

NOTICE OF ADOPTION OF RESOLUTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Irondequoit, Monroe County, New York, at a meeting held on the 15th day of November 2022 duly adopted a resolution, summary of which is published herewith **subject to a permissive referendum.**

Dated: Rochester, New York
November 15, 2022

Resolution No. 2022- 321

**EXTRACT OF MINUTES OF MEETING OF TOWN BOARD ADOPTING A
RESOLUTION DECLARING SURPLUS AND AUTHORIZING SALE OF A PORTION
OF THE PARCEL TAX ID # 092.08-1-27.114 LOCATED ON BAY SHORE BLVD
ACROSS FROM 1198 BAY SHORE BLVD**

WHEREAS, David and Andrea Hauer of 1198 Bay Shore Blvd, being the property owner directly across from the Property (defined below), has offered to purchase a .156 acre portion of Town property being commonly known and referred to as Tax ID # 092.08-1-27.114 and situated west of his lot line on Bay Shore Blvd in an R-1 Residential District, as approximately as described in **Schedule “A”** (the “Property”); and

WHEREAS, the Town owns the subject parcel and is empowered to dispose of it, in accordance with the laws of the State of New York, for fair and reasonable consideration; and

WHEREAS, a fair market value appraisal of the said property in the amount of \$7,700 was completed by Rynne, Murphy & Associates, Inc. on October 6, 2022; and

WHEREAS, in addition to the purchase price of the Property at fair market value, as established by appraisal, all costs of the proposed transfer of title to the Property, including, but not limited to, appraisal, abstract, instrument survey, transfer of taxes, legal notice, recording and filing fees and legal expenses shall be borne exclusively by the purchaser of the Property (the “Additional Consideration”); and

WHEREAS, sale of said property is subject to a permissive referendum which will be published in the local newspaper following the adoption of the resolution; and

WHEREAS, as a condition to the conveyance of the Property to David and Andrea Hauer, David and Andrea Hauer shall have the Property subdivided according to New York Town Law and Town of Irondequoit Code and file such map at their sole cost and expense in the Office of the Monroe County Clerk (the “Subdivision Map”); and

WHEREAS, pursuant to Resolution 2022-320, the Town Board has issued a Negative Declaration for the sale of the Property to David and Andrea Hauer.

NOW, THEREFORE BE IT RESOLVED, that the Town Board does hereby find and declare that the Property is surplus and may, therefore, be sold in accordance with the requirements of applicable law.

AND, BE IT FURTHER RESOLVED, that the Town Board finds that \$7,700 and the Additional Consideration are together fair and reasonable consideration for the Property.

AND, BE IT FURTHER RESOLVED, that the Town Board approves the sale of the Property to David and Andrea Hauer for \$7,700 and the Additional Consideration, upon the condition that David and Andrea Hauer subdivide the Property and file the Subdivision Map before the Property is conveyed.

AND, BE IT FURTHER RESOLVED, that a copy of Schedule "A" is on file with the Town Clerk.

AND, BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to execute any and all documents related to this sale.

AND, BE IT FURTHER RESOLVED, that the sale of said Property is subject to a permissive referendum which will be published in the local newspaper after its adoption.

This resolution shall take effect thirty (30) days after its adoption.