

RESOLUTION NO. 226

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

Introduced: 6/9/08

By Mass Transit Committee:

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

WHEREAS, The exchange would involve a 7.8-acre parcel along Buhrmaster Road, Town of Colonie, owned by Paul and Nancy Russell, which lies within the Airport's Runway Protection Zone (RPZ), and 9.5 acres, also along Buhrmaster Road, consisting of 8.4 acres previously known as 30 Buhrmaster Road which the Authority purchased from the Latham Water District and a contiguous 1.1-acre site the Authority acquired separately with FAA funds to provide protection for the runway system, and

WHEREAS, The CEO indicated the transfer is necessary to carry out the conditions of an agreement to relocate the Russells' home, barn and sheds from the expanded RPZ at the north end of the Authority's latest runway extension and to permit the Authority to construct an FAA-required flashing beacon pole light at the north end of the runway approach zone, and

WHEREAS, The CEO further indicated the transfer will result in a final release of all claims by the Russells, and that the Authority views the exchange as an equal swap since the larger acreage transferred to the Russells contains some wetlands and protected areas and the Authority retains an avigation easement over the Russells' property to protect the runway systems, now, therefore be it

RESOLVED, That the Albany County Legislature authorizes the exchange of the aforementioned properties between Paul and Nancy Russell and the Albany County Airport Authority, 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. 6/9/08