

COUNTY OF ERIE

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ERIE COUNTY LEGISLATURE

LOCAL LAW NO. 4

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LOCAL LAW INTRO. NO. 7 – 2001

A LOCAL LAW relating to the leasing of 3.5 acres of vacant land at 663 Kensington Avenue, Buffalo, New York to the Living Opportunities of DePaul, Inc.

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF ERIE, AS FOLLOWS:

Section 1. The Erie County Legislature hereby finds and determines that certain vacant land comprising approximately 3.5 acres at 663 Kensington Avenue, Buffalo, New York on the Erie County Medical Center campus is not presently needed for County government purposes and that such land shall be best utilized to the County's and the Erie County Medical Center's benefit by permitting the County to lease the property for a fair and reasonable consideration to the Living Opportunities of DePaul, a not-for-profit organization, whose principal offices are located at 2240 Union Road, Cheektowaga, New York 14227. Said property would be used as the site for construction and operation of a 75-bed residential facility that will provide transitional as well as permanent housing in a service-enriched setting to adults with psychiatric disabilities.

Section 2. The County of Erie, on behalf of the Erie County Medical Center, may enter into a Lease Agreement for such surplus vacant land with the Living Opportunities of DePaul, Inc. upon such terms and conditions as may be set forth in a resolution enacted by the Erie County Legislature, including, however, but not limited to the conditions set forth in Section 3 hereafter.

Section 3. The County of Erie, on behalf of the Erie County Medical Center, shall enter into a Lease Agreement that shall provide for the lease of said premises for the term of twenty-five years with one successive twenty-five year renewal term. In determining the fair consideration to be charged for such surplus vacant land, among the factors to be considered shall be the independent appraisal of the parcel and the benefit to be derived by the County from the service-enriched programs that will be provided to individuals with psychiatric disabilities at this residential housing complex.

Section 4. Effective date. This Local Law shall be effective immediately upon filing with the Secretary of State pursuant with Section 27 of the New York Municipal Home Rule Law.

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