

RESOLUTION NO. 149

**AUTHORIZING THE ACQUISITION BY RIGHT OF EMINENT DOMAIN OF
A PARCEL OF REAL PROPERTY ON TROY-SCHENECTADY ROAD
REGARDING AERONAUTICAL SAFETY REGULATIONS**

Introduced: 4/9/07

By Mass Transit Committee:

WHEREAS, The Albany County Airport Authority has requested legislative authorization to acquire by right of eminent domain a parcel of real property at 1036-1038 Troy-Schenectady Road in the Town of Colonie which the Federal Aviation Administration requires be cleared of structures in connection with the extension of Runway 19, and

WHEREAS, The property, known as Parcel No. 18.00-2-25, contains approximately 1.08 acres and is owned by Bet-Lou, Inc. and occupied by the Lou Simon Liquor Store and the former Bacca's Deli, and

WHEREAS, In accordance with the requirements of the Eminent Domain Procedure Law, the Authority held a public hearing on February 5, 2007, and has determined that the acquisition of the property is necessary to assure aeronautical safety for aircraft arrivals and departures and the protection of persons and property on the ground, and

WHEREAS, At said public hearing the Authority's representatives outlined the purpose, proposed location of the project and presented other information pertinent to the project including maps and a description of the property to be acquired for the project, and

WHEREAS, The Albany County Airport Authority prepared a proposed Determination and Findings concerning the project setting forth the public use, benefit or purpose to be served by the proposed public project, the approximate location and the reasons for the selection of that location, and the general effect of the proposed project on the environment of the area and nearby residents, now, therefore be it

RESOLVED, That the Albany County Legislature has considered the proposed Determination and Findings of the Albany County Airport Authority relevant to the extension of Runway 19, and approves the Authority's acquisition of the said property by right of eminent domain, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by voice vote. 4/9/07