

FM



RECEIVED
ERIE COUNTY LEGISLATURE

1999 FEB -2 A 10:45

County of Erie

DENNIS T. GORSKI
COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

JOHN C. LOFFREDO, P.E.
COMMISSIONER

858-8300 Area Code 716

January 20, 1999

The Honorable
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

RE: Land Trade
Sweet Home Road (CR 301)
Town of Amherst

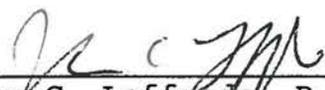
Honorable Legislators:

The Department of Public Works has determined that a portion of the Sweet Home Road, CR 301, in the Town of Amherst, no longer necessary for highway purposes, may be abandoned to the adjacent owner in exchange for new right-of-way to realign a portion of highway for safety and improvement of geometrics. The attached legislation authorizes the County Executive to execute a quit claim deed for this property.

As required by Rule 55 of the Erie County Legislature's Rules of Order, we have attached a proposed resolution and an accompanying memorandum describing the action recommended.

We respectfully request that this matter be referred to the Finance and Management Committee for their consideration.

Very truly yours,



John C. Loffredo, P.E.
Commissioner of Public Works

JCL:bjl
Attachment
DPWFMLE3.301

3D-13

MEMORANDUM

TO: Honorable Legislators
FROM: John C. Loffredo, P.E., Commissioner of Public Works
DATE: January 20, 1999
SUBJECT: Land Trade
Sweet Home Road (CR 301)
Town of Amherst

Summary of Recommended Action

To authorize the County Executive to execute a quit claim deed for an abandonment of highway right-of-way no longer needed for highway purposes in exchange for new right-of-way to realign a portion of highway for safety and improvement of geometrics.

Fiscal Implications of Proposal

There will be no fiscal impacts on the County budget.

Reasons for Recommendation

It is necessary that this approval be granted to allow the abandonment and exchange of property to take place.

Background of Proposal

Sweet Home Road, CR 301, north of Glenhaven Road, is being realigned to eliminate a substandard curve. The realignment will improve the safety of the roadway in this area.

Consequences of Negative Action

If the realignment is not constructed, the County will be not be able to improve the alignment and safety of this section of roadway.

Steps Following Approval of Measure

The County Attorney will take the necessary action to complete the transaction.

Department of Comptroller's Review

Not Applicable

JCL:bjl

PROPOSED RESOLUTION

WHEREAS, Pursuant to New York State Highway Law, Article 6, Section 118A, the Deputy Commissioner of Public Works, Division of Highways, recommends to abandon to the adjacent property owner a portion of existing right-of-way on the Sweet Home Road, CR 301, in the Town of Amherst, that is no longer required for highway purposes in exchange of equal value parcels of land required for highway improvement in the Town of Amherst; and

WHEREAS, the landowner has agreed to accept the abandoned highway right-of-way which requires the owner to deed over to the County land of equal value; and

WHEREAS, there is no monetary exchange of funds and the project is beneficial to the County of Erie as well as to the land owner.

NOW, THEREFORE BE IT

RESOLVED, that upon the recommendation of the Commissioner of Public Works, documents will be prepared, deeding the sections of real estate to the County and abandoning right-of-way to the adjacent owner; and be it further

RESOLVED, that the County Executive be authorized to execute and acknowledge in the name of the County and affix the seal of the County to a quit claim deed of the aforementioned land so to be abandoned; and be it further

RESOLVED, that the Clerk of the County Legislature be instructed to forward five (5) certified copies of this resolution to the Deputy Commissioner - Highways.

MEMO

**COUNTY OF ERIE
DEPARTMENT OF ENVIRONMENT AND PLANNING
DIVISION OF PLANNING**

To: Robert C. Fisher, L.S., Public Works

From: Chet C. Jandzinski, Chief Planner *ccj*

Subject: SBL 26.12-1-20
Karen Pfahler/Erie County properties
Map No. SK 358-1, SK 139-411C

Date: January 15, 1999

The enclosed maps pertain to properties to be exchanged between the subject parties. As the total acreage is less than one acre and you have indicated no environmental or other issues have been identified, this action can proceed without coming before the ARC as per the Criteria for Significant County Land Transactions.

Enclosure

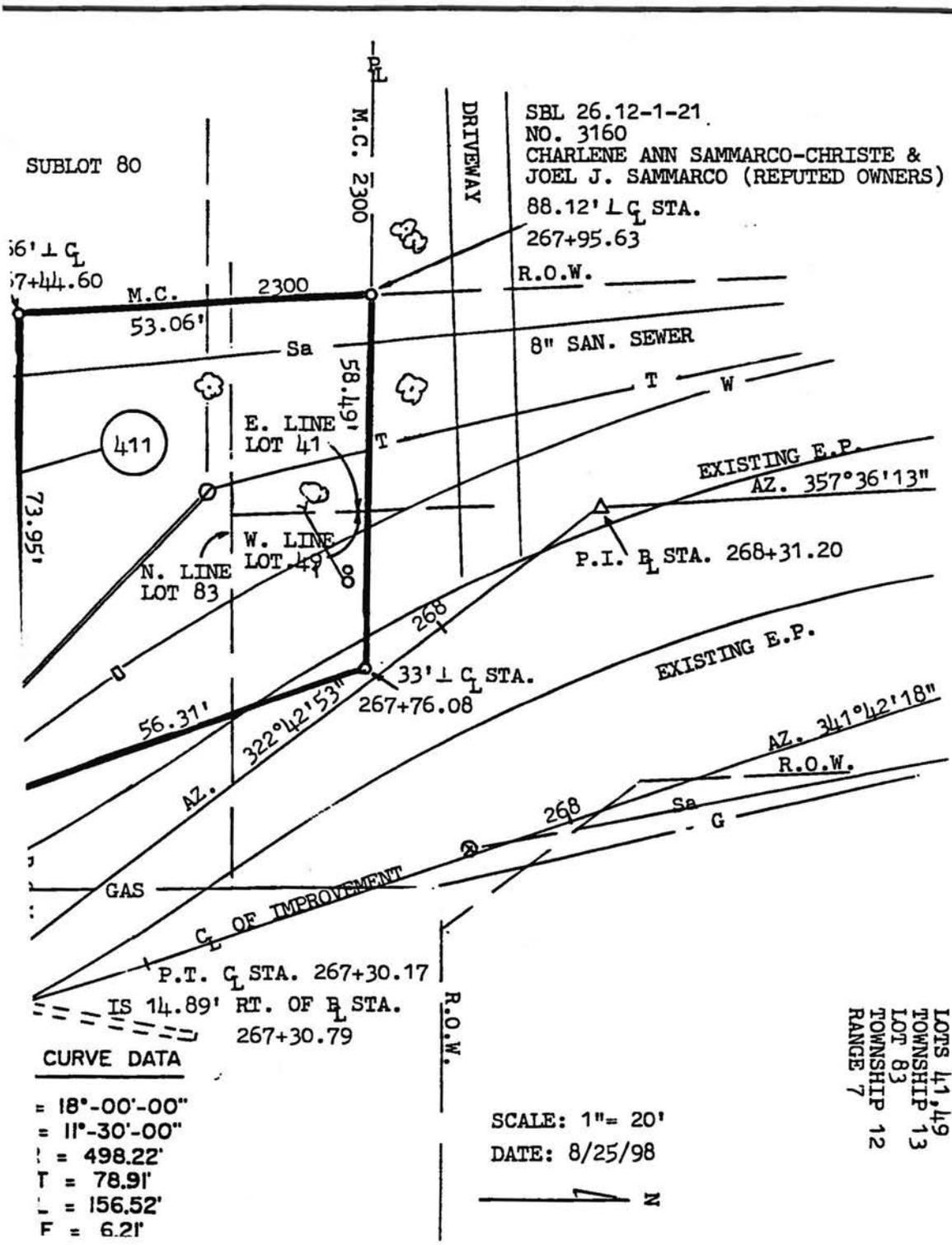
ccj633

Survey notes on file at Erie County Department of Public Works, Division of Highways, Located at Buffalo, New York

COUNTY OF ERIE
(Reputed Owner)

MAP NO. SK 139-411 C
PARCEL NO. 411

LOTS 41, 49
TOWNSHIP 13
LOT 83
TOWNSHIP 12
RANGE 7



SUBLOT 80

SBL 26.12-1-21.
NO. 3160
CHARLENE ANN SAMMARCO-CHRISTE &
JOEL J. SAMMARCO (REPUTED OWNERS)
88.12' ± CL STA.
267+95.63
R.O.W.

CURVE DATA

- = 18°-00'-00"
- = 11°-30'-00"
- = 498.22'
- T = 78.91'
- L = 156.52'
- F = 6.21'

SCALE: 1" = 20'
DATE: 8/25/98

