

STATE OF NEW YORK
DEPARTMENT OF STATE

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ALBANY, NY 12231-0001
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ANDREW M. CUOMO
GOVERNOR

ROSSANA ROSADO
SECRETARY OF STATE

June 30, 2021

Therese M Connolly
Clerk Saratoga County Board of Supervisors
40 McMaster Street
Ballston Spa NY 12020

RE: County of Saratoga, Local Law 4 2021, filed on June 25, 2021

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



**Department
of State**



County of **Saratoga**
Board of Supervisors

40 MCMASTER STREET
BALLSTON SPA, NEW YORK 12020

Phone: (518) 885-2240

Fax: (518) 884-4771

THEODORE T. KUSNIERZ, JR.
Chairman

THERESE M. CONNOLLY
Clerk

June 15, 2021

NYS Department of State
Division of Corporations, State Records
And Uniform Commercial Code
One Commerce Plaza
99 Washington Avenue
Albany, NY 12231-0001

To whom it may concern:

Enclosed please find Local Law No. 4 of 2021. **Please send confirmation of this filing to:**

Therese Connolly, Clerk of the Board
Saratoga County
40 McMaster Street
Ballston Spa, NY 12020

If there should be any questions, comments or concerns, please do not hesitate to contact me at 518-885-2240.
Thank you.

Sincerely,

THERESE M. CONNOLLY, CLERK
Saratoga County Board of Supervisors

/tc

Enc.

Local Law Filing

(Use this form to file a 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 City Town Village
(Select one.)

of SARATOGA

Local Law No. 4 of the year 2021

A local law A LOCAL LAW AUTHORIZING THE SALE OF PROPERTY OF THE COUNTY OF
(Insert Title)
SARATOGA TO SYNERGY PARK, LLC

Be it enacted by the BOARD OF SUPERVISORS of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of SARATOGA as follows:

(Please see attached)

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 2021 of the (County)(City)(Town)(Village) of Saratoga was duly passed by the Board of Supervisors on June 15 2021, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.~~
(Name of Legislative Body)
(Elective Chief Executive Officer)*

~~Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.~~

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.~~

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Therese H. Conolly

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: June 15, 2021

(Seal)

SCHEDULE A

INTRODUCTORY NO. 4 OF 2021

PRINT NO. 1

INTRODUCED BY: Supervisors Barrett, Lant, Lucia, O'Connor, Pemrick,
Raymond and Zlotnick

COUNTY OF SARATOGA LOCAL LAW No. [4] OF 2021

A LOCAL LAW AUTHORIZING THE SALE OF REAL PROPERTY OF THE COUNTY OF SARATOGA TO SYNERGY PARK, LLC

BE IT ENACTED by the Saratoga County Board of Supervisors as follows:

SECTION 1. TITLE

This Local Law shall be known as "A Local Law Authorizing the Sale of Real Property of the County of Saratoga to Synergy Park, LLC".

SECTION 2. LEGISLATIVE FINDINGS AND INTENT

- a. The County of Saratoga is the owner of real property located in the Town of Halfmoon which is known as the "Robert's Lane Bridge" which consists of a 30 foot clear-span aluminum arch bridge over the Dwaas Kill, and is also known as the "County Bridge 2202580-260" located on the former Town of Halfmoon roadway "Robert's Lane;"
- b. Pursuant to Highway Law §231, County ownership of Robert's Lane Bridge was formalized by Saratoga County Board of Supervisors Resolution 76-1999.
- c. Robert's Lane Bridge is situated on privately owned property and is entirely encompassed by property owned by Synergy Park, LLC.
- d. The Town of Halfmoon abandoned Robert's Lane by resolution in 2020.
- e. Synergy Park, LLC desires to purchase Robert's Lane Bridge which consists of a 30 foot clear-span aluminum arch bridge over the Dwaas Kill, and is also known as the "County Bridge 2202580-260" located on the former Town of Halfmoon roadway "Robert's Lane."
- f. The Commissioner of Public Works has determined that the Robert's Lane Bridge is no longer needed for any public use and does not serve any public interest.
- g. The Saratoga County Board of Supervisors hereby finds and determines that said Robert's Lane Bridge, which is more fully described in Section 3 below, is no longer needed for the County's public use.
- h. The Commissioner of Public Works has determined the fair market value of the Bridge to be of negative value (\$0.00) based on an assessment of liabilities and access restrictions.

- i. The Saratoga County Board of Supervisors hereby finds and determines that the agreed upon sale value of \$1000.00 is fair and adequate consideration for the sale and conveyance of the Robert's Lane Bridge.

SECTION 3. LEGAL DESCRIPTION OF PARCEL TO BE CONVEYED

The property to be conveyed by the County of Saratoga to Synergy Park, LLC is more particularly described as follows:

All that property situate in the Town of Halfmoon, Saratoga County, NY, described as follows:

“Robert's Lane Bridge which consists of a 30 foot clear-span aluminum arch bridge over the Dwaas Kill, and is also known as the “County Bridge 2202580-260” located on the former Town of Halfmoon roadway “Robert's Lane” located on property owned by Synergy Park, LLC depicted by Saratoga County tax map parcel #260.-1-49”

SECTION 4. AUTHORIZATION TO SELL AND CONVEY COUNTY REAL PROPERTY TO SYNERGY PARK, LLC

Notwithstanding the provisions of Section two hundred fifteen of the County Law, or any other law of the State of New York, the Saratoga County Board of Supervisors hereby authorizes the sale of the property of the County of Saratoga described in Section 3 of this Local Law to Synergy Park, LLC for the sum of \$1,000, and further hereby authorizes the Chairman of the Saratoga County Board of Supervisors to execute a contract, deed and any other required documents needed to convey a fee interest in said property to Synergy Park, LLC. Said contract, deed and related documents are to be subject to the approval of the County Attorney.

SECTION 5. PERMISSIVE REFERENDUM

This Local Law is subject to a permissive referendum as provided in Section 24 of the Municipal Home Rule Law.

SECTION 6. SEVERABILITY

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, or business shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its specific application.

SECTION 7. EFFECTIVE DATE

This Local Law shall take effect after it is filed as provided in Section 27 of the Municipal Home Rule Law.

6/15/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 187 - 2021

Introduced by Supervisors Barrett, Lant, Lucia, O'Connor, Pemrick, Raymond and Zlotnick

**ADOPTING A LOCAL LAW IDENTIFIED AS INTRODUCTORY
NO. 4 OF 2021, PRINT NO. 1, ENTITLED "A LOCAL LAW AUTHORIZING
THE SALE OF PROPERTY OF THE COUNTY OF SARATOGA TO
SYNERGY PARK, LLC"**

WHEREAS, Resolution 159-2021 introduced and presented a proposed Local Law identified as Introductory No. 4, Print No. 1 of 2021, entitled "A Local Law Authorizing the Sale of Property of The County of Saratoga to Synergy Park, LLC" to this Board of Supervisors and scheduled a public hearing thereon for June 15, 2021 at 3:45 PM in the Meeting Room of the Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, New York; and

WHEREAS, notice of the public hearing was duly published and posted as required by law; and

WHEREAS, the scheduled public hearing was held and all persons desiring to be heard submitted written comments by email or written correspondence to this Board; now, therefore, be it

RESOLVED, that this Board of Supervisors, on this 15th day of June, 2021, hereby adopts a Local Law identified as Introductory No. 4, Print No. 1 of 2021, entitled "A Local Law Authorizing the Sale of Property of The County of Saratoga to Synergy Park, LLC", as set forth in the annexed Schedule A.

BUDGET IMPACT STATEMENT: No budget impact.