

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~
City of PLATTSBURGH
~~Town~~
~~Village~~

Local Law No. 7 of the year 2002.

A local law DESIGNATING SUB ZONES SIX, SEVEN, AND EIGHT OF THE CITY OF PLATTSBURGH
(Insert Title)

EMPIRE ZONE

Be it enacted by the COMMON COUNCIL of the
(Name of Legislative Body)

~~County~~
City of PLATTSBURGH as follows:
~~Town~~
~~Village~~

1. Findings: The Common Council finds as follows:
 - a. the City of Plattsburgh must depend on its ability to attract and retain business establishments and industry in order to promote economic growth and expand employment opportunities; and
 - b. the City of Plattsburgh submitted an application to the New York State Department of Economic Development on or about January 1988 to be considered for designation of a portion of the City as an Economic Development Zone, under the provisions of New York General Municipal Law, Article 18-B, and the application was subsequently approved, officially designating the Plattsburgh Economic Zone on June 22, 1988; and
 - c. the Zone is administered by a Zone board (EZAB) consisting of at least seven members appointed by the Mayor. Said board membership shall include, when feasible, members with experience in banking, real estate development, economic development, local industry, education, job training and human resource activities and a representative of the Town of Plattsburgh; and
 - d. the original boundary line delineating that portion of the City as an Economic Development Zone was formed as a result of specific demographic and physical conditions that exist in the portion of the City and as further stipulated as a prerequisite of one designation in Article 18-B, Section 958. Said boundary line was also formed by following the boundary liens of existing government census tracts, artificial and natural barriers, where possible; and

(If additional space is needed, attach pages the same size as this sheet, and number each.)

- e. the original Zone boundary line was approved by the New York State Department of Economic Development, effective October 31, 1990, and amended on January 25, 1994, November 17, 1997 and December 17, 2001 to include Sub-zones 1, 2, 3, 4 and 5; and
- f. subsequent to approval of the Zone (now Empire Zone) by the State, it was determined that numerous eligible parcels having demographic and physical conditions similar to those within the Zone also represent significant development opportunities by virtue of their character or location, and it is now necessary and desirable to include these parcels as part of the Plattsburgh Empire Zone in order to maximize the potential impact upon the local economy; and
- g. the Empire Zone Program limits the size of a Zone to no more than 1280 acres or 2 sq. mi.; and an Empire Zone shall consist in whole or part eligible census tracts from the 1990 census and areas contiguous to an eligible census tract in order to develop an Empire Zone area that is eligible for approval under said program; and
- h. the Zone is proposed to be revised to include one additional sub-zone in the City of Plattsburgh and two additional Sub-zones in the Town of Plattsburgh based on their potential for future development, and their eligibility based on State guidelines for the Empire Zone program.

2. Establishment of Sub-zones Six, Seven and Eight. There is hereby established three Sub-zones, designated as Sub-zone Six, Sub-zone Seven and Sub-zone Eight, which are described as follows:

Sub-zone 6

Beginning at an iron pipe found at the intersection of the southerly bounds of New Street and the westerly bounds of White Street; Thence N 79° 20' 35" W, along the southerly bounds of New Street, 278.04 feet to an iron pipe found, which point is the northeast corner of lands of Karson W. and Patricia J. LaPage, Vol. 753, Page 295; Thence S 11° 36' 35" W, along the easterly bounds of said LaPage, 33.01 feet to an iron pipe found, which point is the southeast corner of said LaPage and the northeast corner of Lands of John S. Seiden and Judith a. Baer, Vol. 942, Page 280; Thence S 04° 20' 38" W, along the easterly bounds of said Seiden and Baer, 51.17 feet to an iron pin set; Thence S 17° 25' 22" W and continuing along the easterly bounds of said Seiden and Baer, Vol. 942, Page 273, and along a wire fence, 176.57 feet to an iron pin set, which point is the southeast corner of said Seiden and Baer and is also the northeast corner of George E. Rabideau and Esther M. Favro, Deed Instrument #101560: Thence S 17° 42' 32" W, along the easterly bounds of said Rabideau and Favro and along a wire fence, 72.16 feet to an iron pin set which point is a point in the northerly bounds of Clinton County Realty, Inc., Vol. 741, Page 41; Thence S 74° 07' 10" E, along the northerly bounds of said Clinton County Realty Inc. and along a wire fence, 203.86 feet to a point; Thence N 71° 21' 20" e, 26.19 feet to a point, said point being the northeast corner of said Clinton County Realty Inc., Thence S 07° 56' 07" W, along the easterly bounds of said Clinton County Realty Inc. and partially along a wire fence, 154.08 feet to a point, which point is

the northwest corner of Richard Guibord, Peter B. Guibord and Barrie W. Guibord (Guibord Associates) Liber 611, Page 405; Thence S 67° 24' 14" E, along the northerly bounds of said Guibord Associates and along the northerly bounds of a parcel owned by Plattsburgh Foundry & Machine Co., Vol. 551, Page 1032, Parcel II, 108.65 feet to an iron pin set in the westerly bounds of White Street, said point being the northeast corner of said Plattsburgh Foundry & Machine Co., Thence N 06° 37' 04" E, along the westerly bounds of White Street, 514.24 feet to the point or place of beginning and containing 2.70 acres.

Beginning at an iron pin set in the easterly bounds of White Street at the southwest corner of lands of Gerald A. Curtin, Book 861, Page 241; Thence S 06° 28' 46" W, along the easterly bounds of White Street, 463.14 feet to an iron pin set at the intersection of the easterly bounds of White Street and the northerly bounds of George Street; Thence N 88° 44' 42" E, along the northerly bounds of George Street, 50.67 feet to an iron pin, said point being the southwest corner of Rudolph and Geraldine Messick, Vol. 319, Page 195; Thence N 04° 50' 59" E, along the westerly bounds of said Messick, 122.89 feet to an iron pipe found, said point being the northwest corner of said Messick; Thence S 83° 35' 48" E, along the northerly bounds of said Messick, 53.11 feet to a point; Thence S 89° 14' 48" E, and continuing along the northerly bounds of said Messick and along the northerly bounds of Ronald L. Duquette, Vol. 676, Page 261, 187.01 feet to an iron pin set in the westerly bounds of Walworth Street; Thence N 02° 40' 48" W, along the westerly bounds of Walworth Street, 149.00 feet to a point; Thence N 27° 18' 55" E and continuing along the westerly bounds of Walworth Street, 136.22 feet to a point; Thence N 00° 50' 51" W and continuing along the westerly bounds of Walworth Street, 42.38 feet to an iron pin found at the southeast corner of lands of Harry J. Payea Jr. and George M. Barnett, Liber 600, Page 155; Thence N 83° 50' 17" W, along the southerly bounds of said Payea and Barnett, 205.24 feet to a pin set at the southwest corner of said Payea and Barnett, which point is also the southeast corner of aforesaid Curtin; Thence N 83° 50' 17" W, along the southerly bounds of said Curtin, 100.00 feet to the point or place of beginning and containing 2.28 acres.

Sub-zone 7

Beginning at a concrete monument in the easterly bounds of New York State Route 22, which point is the northwest corner of the parcel herein described and is also the southwest corner of lands reputedly owned by the People of the State of New York, Department of Correction; Thence S 11° 56' 35" W, along the easterly bounds of said Route 22, and along the westerly bounds of the parcel herein described, 397.66 feet to a concrete monument; Thence S 12° 32' 15" E, and continuing along the easterly bounds of said Route 22, and along the westerly bounds of the parcel herein described, 770.15 feet to a concrete monument, said point marking the northwest corner of Lot 3 in the Finley Subdivision 1994; Thence S 12° 10' 57" E, and continuing along the easterly bounds of said Route 22, and continuing along the westerly bounds of the parcel herein described and along the westerly bounds of Lot 3 and Lot 2 in the Finley Subdivision 1994, 452.48 feet to an iron pin found, said point marking the southwest corner of the parcel herein described and is also the southwest corner of Lot 2 in the Finley Subdivision 1994 and the northwest corner of Lot 1 in the Finley Subdivision 1994; Thence N 80° 22' 54" E, along the southerly bounds of the parcel herein described and

along the southerly bounds of Lot 2 in the Finley Subdivision 1994 and along the northerly bounds of Lot 1 in the Finley Subdivision 1994, 169.60 feet to an iron pin, said point being the southeast corner of the parcel herein described and is also the southeast corner of Lot 2 in the Finley Subdivision 1994 and the northeast corner of Lot 1 in the Finley Subdivision 1994 and is also a point in the westerly bounds of lands of the United States of America; Thence N 05° 16' 49" W, along the easterly bounds of the parcel herein described, and along the westerly bounds of land of the United States of America, and along the easterly bounds of aforesaid Lots 2 and 3 in the Finley Subdivision 1994, 1,526.25 feet to a iron pin found at the southeast corner of aforesaid Department of Correction, said point being the northeast corner of the parcel herein describe; Thence N 80° 24' 15" W, along the northerly bounds of the parcel herein described and along the southerly bounds of said Department of Correction, 210.08 feet to the point or place of beginning and containing 8.93 acres, more or less.

Sub-zone 8

Beginning at an iron pin set in the northeasterly bounds of Old Military Turnpike, which point is a northwest corner of the parcel herein described, and is also a northwest corner of Parcel 2A in the Cedar Knoll Log Homes, Inc. and Ronald & Alice Marx Subdivision 2002, and is also the southwest corner of lands, now or formerly, of E. Young's Express, Inc. (Deed Instrument #113373); Thence N 34° 44' 01" E, along the northwesterly bounds of the parcel herein described, and along the northwesterly bounds of said Parcel 2A, and along the southeasterly bounds of said E. Young's Express, Inc., 127.63 feet to a point; Thence N 40° 40' 49" E, and continuing along the northwesterly bounds of the parcel herein described, and along the northwesterly bounds of said Parcel 2A, and along the southeasterly bounds of the aforesaid E. Young's Express, Inc., 290.34 feet to an iron pin set at a northwest corner of the parcel herein described, which point is also the northwest corner of said Parcel 2A, and is also the northeast corner of aforesaid E. Young's Express, Inc., and is a point on the southerly bounds of lands, now or formerly, of Salerno Plastic Corp. (Book 926, Page 186; Thence S 80° 38' 14" E, along the northerly bounds of the parcel herein described, and along the northerly bounds of said Parcel 2A, and along the southerly bounds of said Salerno Plastic Corp., 71.50 feet to a point, said point being the northeast corner of said Parcel 2A, and is also the northwest corner of Parcel 1A in the Cedar Knoll Log Homes, Inc. and Ronald & Alice Marx Subdivision 2002; Thence S 81° 45' 28" E, and continuing along the northerly bounds of the parcel herein described, and along the northerly bounds of said Lot 1A; and continuing along the southerly bounds of aforesaid Salerno Plastic Corp., and along the southerly bounds of lands, now or formerly, of Clinton County Industrial Development Corp. (Book 612, Page 944), 441.32 feet to an iron pin set at the northeast corner of the parcel herein described, which point is the northeast corner of said Parcel 1A, and is also the northwest corner of lands, now or formerly, of Big Hank Plaza, Inc. (Book 613, Page 1066); Thence S 07° 45' 40" W, along the easterly bounds of the parcel herein described, and along the easterly bounds of said Parcel 1A, and along the westerly bounds of said Big Hank Plaza, Inc., 510.49 feet to a point, which point is the southeast corner of Parcel 1A, and which point is the northeast corner of Parcel 1B in the Cedar Knoll Log Homes, Inc. and Ronald & Alice Marx Subdivision 2002; Thence S 07° 45' 40" W, along the easterly bounds of the parcel herein described, and continuing along the westerly bounds

of said Big Hank Plaza, Inc., and along the easterly bounds of said Parcel 1B, 50.00 feet to a point; Thence N 83° 43' 21" W, and continuing along the easterly bounds of the parcel herein described, and continuing along the westerly bounds of said Big Hank Plaza, Inc., and continuing along the easterly bounds of said Parcel 1B, 41.51 feet to a point; Thence S 08° 31' 30" W, and continuing along the easterly bounds of the parcel herein described, and continuing along the westerly bounds of said Big Hank Plaza, Inc., and continuing along the easterly bounds of said Parcel 1B, 75.01 feet to a point, said point being the southeast corner of the parcel herein described, and is also the southeast corner of said Lot 1B, and is also the northeast corner of lands of J.C.E.O. of Plattsburgh (Book 829, Page 1 and Book 963, Page 313); Thence N 82° 20' 32" W, along the southerly bounds of the parcel herein described, and along the southerly bounds of said Parcel 1B, and along the northerly bounds of said J.C.E.O., 173.50 feet to an iron pipe found; Thence S 61° 21' 12" W, and continuing along the southerly bounds of the parcel herein described, and continuing along the southerly bounds of said Parcel 1B, and continuing along the northerly bounds of said J.C.E.O., 134.14 feet to a point, said point being the northwest corner of said J.C.E.O., and is also the northeast corner of Parcel 1C in the Cedar Knoll Log Homes, Inc. and Ronald & Alice Marx Subdivision 2002; Thence S 84° 21' 50" W, and continuing along the southerly bounds of the parcel herein described, and continuing along the southerly bounds of said Lot 1B, and along the northerly bounds of said Parcel 1C; 120.64 feet to a point in the northeasterly bounds of the aforesaid Old Military Turnpike, said point being the southwest corner of the parcel herein described, and is also the southwest corner of said Parcel 1B, and is also the northwest corner of said Parcel 1C, and is also the southerly terminus of Parcel 2B in the Cedar Knoll Log Homes, Inc. and Ronald & Alice Marx Subdivision 2002, which point is also a point at the beginning of a curve concave to the southwest, said curve having a radius of 987.93 feet; Thence northwesterly along said curve, passing through an angle of 08° 52' 45", and along the northeasterly bounds of said Old Military Turnpike, and along the westerly bounds of the parcel herein described, and along the westerly bounds of said Parcel 2B, 153.10 feet to a point, said point being the northwest corner of said Parcel 2B, and is also the southwest corner of aforesaid Parcel 2A; Thence continuing northwesterly along said curve having a radius of 987.93 feet, and continuing along the northeasterly bounds of said Old Military Turnpike, and along the southwesterly bounds of said Parcel 2A, 95.02 feet to the end of said curve; Thence N 31° 54' 33" W and continuing along the northeasterly bounds of aforesaid Old Military Turnpike, and along the southwesterly bounds of the lot herein described, 239.88 feet to the point or place of beginning, and containing 9.44 acres, more or less. The intent of this description is to describe the perimeter of Lots 1A, 1B, 2A and 2B in the Cedar Knoll Log Homes, Inc. and Ronald & Alice Marx Subdivision 2002.

3. Application. The Mayor is authorized to file an application with the Commissioner of Economic Development for approval of the revision of the Empire Zone boundaries to designate and include Sub-zones six, seven and eight.
4. Effective Date. This local law shall become effective upon approval by the Mayor and filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. 7 of 2002 of the ~~(County)~~(City)~~(Town)~~(Village) of PLATTSBURGH was duly passed by the COMMON COUNCIL on 12 DEC 2002, and was (approved)~~(not approved)~~~~(repassed after disapproval)~~ by the COMMON COUNCIL and was deemed duly adopted on 13 December 2002, *(Elective Chief Executive Officer*)* in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was submitted *(Elective Chief Executive Officer*)* to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to *(Elective Chief Executive Officer*)* permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph----2-----, above.

Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body Keith A. Herkalo

(Seal)

Date: 27 December 2002

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF CLINTON

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature John E. Clute

Title Corporation Counsel

~~County~~
City of PLATTSBURGH
~~Town~~
~~Village~~

Date: 27 December 2002