

LOCAL LAW NO. 7-1975
CHAUTAUQUA COUNTY

A Local Law Authorizing the Lease or Sale of County Real Property without Public
Advertisement

BE IT ENACTED, by the County Legislature of the County of Chautauqua, New York as follows:

SECTION 1. INTENT

It is the intent of this Local Law to permit the County of Chautauqua to lease or sell County real property at private sale without the public advertisement required by County Law, Section 215, Subdivision 6.

SECTION 2. AUTHORIZATION

Notwithstanding the requirements of County Law, Section 215, Subdivision 6, the County of Chautauqua is hereby authorized to lease or sell County real property not needed for County purposes at private sale without public advertisement.

SECTION 3. EXCEPTIONS

The sale of real property acquired by Chautauqua County by virtue of tax sale or other delinquent tax enforcement proceedings shall not be controlled by this Local Law.

SECTION 4. DETERMINATION OF NO PUBLIC USE

A. No lease of County real property shall be made unless the County Legislature shall determine by majority vote that said real property is not required for public use.

B. No sale of all the right, title and interest of the County in and to County real property shall be made unless the County Legislature shall determine that such County real property is no longer necessary for public use and such sale is approved by resolution adopted by the affirmative vote of two-thirds of the total membership of the County Legislature taken by roll call vote and entered in the minutes of the County Legislature.

SECTION 5. EFFECTIVE DATE

This Local Law which is subject to a permissive referendum pursuant to the provisions of Municipal Home Rule Law Section 24 shall take effect 45 days after adoption except that in the event it shall become subject to referendum on petition it shall take effect upon approval by the affirmative vote of a majority of the qualified electors voting on the proposition for its approval.

Approved by County Legislature: 9/12/75 R/C Vote 23 Yes; 2 Absent

Approved by County Executive: 9/29/75

Subject to Permissive Referendum – Effective 11/13/75

Adopted as LL 7-75