

(Use this form to file a 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 ERIE
~~Town~~
~~Village~~

Local Law No. 3 of the year 19 95

A local law empowering the County of Erie, by a resolution adopted by vote of the Erie County Legislature, to (Insert Title) lease for a period in excess of five (5) years, from a party designated by the Erie County Legislature, without advertising or public bidding, certain land

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

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

located in the Town of Orchard Park, New York, constituting the premises at 5885 Big Tree Road, and all buildings of any description located thereon, and all equipment and personal property located on and in any of these premises or buildings.

BE IT ENACTED BY THE ERIE COUNTY LEGISLATURE AS FOLLOWS:

SECTION 1. Notwithstanding any provisions of section two hundred fifteen of the County Law or of any special act or local law, the County of Erie is hereby empowered, subject to the adoption of a resolution by a vote of the Erie County Legislature, to lease from a party, for a period in excess of five (5) years designated by the Erie County Legislature, without advertising or public bidding, certain land located in the Town of Orchard Park, New York, generally constituting the premises known as 5885 Big

(If additional space is needed, attach pages the same size as this sheet, and num.

Tree Road, as more particularly described below, all buildings of any description located thereon, and all equipment and personal property of any nature or description, located on or in any of these premises or buildings, the land being more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Orchard Park, County of Erie and State of New York, being parts of Lots Numbers twenty-two (22) and twenty-three (23), Township nine (9), Range seven (7) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point on the center line of Big Tree Road at its intersection with the west line of Lot Number twenty-three (23); thence southerly and along the west line of said Lot Number twenty-three (23), about seven hundred seven and fifty-five hundredths (707.55) feet to the southwest corner of said Lot Number twenty-three (23); thence easterly and along the south line of said Lot Number twenty-three (23), five hundred seven and fifty-seven hundredths (507.57) feet more or less to a westerly line of lands of Stephen Coplai and Elsie his wife as described in a deed recorded in the Erie County Clerk's Office in Liber 4454 of Deeds at page 293; thence southerly along the westerly line of said Coplai's lands, six hundred thirty-six and ninety hundredths (636.90) feet to a corner of lands so conveyed to Stephen Coplai and his wife; thence easterly and along a line of the said Coplai lands and parallel with the northerly line of Lot Number twenty-two (22), two hundred twenty-seven and seven tenths (227.7) feet to a point; thence southerly and continuing along the said Coplai's lands three hundred ninety-one and sixty-seven hundredths (391.67) feet to the northwest corner of lands conveyed to Kurt R. Lipsius and Rose H. his wife by deed dated March 21, 1944, and recorded March 21, 1944, in Erie County Clerk's Office in Liber 3512 of Deeds at page 166; thence easterly along the north line of lands of said Lipsius and wife, and an extension easterly thereof, six hundred twenty-five and seventy-six hundredths (625.76) feet to a pipe; thence northerly at right angles one thousand ninety-four and fifty-hundredths (1094.50) feet to the southwest corner of lands of the Orchard Park Baptist Chapel as described in deed recorded in the Erie County Clerk's Office in Liber 7013 of Deeds at page 27; thence northeasterly and along the west line of said lands four hundred thirty-five and

six tenths (435.6) feet to the center line of Big Tree Road; thence northwesterly along the center line of Big Tree Road, eight hundred nine and twenty hundredths (809.20) feet to an angle point in the center line of Big Tree Road; thence measuring northwesterly and continuing along the center line of Big Tree Road, a distance of six hundred twenty and two tenths (620.2) feet to the place of beginning.

EXCEPTING from the above-described premises the south one-half ($1/2$) of Big Tree Road, said Big Tree Road having a full right-of-way width of sixty-six (66) feet.

ALSO EXCEPTING THEREFROM land appropriated by the State of New York for highway purposes, (see notices recorded in the Erie County Clerk's Office in Liber 4272 of Deeds at pages 364, 382 and 383).

ALSO EXCEPTING THEREFROM land appropriated by the State of New York (see notices recorded in the Erie County Clerk's Office in Liber 7470 of Deeds at page 229 and Liber 7470 of Deeds at page 227).

SECTION 2. This local law shall take effect immediately, subject to 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, 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. 3 of 19 95 of the (County)(City)(Town)(Village) of ERIE was duly passed by the ERIE COUNTY LEGISLATURE on MAY 25 19 95, and was (approved)(not disapproved)(repassed after disapproval) by the ERIE COUNTY EXECUTIVE and was deemed duly adopted on JUNE 7 19 95,
(Elective Chief Executive Officer*)
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____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. 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 _____ 19____, 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. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, 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 the power to approve or veto local laws or ordinances.

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

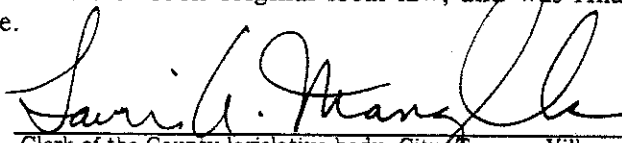
~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 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 2, above.



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

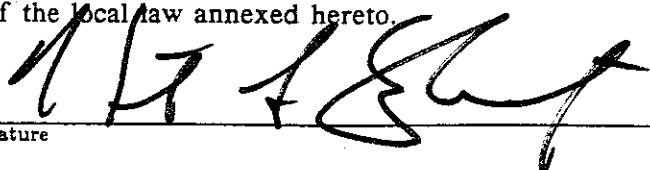
(Seal)

Date: June 14, 1995

(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 ERIE

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

ERIE COUNTY ATTORNEY

Title

County
~~City~~ of ERIE
~~Town~~
~~Village~~

Date: _____