

RESOLUTION NO. 410

AUTHORIZING AN EXCHANGE OF REAL PROPERTY TO COMPLY WITH FAA RUNWAY SAFETY REGULATIONS AT THE AIRPORT

Introduced: 10/9/07

By Mass Transit Committee:

WHEREAS, The Chief Executive Officer of the Albany County Airport Authority requested authorization for an exchange of land with a private property owner to meet Federal Aviation Administration runway safety regulations, and

WHEREAS, The exchange would involve a .6-acre parcel at 1043 Troy Schenectady Road, Town of Colonie, owned by Jennifer A. Neil of Doug Neil Insurance Agency, which lies within the Airport's Runway Protection Zone, and a 1.1-acre property at 1061 Troy Schenectady Road outside the RPZ which the Authority purchased in 1999 with FAA noise funding, and

WHEREAS, The CEO indicated the Authority will retain an avigation easement, or air rights, over 1061 Troy Schenectady Road and will restrict development of the rear .5-acre portion of the parcel through a permanent conservation easement, while Ms. Neil will have full use of the front .6-acre portion of the parcel to reestablish the insurance agency and receive reimbursement from the FAA for relocation costs, and

WHEREAS, The CEO indicated that exchange of property purchased with FAA noise funding is within federal guidelines and that the FAA has given advance approval of the transaction, and

WHEREAS, FAA regulations require the Airport to control land within the Runway Protection Zone to allow it to maintain open field conditions for the safety of air travelers and the public on the ground, now, therefore be it

RESOLVED, That the Albany County Legislature authorizes the exchange of the aforementioned properties between Jennifer A. Neil (Doug Neil Insurance Agency) and the Albany County Airport Authority, as described in papers and maps filed with the Clerk of the Legislature, and, be it further

RESOLVED, That the County Executive is authorized to execute any necessary documents to amend the lease agreement with the Airport Authority to reflect the exchanged property, and, be it further

RESOLVED, That the County Attorney is authorized to approve said real property exchange and amendment to the lease agreement as to form and content, 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 unanimous vote. 10/9/07