

Warren County Board of Supervisors

RESOLUTION NO. 115 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS MAGOWAN, BRUNO, WILD, SHEPLER AND STROUGH

ENACTING LOCAL LAW NO. 3 OF 2021, ENTITLED “DISPENSING WITH THE REQUIREMENTS UNDER NEW YORK STATE GENERAL MUNICIPAL LAW SECTION 352 AND AUTHORIZING A LEASE OF AIRPORT REAL PROPERTY”

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law entitled "Dispensing with the Requirements under New York State General Municipal Law Section 352 and Authorizing a Lease of Airport Real Property"; and

WHEREAS, the Board of Supervisors adopted Resolution No. 110 of 2021 on April 1, 2021, authorizing a public hearing to be held by the Board of Supervisors on the 16th day of April 2021, at 10:00a.m., via Zoom on the matter of the Proposed Local Law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing to be heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 16th day of April 2021, does hereby enact and adopt Local Law No. 3 of 2021 as annexed hereto, and be it further

RESOLVED, that the Chair of the Board of Supervisors, Clerk of the Board of Supervisors, and County Attorney are hereby authorized to make such minor modifications to the Local Law as deemed necessary, and are authorized to execute, file and publish the Local Law and take all necessary actions for the promulgation thereof.

COUNTY OF WARREN

LOCAL LAW NO. 3 OF 2021 DISPENSING WITH THE REQUIREMENTS UNDER NEW YORK STATE GENERAL MUNICIPAL LAW SECTION 352 AND AUTHORIZING A LEASE OF AIRPORT REAL PROPERTY

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. Title. This Local Law shall be entitled “A Local Law Leasing Airport Real Property.”

SECTION 2. Purpose. The purpose of this law is to authorize Warren County, pursuant to the provisions of General Municipal Law Section 352 and County Law Section 215, to lease real property owned by Warren County and part of the Floyd Bennett Memorial Airport (hereinafter “Airport”) for purposes other than aviation and for purposes not required for or necessary to the efficient and successful operation of the Airport.

SECTION 3. Lease of Airport Property. The Board of Supervisors of the County of Warren, New York, shall have the power to lease property at the Airport to individuals, firms, or corporations, for any purpose including purposes unrelated to aviation, and purposes not required for or necessary to the efficient and successful operation of the Airport.

SECTION 4. Supersession. This Local Law shall supersede General Municipal Law Section 352 which limits the lease of airport property to aviation purposes and for purposes required for or necessary to the efficient and successful operation of the Airport.

SECTION 5. Referendum on Petition. This Local Law shall be subject to a referendum on petition as provided by Section 24 of the New York State Municipal Home Rule Law. This Local Law shall take effect forty-five (45) days after its adoption by the Board of Supervisors unless a petition, signed and authenticated by the required number of qualified electors, is filed with the Clerk of the Board of Supervisors as provided by said Section 24 of the Municipal Home Rule, requiring a referendum thereon,

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in which event this Local Law shall take effect upon its approval by the affirmative vote of the qualified electors of the County of Warren on a proposition for the approval of this Local Law.

SECTION 6. Severability. In the event that any provision of this Local Law shall be determined by a Court of Law to be illegal and/or unenforceable, this Local Law, to the extent the Courts have determined practical, shall continue in full force and effect as if the said illegal or unenforceable provisions were not contained a part thereof.