Public Works & Capital Projects

RESOLUTION NO. 2016193

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FROM PATRICK RUSSELL-WALSH f/k/a PATRICK WALSH-VERNETTI IN CONNECTION WITH THE REPLACEMENT OF BRIDGE C-19, CR 14 (HOLLOW ROAD) OVER LITTLE WAPPINGER CREEK, TOWN OF CLINTON (PIN 8755.91)

Legislators PULVER and SAGLIANO offer the following and move its adoption:

WHEREAS, the Department of Public Works has proposed the replacement of Bridge C-19, CR 14 (Hollow Road) over Little Wappinger Creek in the Town of Clinton, Dutchess County, which project (PIN #8755.91) includes the acquisition of portions of certain properties, and

WHEREAS, the Department of Public Works has determined that the improvement project (1) constitutes a Type II action pursuant to Article 8 of the Environmental Conservation Law and Part 617 of the NYCRR ("SEQRA"), and (2) will not have a significant effect on the environment, and

WHEREAS, the Department of Public Works has made a determination that in order to replace said bridge, it is necessary to acquire in fee a portion of property presently owned by Patrick Russell-Walsh f/k/a Patrick Walsh-Vernetti, and

WHEREAS, the acquisition in fee is a portion of parcel number 13400-6467-03-077325-0000, described as 12 Schoolhouse Road, in the Town of Clinton, Dutchess County, containing 678+/- square feet more or less as shown on Map No. 2, Parcel No. 5, a copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Fee Acquisition) for the necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the subject property be purchased for the sum of $700 plus up to $1,000 for related expenses, if any, and that the terms and conditions of the Agreement be carried forth, now, therefore, be it

RESOLVED, that the County Executive or his designee is authorized to execute the Agreement to Purchase Real Property (Fee Acquisition) in substantially the same form annexed hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owners of a deed to the aforementioned property, which shall include the terms and conditions of the Agreement to Purchase Real Property, and such other documents as may be necessary to convey free and clear

title to the County of Dutchess, that payment be made to the property owners in the sum of $700 plus up to $1,000 for related expenses, if required, for a Fee Acquisition in accordance with the Agreement to Purchase, that the County reimburse property owners for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-1020-16
CAB/kvh/R-0948-J
7/13/16
Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 8th day of August 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 8th day of August 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Fiscal Impact Statement

Resolution Request Number
1020

☐ No Fiscal Impact Projected

Total Current Year Cost
$1,700.00

Total Current Year Revenue and Source
$1,615.00

Source of County Funds (If OTHER is selected, please explain below.)
EXISTING APPROPRIATIONS

Explanation / Identify Line Item(s)
HO289.5120.3009 - 2000 Bridges (ISTEA/TEA21)

Amount and Nature of Related Expenses
$0.00

Anticipated Savings to County	Net County Cost for Current Year	Net County Cost Over Five Years
$0.00	$85.00	$0.00

Additional Comments / Explanation

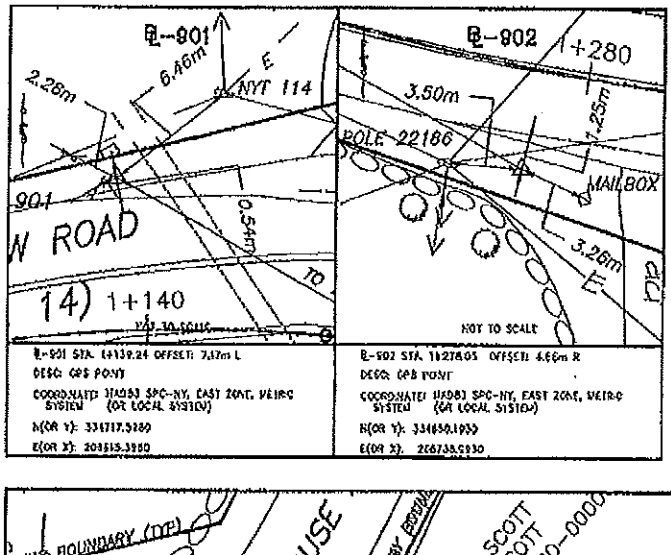
Prepared By	Date Submitted
Matthew Davis	7/12/2016

EXHIBIT A
COUNTY OF DUTCHESS
ACQUISITION MAP

CR 14 (HOLLOW ROAD) OVER THE LITTLE WAPPINGER CREEK (BIN 3342820) BRIDGE C-19

PIN 8755.01

MAP NO. 2
PARCEL NO. 5
SHEET 1 OF 2



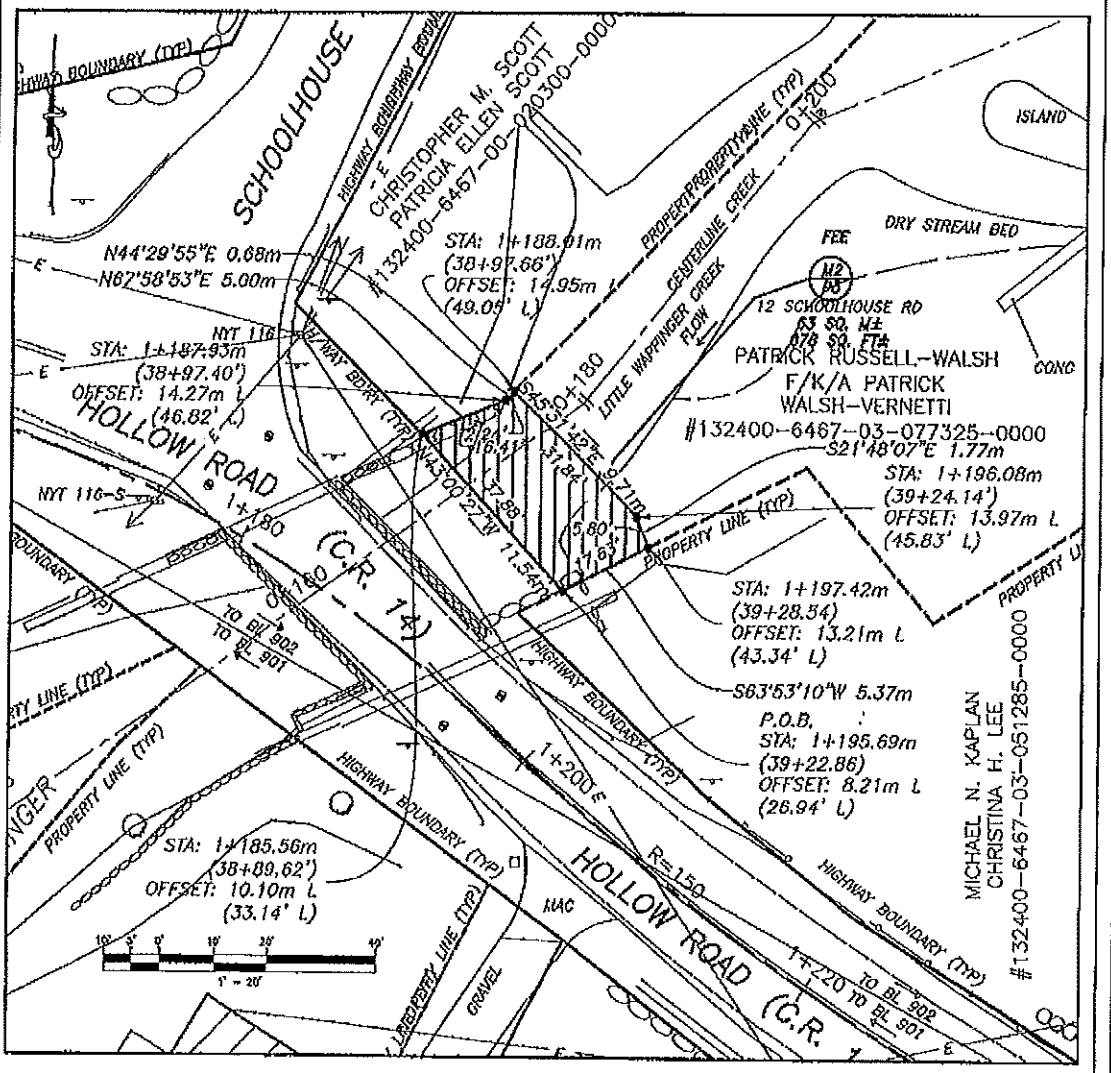
ACQUISITION DESCRIPTION:

Type: FEE
Portion of Real Property Tax
Parcel ID No. 132400-6467-03-077325-0000

Town of Clinton
County of Dutchess
State of New York

REPUTED OWNER(s):

Patrick Russell-Walsh F/K/A Patrick Walsh-Vernetti
12 Schoolhouse Road
Staatsburg, NY 12580
Document #: 02-2005-598



ORIGINAL OF THIS MAP (SHEETS 1 & 2) ARE ON FILE AT THE OFFICES OF THE DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS

MAP NUMBER 2
REVISED DATE 8/24/16
DATE PREPARED 8/20/16

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1020

EXHIBIT A
COUNTY OF DUTCHESS
ACQUISITION MAP

CR 14 (HOLLOW ROAD) OVER THE LITTLE WAPPINGER CREEK (BIN 3342820) BRIDGE C-19

PIN 8765.91

MAP NO. 2
PARCEL NO. 5
SHEET 2 OF 2

All that piece or parcel of property hereinafter designated as Map No. 2, Parcel No. 5, situate in the Town of Clinton, County of Dutchess, State of New York, as shown on the accompanying map and described as follows:

Beginning at a point on the northeasterly boundary of Hollow Road, aka County Route 14, said point being 8.21 meters (26.94 feet) left, measured at right angles, from STA 1+195.69 meters of the centerline of Re-constructed Hollow Road, aka County Route 14; thence along the easterly boundary of Hollow Road, aka County Route 14, N 43 degrees 00 minutes 27 seconds W 11.54 meters (37.88 feet) to a point 10.10 meters (33.14 feet) left, measured at right angles from STA 1+185.56 meters of the centerline of Re-constructed Hollow Road, aka County Route 14; thence along the southeasterly boundary of lands of Scott (reputed owners) the following two (2) courses and distances: (1) N 67 degrees 58 minutes 53 seconds E 5.00 meters (16.41 feet) left, measured at right angles from STA 1+187.93 meters of the centerline of Re-constructed Hollow Road, aka County Route 14; and (2) N 44 degrees 29 minutes 55 seconds E 0.68 meters (2.24 feet) to a point 14.95 meters (49.05 feet) left, measured at right angles from STA 1+188.01 meters of the centerline of Re-constructed Hollow Road, aka County Route 14; thence through the property of Walsh f/k/a Vernetti (reputed owners) the following two (2) courses and distances: (1) S 45 degrees 31 minutes 42 seconds E 9.71 meters (31.84 feet) to a point 13.97 meters (45.83 feet) left, measured at right angles from STA 1+196.08 meters of the centerline of Re-constructed Hollow Road, aka County Route 14; and (2) S 21 degrees 48 minutes 07 seconds E 1.77 meters (5.80 feet) to a point 13.21 meters (43.34 feet) left, measured at right angles from STA 1+197.42 meters of the centerline of Re-constructed Hollow Road, aka County Route 14; thence along the northwesterly boundary of lands Kaplan & Lee (reputed owners) S 63 degrees 53 minutes 10 seconds W 5.37 meters (17.63 feet) to the point and place of beginning; being 63 square meters (678 square feet) more or less of which 42 square meters (453 square feet) is under water.

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date July 13 2016

Noel H.S. Knille, AIA, ASLA
Commissioner of Public Works

Recommended by:

Date July 12 2016

Robert H. Bolkind, P.E.
Deputy Commissioner of Public Works

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.

Date: July 30, 2015

Terry Bergendorff Collins Land Surveyor
P.L.S. License No. 49691
Terry Bergendorff Collins Land Surveying
52 Starr Ridge Road
Brewster, NY 10509

MAP NUMBER 2
REVISED DATE 8/24/15
DATE PREPARED 6/20/15

FINAL CHECK BY
CHECKED BY
PREPARED BY

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