

SPECIAL LEGISLATURE MEETING

August 9, 2016

Chairman Callard called the special meeting to order at 1:31 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present with the exception of Legislators Johnson and Miller.

The following resolution was presented for adoption:

RESOLUTION NO. 284-816

DETERMINING THE REAL PROPERTY COMMONLY KNOWN AS 1 WRIGHT STREET IN THE VILLAGE OF HOLLEY, TOWN OF MURRAY, TAX MAP NO. 88.21-1-60, BE RESTORED TO THE TAXABLE PORTION OF THE ASSESSMENT ROLL.

WHEREAS, the real property commonly known as 1 Wright Street in the Town of Murray, Village of Holley, tax map no. 88.21-1-60 was heretofore withdrawn from an In Rem Proceeding by a Certificate of Withdrawal dated the 15th day of February, 2001, and filed in the Orleans County Clerk's Office on February 26, 2001, and

WHEREAS, Legislature Resolution No. 63-201 pursuant to RPTL § 1138(1)(d) directed the County Treasurer as enforcing officer to issue a Certificate of Prospective Cancellation, and

WHEREAS, pursuant to Legislature Resolution No. 63-201, the County Treasurer as enforcing officer issued a Certificate of Prospective Cancellation dated February 26, 2001 and filed copies of the said Certificate with the Assessor of the assessing unit in which the parcel is located, and with the County Director of Real Property Tax Services, and

WHEREAS, RPTL § 1138(6)(d) provides that a parcel shall remain exempt until the governing body determines that the parcel should be restored to the taxable portion of the assessment roll, and the enforcing officer files a Certificate of Restoration, and

WHEREAS, Home Leasing, LLC by means of the formation of a single purpose limited liability is desirous of acquiring title to the said parcel for the purpose of restoration of the building situate thereon (the former Holley High School) for senior housing units and using a portion of the building for Village of Holley offices, and

WHEREAS, Home Leasing, LLC has requested the said parcel be restored to the taxable portion of the assessment roll; now therefore, be it

RESOLVED, that this Legislature hereby determines that Town of Murray, Village of Holley, tax map parcel no. 88.21-1-60, serial no. 0032, be restored to the taxable portion of the assessment roll, and that the County Treasurer as enforcing officer file a Certificate of Restoration with the Assessor of the assessing unit and the County Director of Real Property Tax Services, and be it further

RESOLVED, that the County is entitled to reinstate the prior In Rem tax foreclosure proceeding in which the said parcel had been withdrawn.

Moved, DeFilipps; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent: Johnson, Miller.

Legislator Allport moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 1:33 p.m.