

148-22-053 MOTION BY by Councilor Lesniak and was seconded by Councilor Van Der Water:

WHEREAS, Brolex Properties, LLC, (hereinafter “Developer”) has executed, pursuant to Highway Law Section 171, a “Dedication of Land and Release of Damages” form proposing to dedicate to the Town of Van Buren (hereinafter “Town”) certain parcels of land for street or highway purposes and releasing the Town from all damages by reason of the laying out and opening of said streets or highways, said parcels of land being described in Schedule “A”; and

WHEREAS, said Developer has also executed and delivered to the Town a warranty deed dated October 18, 2022, conveying said parcels of land to the Town; and

WHEREAS, the Developer provided to the Town easements for drainage and utility purposes as required by the approved plan, together with title insurance in an amount acceptable to the Town Board; and

WHEREAS, the Highway Superintendent of the Town has made, executed, and delivered to the Town Board an order laying out such streets or highways; and

WHEREAS, the Town Board has reviewed and considered all of the aforementioned documents and have found them to be in proper order and the Town Board having further found that it is in the public interest to accept dedication of said streets or highways.

NOW, THEREFORE, it is

RESOLVED, that the Town Board, on the behalf of the Town, does hereby consent to the order of the Highway Superintendent laying out the said streets or highways and does hereby accept the dedication of the said streets or highways as set forth in Schedule “A”; and it is further

RESOLVED, subject to the review and approval of legal counsel for the Town, the Town Supervisor be and hereby is authorized to execute any and all documents necessary to accept and record the aforesaid warranty deed and easements; and it is further

RESOLVED, that the Town Clerk be and hereby is authorized and directed to file and record in her office the aforementioned “Dedication of Land and Release of Damages” dated October 19, 2022, and executed by Brolex Properties, LLC, the written consent of the Town Board and the order of the Highway Superintendent laying out said streets or highways; and it is further

RESOLVED, that this resolution and the actions authorized are expressly conditioned upon submission by the Developer, to the Town, of security in a form and amount satisfactory to counsel for the Town and the Town Engineer.

Mrs. Sullivan – Yes, Mr. Hulchanski – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mr. Hulchanski thanked the Board members for all their work on the budget.

Mrs. Van Der Water said she attended the Canton Woods Board of Directors meeting and sent the Board members an update.