

TOWN OF DRYDEN

RESOLUTION # ___ OF 2023 AUTHORIZING THE ACQUISITION OF PROPERTY FOR THE PURPOSE OF PROVIDING RECREATIONAL OPPORTUNITIES TO THE PUBLIC FOR THE DRYDEN RAIL TRAIL PHASE 2 PROJECT

At a meeting of the Town Board of the Town of Dryden, held at Dryden Town Hall, 93 E. Main Street, Dryden, New York on the 20th day of July, 2023, the following resolution was offered and seconded:

WHEREAS, the Town has for several years engaged in a series of property and easement acquisitions in furtherance of the creation of a recreational trail (the “Trail”) for non-vehicular use by the public within an abandoned railroad property, and in order to provide safe passage over New York State Route 13, the Trail requires the construction of a bridge over said state route (altogether, the “Project”); and

WHEREAS, the Town has identified the need for an additional acquisition of property to construct said bridge, said property being fee title to a portion of property from 17 Hall Woods Road, LLC, known as 17 Hall Woods Road, Tax Map No. 52.00-01-4.32, and an easement from Cornell University for a portion of property without an address, Tax Map No. 53.00-01-16; and

WHEREAS, §247(3) of the General Municipal Law provides that the acquisition of interests or rights in real property, including by easement, for the preservation of open spaces is a public purpose and that such acquisition requires a public hearing subject to due notice; and

WHEREAS, by Resolution of the Town Board, a public hearing was scheduled on the acquisition for the furtherance of the recreational trail project, and notice of said public hearing was duly advertised in the official newspaper of the Town and posted on the Town Clerk’s signboard; and

WHEREAS, said public hearing was duly held on the 20th day of July, 2023 at 6:10 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed acquisition; and

WHEREAS, environmental review of the Project was completed on February 17, 2022, by Resolution #53 (2022) of the Town Board issuing a negative declaration;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Dryden does hereby accept the donation of a portion of property of 17 Hall Woods Road, Tax Map No. 52.00-01-4.32 from 17 Hall Woods Road, LLC and an easement from Cornell University for a portion of property without an address, Tax Map No. 53.00-01-16 as set forth hereinabove; and be it further

RESOLVED that the Town Supervisor, upon review and approval by the Attorney for the Town as to form, is hereby authorized to execute any and all documents necessary to accept said acquisitions of fee title and an easement for the Dryden Rail Trail Phase 2 project, PIN 395071.

CERTIFICATION

I, Bambi Avery, hereby certify that I am the Town Clerk of the Town of Dryden and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Dryden at a meeting held at Dryden Town Hall, 93 E. Main Street, Dryden, NY on the 20th day of July, 2023. Said resolution was adopted by the following roll call vote:

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|-----------------------------|-------|
| Supervisor Leifer | _____ |
| Deputy Supervisor Lamb | _____ |
| Councilmember Sparling | _____ |
| Councilmember Dravis | _____ |
| Councilmember Vargas-Mendez | _____ |

Dated: July 20, 2023

Town of Dryden Seal

Bambi Avery, Town Clerk