

County of Tioga

Local Law No. 2 of the Year 2004.

A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF THE YEAR 1997, AUTHORIZING THE SUBMISSION OF AN APPLICATION BY THE TIOGA COUNTY LEGISLATURE TO THE NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT FOR DESIGNATION OF AN AREA WITHIN TIOGA COUNTY AS AN ECONOMIC DEVELOPMENT ZONE, AS AMENDED BY LOCAL LAW NO. 2 OF THE YEAR 2001, AS AMENDED BY LOCAL LAW NO. 7 OF THE YEAR 2001, AS AMENDED BY LOCAL LAW NO. 1 OF THE YEAR 2003 AND AS AMENDED BY LOCAL LAW NO. 2 OF THE YEAR 2003.

Be it Enacted by the Legislature of the County of Tioga as follows:

PREAMBLE:

It is the public policy of the State of New York to offer incentives through the creation of empire zones that will promote the development of new business and the expansion of existing business within economically impoverished areas, and to do so without inducing the relocation of business investment from other areas of the State. It is also the public policy of the State of New York to achieve its goals through the mutual cooperation of all levels of State and local governments and the business community. To this end, it is the intent of this Local Law to authorize the Chair of the Tioga County Legislature to submit a boundary amendment of the Tioga County Empire Zone pursuant to General Municipal Law Section 969.

SECTION 1:

- a. By Local Law No. 4 of the Year 1997 this Legislature authorized the designation of an Economic Development Zone relative to certain lands in Tioga County; and**
- b. By Local Law No. 2 of the Year 2001, Local Law No. 4 of the Year 1997 was amended to expand the approved Economic Development Zone; and**
- c. By Local Law No. 7 of the Year 2001, Local Law No. 4 of the Year 1997 was amended to expand the approved Economic Development Zone; and**

- d. By Local Law No. 1 of the Year 2003, Local Law No. 4 of the Year 1997 was amended to expand the approved Economic Development Zone; and
- e. By Local Law No. 2 of the Year 2003, Local Law No. 4 of the Year 1997 was amended to expand the approved Economic Development Zone; and
- f. This Legislature desires by this Local Law to authorize an application to revise the Economic Development Zone, now called an Empire Zone, to include additional acres throughout Tioga County
- g. This Legislature hereby requests the Commissioner of the New York State Department of Economic Development to revise the boundaries of the Empire Zone in accordance with this Local Law.

SECTION 2:

The Chair of the Tioga County Legislature be and hereby is authorized and directed to submit a boundary amendment to the New York State Department of Economic Development for amendment of an area within Tioga County, as described in Section 3 herein, as the Tioga County Empire Zone.

SECTION 3:

The boundaries of the Tioga County Empire Zone set forth in Local Law No. 4 of the year 1997 as amended by Local Law No. 2 of the Year 2001, as amended by Local Law No. 7 of the Year 2001, as amended by Local Law No. 1 of the Year 2003 and as amended by Local Law No. 2 of the Year 2003 are hereby amended to include the following described premises:

BOUNDARY LINE DESCRIPTION FOR ZONE AREA

PARCEL #11

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Owego, County of Tioga bounded and described as follows: Commencing at the southwest corner of tax map parcel number 129.07-1-2;

Thence along the western, northern, and eastern property lines of that parcel continuing to the southerly line of Taylor Road;

Thence easterly along the southerly boundary line of Taylor Road and along the southerly boundary line of Bodle Hill Road to a point and said point being at the intersection of the southerly boundary line of Bodle Hill Road with an extension of the westerly boundary line of Lincolnshire Blvd.;

Thence southerly in a straight line through the lands of the tax map parcel number 129-2-1.2 to a point and said point being the northwest corner of the tax map parcel 129.12-1-7;

Thence southerly along that parcel's westerly line to a point and said point being the intersection of the westerly boundary line of 129.12-1-7 with the extension of the centerline of a private road known as Lower Tower View Drive;

Thence on a westerly direction along the extension of the centerline of Lower Tower View Drive to its intersection with the centerline of a private road known as Lakeview Parkway;

Thence in a southerly direction along the centerline of Lakeview Parkway to its intersection with the northerly line of NYS Route 17C and said point also being on the southerly line of parcel 129.00-2-1.2;

Thence in a westerly direction along the southerly line of 129.00-2-1.2 and 129.00-2-1.1 to the southwest corner of lot 129.00-2-1.1;

Thence in a northerly direction along the westerly line of 129.00-2-1.1 to a point and said point being the southeast corner of tax map parcel 129.07-1-15;

Thence along the southerly boundary line of parcel number 129.07-1-15 to its southwest corner;

Thence in a westerly direction through the lands of tax map parcel number 129.11-1-28.1 and said line being along an extension of the southerly boundary line of 129.07-1-15 to a point and said point being along the westerly boundary line of parcel number 129.11-1-28.1;

Thence northerly along that westerly property line to the southwest corner of parcel number 129.07-1-13;

Thence easterly along the northerly property line of parcel number 129.11-1-28.1 to the northwest corner of parcel number 129.07-1-16.20 and said point being along the southerly boundary line of Taylor Road;

Thence crossing Taylor Road in a northeasterly direction to the point or place of beginning.

Excepting therefrom all lands constituting public roads, rights of way and streets.

SECTION 4:

Except as amended in Section 3 herein, Local Law 4 of the Year 1997, as amended by Local Law No. 2 of the Year 2001, as amended by Local Law No. 7 of the year 2001, as amended by Local Law No. 1 of the Year 2003 and as amended by Local Law No. 2 of the Year 2003 shall in all other respects remain in full force and effect.

SECTION 5:

This Local Law shall take effect upon filing in the Office of the Secretary of State in accordance with the requirements of Section 27 of the Municipal Home Rule Law.

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 of 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.

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

(Seal)

Date: May 11, 2004

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

State of New York

County of Tioga

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature
David M. Dutko
Title County Attorney
County of Tioga
City
Town
Village

Date: May 11, 2004