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COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

December 4, 2012

Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, New York 14202

RE: Transfer of County Owned Inventory
5211 River Road, Tonawanda NY SBL# 52.10-1-1

Dear Honorable Members:

Please find attached a resolution and accompanying memorandum to authorize the transfer of the above mentioned County owned inventory.

The request for this transfer has been made by TM Montante Development who owns the parcel adjoining the 5211 River Road parcel. The County owned parcel is land locked and is part of rattlesnake creek.

Should your honorable body require further information, I encourage you to contact Joseph L. Maciejewski, CCD from the Department of Real Property Tax Services. Thank you for your consideration on this matter.

Sincerely,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/jm
Enclosure

cc: Joseph Maciejewski, CCD

MEMORANDUM

To:	Honorable Members of the Erie County Legislature
From:	Real Property Tax Services
Re:	Transfer of County Owned Inventory 5211 River Road, Tonawanda NY SBL# 52.10-1-1
Date:	December 4, 2012

SUMMARY

The county wishes to engage in the sale of a parcel of land and be sold with out public auction to TM Montante Development the amount of the sale is $5,000.00.

FISCAL IMPLICATIONS

County receives $5,000.00 and property is returned to the tax rolls.

REASONS FOR RECOMMENDATION

Property is landlocked and has been deemed surplus by the Advisory Review Committee, which further recommended the sale to the adjoining property owner. Reduces the County's risk and liability on the property.

BACKGROUND INFORMATION

TM Montante Development wishes to purchase the landlocked surplus County owned property immediately adjoining its property located on River Rd in the Town of Tonawanda.

CONSEQUENCES OF NEGATIVE ACTION

Exposure to risk and liability on the property. Property not returned to tax roll which provides revenue to the County.

STEPS FOLLOWING APPROVAL

Execution of the deed by the County Executive which said property will then be turned over to new owner.

A RESOLUTION SUBMITTED BY:
REAL PROPERTY TAX SERVICES

RE: Transfer of County Owned Inventory

WHEREAS, the Department of Real Property Tax Services received a request from TM Montante Development regarding the referenced parcel; and

WHEREAS, this parcel was reviewed and approved for transfer by the Advisory Review Committee; and

WHEREAS, this parcel will be used by TM Montante Development to accesses this landlocked piece of County owned surplus property for the purpose of assemblage.

NOW, THEREFORE BE IT

RESOLVED that the following parcel of land be transferred without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to TM Montante Development for the sum of Five Thousand and 00/100 Dollars ($5,000.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Tonawanda, County of Erie and State of New York being part of Lot 93 of the Mile Reservation and more particularly bounded and described as follows:

BEGINNING at a point located on the northerly line of Lot No. 93 of the Mile Reservation, said point being 1468.12 feet southeasterly from the southeasterly highway boundary or River Road (R.O.W. varies) as measured along the northerly line of Lot No. 93, also being the easterly line of lands conveyed under Liber 1213 pages 92 and 93.

Running THENCE southeasterly, continuing along the northerly line of Lot No. 93, a distance of 449.69 feet to a point;

THENCE southwesterly at right angles, a distance of 648.08 feet to a point;

THENCE northwesterly parallel with the northerly line of Lot No. 93, a distance of 449.69 feet to a point.

THENCE northwesterly at right angles, a distance of 648.08 feet to the place or point of BEGINNING.

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described property to the aforesaid purchaser; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the County Comptroller, the County Attorney, Department of Environment and Planning, and the Department of Real Property Tax Services.

December 4, 2012

Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, New York 14202

RE: Levy and Apportionment of Erie County Real Property Tax for 2013

Dear Honorable Members:

Please find enclosed for your approval a resolution and accompanying memorandum for the levy and apportionment of Erie County Real Property Tax for 2013, which shall be approved upon adoption of the 2013 Erie County Budget.

Should your honorable body require further information, I encourage you to contact Joseph L. Maciejewski, Director of the Department of Real Property Tax Services. Thank you for your consideration on this matter.

Sincerely,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/jm
Enclosure

cc: Joseph Maciejewski, CCD

MEMORANDUM

To:	Honorable Members of the Erie County Legislature
From:	Real Property Tax Services
Re:	Levy and Apportionment of Erie County Real Property Tax for 2013
Date:	December 4, 2012

SUMMARY

Pursuant to the Erie County Tax Act and Real Property Tax Law, the Erie County Legislature levies the County Tax and the Director of Real Property Tax Services is directed to apportion said taxes to be raised for such budget against the taxable property liable.

FISCAL IMPLICATIONS

The Erie County tax levy is needed for the 2013 budget to be in balance.

REASONS FOR RECOMMENDATION

Property tax revenue is necessary to balance the budget.

BACKGROUND INFORMATION

Pursuant to the Erie County Tax Act, the Erie County Legislature levies the County Tax and the Director of Real Property Tax Services is hereby authorized to apportion the 2013 county property taxes.

CONSEQUENCES OF NEGATIVE ACTION

A budget deficit equal to the amount of property taxes failed to be levied.

STEPS FOLLOWING APPROVAL

The Director of Real Property Tax Services will apportion the County Tax, and prepare the 2013 County tax bills.

A RESOLUTION SUBMITTED BY:
REAL PROPERTY TAX SERVICES

RE: Levy and Apportionment of the Erie County Real Property Tax for 2013

WHEREAS, the Erie County budget for the year 2013 has been adopted by the Erie County Legislature.

NOW, THEREFORE, BE IT

RESOLVED, that the amounts in said County budget that are required to be raised by taxes, by the Legislature's adoption of the Erie County Budget for 2013, are hereby levied upon and shall be collected from the taxable property situated within the County of Erie and liable therefore, effective January 1, 2013; and; be it further

RESOLVED, that the Director of Real Property Tax Services is hereby directed to apportion said taxes to be raised for such budget against the taxable property liable, therefore, as provided by law; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Director of Budget and Management, County Comptroller, County Attorney, and Joseph L. Maciejewski, Director of Real Property Tax Services.