

**NOTICE OF ADOPTION OF RESOLUTION  
SUBJECT TO PERMISSIVE REFERENDUM**

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Moreau, County of Saratoga, State of New York, at a regular meeting thereof held on the 13<sup>th</sup> day of June, 2023, duly adopted a resolution, subject to a Permissive Referendum, an abstract of which is as follows: The purpose of the resolution (the full text of which is set out below) is to authorize the sale, transfer and conveyance of certain lands currently owned by the Town. The effect of the resolution will be that the lands so affected (which is defined in the resolution as the "Subject Property"), will be sold, transferred and conveyed in one or more transactions by the Town to Scott T. Earl or Assigns for the purchase price of Seven Hundred Twenty-Five Thousand and NO/100 Dollars (\$725,000.00) upon the terms and conditions contained in a certain Contract for Purchase and Sale of Real Estate.

**RESOLUTION AUTHORIZING THE SALE OF LAND OWNED  
BY THE TOWN OF MOREAU**

At a regular meeting of the Town Board of the Town of Moreau, Saratoga County, New York held at the Town Municipal Complex, 351 Reynolds Road, Moreau, New York 12828 on the 13<sup>th</sup> day of June 2023, at 7:00 PM there were:

PRESENT:	Councilmember Donohue	X
	Councilmember Noonan	X
	Councilmember Stewart	X
	Councilmember Van Tassel	X
	Supervisor Kusnierz	X

Town Councilmember VanTassel offered the following Resolution and moved its adoption:

WHEREAS, the Town of Moreau owns real property known as 37-41 Farnan Road, 1-5 Electric Drive, and 7-9 Electric Drive (tax map parcel numbers 50.-4-18, 50.-4-17, and 50.-4-21, respectively) ("Subject Property") located within the Moreau Industrial Park in the Town of Moreau, which combined comprise a total of approximately 10.65+/- acres, and

WHEREAS, the Town has determined that the Subject Property identified is not required for use by the Town and is excess property; and

WHEREAS, the Town has further determined that the Subject Property should be sold to Scott T. Earl or Assigns for the purchase price of Seven Hundred Twenty-Five Thousand and NO/100 Dollars (\$725,000.00); and

WHEREAS, the Subject Property has minimal use or value to the Town; and

WHEREAS, the proposed sale of the Subject Property is an Unlisted Action under the New York State Environmental Quality Review Act ("SEQRA"), that the Town Board is the Lead Agency, and that said sale, transfer, or conveyance will not have a negative impact on the environment; and

WHEREAS, the Town has complied with all applicable requirements, made all required determinations under and pursuant to SEQRA, and the regulations promulgated thereunder, including, without limitation, the proposed sale, transfer and conveyance of the Subject Property;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby determines that the following plots and parcels of land now owned by the Town are no longer required for us by the Town: Section 50 Block 4 Lot 18 (37-41 Farnan Road); Section 50 Block 4 Lot 17 (1-5 Electric Drive); Section 50 Block 4 Lot 21(7-9 Electric Drive), comprising three lots of land in the Moreau Industrial Park and comprising approximately 10.65+/- acres; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that the proposed sale is an Unlisted Action under the New York State Environmental Quality Review Act ("SEQRA"), that the Town Board is the Lead Agency, and that said sale, transfer, or conveyance will not have a negative impact on the environment; and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the sale by the Town of all of the Town's right, title and interest in and to the Subject Property to Scott T. Earl or Assigns for the purchase price of Seven Hundred Twenty-Five Thousand and NO/100 Dollars (\$725,000.00) upon the terms and conditions contained in a certain Contract for Purchase and Sale of Real Estate; and

BE IT FURTHER RESOLVED, that this resolution is subject to permissive referendum as provided in Town Law §§64(2), 90 and 91 of the State of New York and that the Town Clerk is directed to publish and post the notice of adoption of this Resolution in accordance with Article 7 of the Town Law within ten (10) days, and

BE IT FURTHER RESOLVED, that upon the expiration of the permissive referendum period, the Supervisor is hereby authorized to execute the Contract for Purchase and Sale of Real Estate and such other relevant documents subject to review and approval of the attorney for the Town as to form and content.

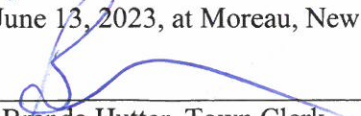
MOTION: Councilmember VanTassel

SECOND: Councilmember Stewart

Roll Call:

Councilmember Donohue	Nay
Councilmember Noonan	Aye
Councilmember Stewart	Aye
Councilmember Van Tassel	Aye
Supervisor Kusnierz	Aye

I hereby certify that this Resolution was duly adopted by the Town Board of the Town of Moreau at a Meeting of the Town Board conducted on Tuesday, June 13, 2023, at Moreau, New York.

By:   
Brenda Hutter, Town Clerk  
Town of Moreau