

**Resolution No: 55.17      LOT LINE ADJUSTMENT TO PETER E. SALA**

Introduced by Councilman Schmid, who moved its adoption, seconded by Councilman Levi:

WHEREAS, The Town of Inlet was approached by Peter E. Sala in October of 2016 with a request to square his property - Tax parcel 59.015-1-33, to the surrounding land marks; road, house and adjacent Town owed parcel; and

WHEREAS, a survey map of the proposed lot line adjustment prepared by Delta engineers, architects & land surveyors having been presented to Town of Inlet Planning & Town Board for review; and

WHEREAS, The Town of Inlet's Planning Board at their regularly scheduled April 26, 2017 meeting determined the request to be reasonable, and that the request in no way interfered with, or limited current or future uses. The town of Inlet Planning Board voted to approve the request and forwarded it on to the Inlet Town Board; and

WHEREAS, The Town of Inlet has submitted the proposed lot line adjustment for legal review in regards to the sale of public lands, and are following NY State guidelines for the sale of Town owned lands and have been advised by legal council that possible park lands held in the public trust are subject to parkland alienation. The Town of Inlet Planning & Town Boards have determined that the Road (Channel Rd.) that separates the park land (Arrowhead Park) and the residential lands that border the Channel between Fifth & Fourth Lakes provides a clear and permanent separation & demarcation of use, taking the practical application of alienation of Park Lands out of the picture; and

WHEREAS, on September 12, 2017, prior to adoption of this resolution, the Town Board held a public hearing regarding the proposed lot line extension, and the matter was fully discussed and all interested persons were heard; and

WHEREAS, the Town Assessor using the NYS Real Property data base and current assessment rates for land values has determined that an increase of 0.035 acres from 0.104 acres to a new total of 0.139 acres. Taking the assessed value of Tax parcel 59.015-1-33 from the current land value portion of \$28,000 to a value of \$33,300;

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Inlet hereby authorizes the lot line adjustment as proposed by Delta Engineers for Peter E. Sala pending the outcome of the permissive referendum process; and

IT IS FURTHER RESOLVED AND DETERMINED that the Town Board approves the purchase of 0.035 acres to be added by a lot line adjustment to Tax parcel 59.015-1-33, at a cost of \$5,300 by Peter E. Sala; and

IT IS FURTHER RESOLVED AND DETERMINED that this resolution is subject to permissive referendum as provided in Town Law Section 209-h, in the manner provided in Article VII of the Town Law.

ROLL CALL VOTE: Councilman Levi , AYE, Councilman Brownsell, AYE, Councilman Schmid, AYE,

Supervisor Frey, AYE

4 Ayes:

0 Noes:

DECLARED ADOPTED: September 12, 2017

Patricia Wittmeyer, Town Clerk