

RESOLUTION NO. 240

FORMALLY ABANDONING A PORTION OF A ROADWAY AND AUTHORIZING THE CONVEYANCE OF A PARCEL OF LAND AT NO. 195 BOZENKILL ROAD IN THE TOWN OF GUILDERLAND

Introduced: 7/8/13

By Mr. Stevens:

WHEREAS, Winifred de Loayza owns property at No. 195 Bozenkill Road in the Town of Guilderland, New York and desires to sell same to a third party, and

WHEREAS, The County of Albany stopped using a small section of road, now located at 195 Bozenkill Road, many decades ago when the County constructed a new road over an existing road near the property, and

WHEREAS, During the title search for the sale of No. 195 Bozenkill Road it was determined a formal abandonment of the unused County roadway on 195 Bozenkill Road never occurred, and

WHEREAS, Winifred de Loayza, by her attorney, Margaret A. Vella, has requested a formal abandonment and offered \$1.00 for the purchase of the aforementioned section of road and has provided mapping and a legal description to the County of Albany, Department of Public Works, and

WHEREAS, The Department of Public Works, through its Engineering Division, has reviewed the proposal and approved the same, subject to reservation of an easement for drainage purposes, now, therefore be it

RESOLVED, By the Albany County Legislature, that the County Executive is authorized to execute on behalf of the County any documents necessary to formally abandon and convey that portion of the County highway described in the legal description attached hereto to Winifred de Loayza, and be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content and that the conveyance document shall include the retention of a drainage easement, as described in the legal description attached hereto, and be it further

RESOLVED, That the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote. 7/8/13