public bidding.
3. That such sale must be for a fair and adequate consideration subject to final approval by the Niagara County Legislature.
4. That the Chairman of the Niagara County Legislature execute all documents necessary to effectuate such sale, including, but not limited to, contracts with real estate agents, contracts of sale and deeds.
5. That the property to be sold is described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lockport, County of Niagara, State of New York, and being part of Lot 4, Township 14, Range 7 of the Holland Land Company Purchase and being further described as follows:

BEGINNING at a point on the existing northerly highway boundary of Upper Mountain Road, C.R. #5, said point being 260', more or less, distant easterly measured along said highway boundary from the westerly line of Lot 4;

Thence, running northerly through the lands of the County of Niagara (Liber 527/170) parallel to the aforementioned westerly line of Lot 4, 521.76'(c) to a point;

Thence, easterly continuing through the lands of the County of Niagara at right angles to the last described course 193' to a point;

(If additional space is needed, please attach sheets of the same size as this and number each)

Thence, northerly continuing through the lands of the County of Niagara at right angles to the last described course 48.11'(c) to a point;

Thence, easterly continuing through the lands of the County of Niagara at right angles to the last described course 277.28'(c) to a point on the division line between the lands of Town Discount, Inc., reputed owner to the east (Liber 1454, pg. 341) and the County of Niagara, reputed owner to the west (Liber 527, pg. 170);

Thence, southerly 596', more or less, along the last described division line between Town Discount, Inc., reputed owner to the north and Edward W. Daley and Marjorie McPharlin Daley, reputed owners to the south (Liber 1555, pg. 486);

Thence, continuing southerly 202', more or less, along the division line between the lands of the aforementioned Edward W. Daley and Marjorie McPharlin Daley, reputed owners to the east and the County of Niagara, reputed owner to the west to a point on the previously described highway boundary;

Thence westerly 523.00' along said northerly boundary of Upper Mountain Road to the point or place of beginning, containing 312,523 sq. ft., more or less, or 7.17 acres, more or less.

The above described property will be known as the "Mount View Subdivision, Sublots #1 through #13", along with adjacent streets and rights-of-way, in a map to be filed in the Niagara County Clerk's Office which will be entitled "Mount View Subdivision".

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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 19.....
County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... and was approved by the
not disapproved repassed after disapproval Elective Chief Executive Officer *
and was deemed duly adopted on 19....., in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... and was approved by the
not disapproved repassed after disapproval Elective Chief Executive Officer *
on 19..... Such local law was submitted to the people by reason of a
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19....., in accordance with the appli-
annual
cable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No.⁴ of 19⁸³.....
County
of the City of was duly passed by the
Town Niagara (Name of Legislative Body) on
Village
September 6, 19⁸³ and was approved by the Chairman on
not disapproved repassed after disapproval Elective Chief Executive Officer *
September 6, 19⁸³. Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
October 21, 19⁸³, 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 chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with 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 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 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 election held on 19 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 19..... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19, 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 of 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 4 above.

David J. Hymni
Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: October 21, 1983

(Seal)

(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 NIAGARA.....

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.

Glenn S. Hackett
Signature
Niagara County Attorney
Title

Date: October 21, 1983

County
City of Niagara.....
Town
Village