

A LOCAL LAW relating to the Licensing of Surplus Space in the County Clerk's Allocated Office Area.

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

Section 1.

The Erie County Legislature hereby finds and determines that certain space to the extent of approximately 500 square feet located in the area allocated to the County Clerk at 25 Delaware Avenue has been for many years occupied by two local title companies, that such space is not presently needed for county governmental purposes, and that such space can best be utilized to the county's benefit by permitting the Clerk to license it for a fair and reasonable consideration to business entities engaged in services bearing relation to the Clerk's function as a recorder of property titles in the County.

Section 2.

The Clerk of Erie County may enter into licensing agreements for such surplus space with businesses bearing a reasonable relationship to the Clerk's function as a recorder of titles to property in the county, upon such terms and conditions as the clerk may determine, including, however, but not limited to the conditions set forth in Section 3 hereafter.

Section 3. The privilege granted is that of a license and not a lease. No interest or estate in the realty or right of exclusive possession and control is hereby passed. The County Clerk shall determine the business entities to whom licenses shall be granted. Any licensing agreement entered into hereunder shall provide for cancellation upon 60 days notice. In determining the fair consideration to be charged for surplus space, among the factors to be considered shall be the cost to the county to construct and maintain such space, the fair rental value of similar property, and the benefit to be derived by the county and its residents from the business activities of the licensees in the licensed space.

Section 4. This law shall take effect immediately.

ATTEST

MARIE V. RICHARDSON

ORGANIZED

Eugene J. [Signature]
Clerk of the Legislature of Erie County

Vote: 20-0
Carried Unanimously.