

(Please Use this Form for Filing your 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
~~XCity~~ of Montgomery
~~XTown~~
~~XVillage~~
Local Law No. 4 of the year 19 83

A local law Authorizing Montgomery County to Sell Lands Held Jointly with
(Insert title)
Fulton County in Trust for the Uses and Purposes of Fulton-Montgomery Community College

Be it enacted by the Montgomery County Board of Supervisors of the
(Name of Legislative Body)

County
~~XCity~~ of Montgomery as follows:
~~XTown~~
~~XVillage~~

SECTION ONE:

The purpose of this law is to authorize the Montgomery County Board of Supervisors to sell a portion of the lands jointly held by the counties of Fulton and Montgomery as "Joint-Tenants in Trust for the Uses and Purposes of the Fulton-Montgomery Community College" for the purpose of providing for the construction of housing accomodations for students attending the college.

SECTION TWO:

The lands propsoed to be sold are bounded and described as follows:

All that tract or parcel of land, situated in the Town of Johnstown, County of Fulton, State of New York, bounded and described as follows: Beginning at a point in the monumented Westerly boundary of County Highway No. 142, said point being South 22 degrees 06 minutes East along said Westerly boundary of County Highway No. 142 a distance of 429.7 feet from the Northerly boundary of Parcel One in a deed dated March 25, 1965 and filed in the Fulton County Clerk's Office in Book 482 of Deeds at Page 704; RUNNING THENCE along said Westerly boundary of County Highway No. 142 the following two courses and distances; South 22 degrees 06 minutes East a distance of 299.7 feet to a point; South 18 degrees 57 minutes East a distance of 200.3 feet to a point; THENCE through lands now or formerly of Fulton Montgomery Community College the following three courses and distances; South 67 degrees 54 minutes West a distance of 385.0 feet to a point; North 21 degrees 59 minutes West a distance of 499.7 feet to a point; North 67 degrees 54 minutes East a distance of 395.0 feet to the point and place of beginning; CONTAINING 4.5 acres of land, more or less. EXCEPTING AND RESERVING from the above described parcel all enforceable covenants, conditions, restrictions and easements of record. Also granting to the parties of the second part, appropriate utility easements for water, sewer, gas and electric.

(If additional space is needed, please attach sheets of the same size as this and number each)

SECTION THREE:

The lands to be sold pursuant to the provisions of this act shall be used for the construction of housing accommodations for students attending Fulton-Montgomery Community College.

SECTION FOUR:

It is hereby found and determined that these lands jointly held by Fulton and Montgomery Counties are not being used by the general public and may not be used for ordinary county purposes nor are said lands needed for the general educational purposes of Fulton-Montgomery Community College.

SECTION FIVE:

It is hereby found and determined that the interests of Montgomery County in the lands described in Section Two hereof was not acquired for highway purposes, through tax sale or for general county purposes. It is hereby further found and determined that the lands to be sold pursuant to the provisions of this act may be sold only upon the enactment of a similar law by the County of Fulton.

SECTION SIX:

The lands described in Section Two hereof may be sold to a private person or person without advertising or competitive bidding upon such terms and conditions as may be established and determined by similar resolutions adopted by the Boards of Supervisors of the counties of Fulton and Montgomery acting in concert.

SECTION SEVEN:

To the extent that this local law is inconsistent with Section 215 of the County Law of the State of New York it shall supercede that section.

SECTION EIGHT:

If any clause, sentence or paragraph of this local law shall be adjudged by any Court of competent jurisdiction to be invalid such adjudication shall not affect, impair or invalidate the remainder of this local law which shall as to such remainder remain in effect.

SECTION NINE:

This local law shall take effect immediately upon adoption and filing in accordance with the terms and provisions of the Municipal Home Rule Law of the State of New York.