

**RESOLUTION AUTHORIZING PREPARATION OF DEED TO SURRENDER
ABANDONED RIGHT-OF-WAY TO GRANDVIEW WATER TOWER**

RESOLUTION 24-

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ABANDONED RIGHT-OF-WAY TO GRANDVIEW WATER TOWER**

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, decades ago and in 1992, in relation to the build-out of the Consolidated Water District and the need for a water tower and access thereto, the former landowner at 45 Grandview Drive (Preston, R.O.) executed a deed and granted a right-of-way (ROW) to the Town for access to the Grandview water tower, which grant was later clarified in a Deed filed and dated May 3, 2007 (Tompkins County Instrument No. 508089), which Deed amended the prior grant and, among other changes and in exchange for the landowner undertaking plowing and general maintenance of the ROW, the Town agreed to convey the land and interests back to the landowner if, at any time in the future, the Town no longer needed or used such ROW; and

WHEREAS, with the completion of highways at the Cayuga Way Subdivision and the creation of a paved public highway providing direct access to such water tower, including the completion by the Town of a security fence and new gate providing secure access off of David Court, the Town has ceased using the older ROW that was located upon and encumbered the lands of Preston, and removed the gate that once provided access from Pheasant Way, which property is now known as 12 Pheasant Way (Brock, R.O.); and

WHEREAS, the Town now wishes to honor its commitment and the current owners (Brock) of the underlying property (and the right of reversion referenced in said Instrument No. 508089), have agreed to waive any restoration requirements and to re-convey, if needed, any easements to allow access to any water meters as may still be upon the property; and

WHEREAS, this matter is determined to be a Type II Action under SEQRA, pursuant to 6 NYCRR Part 617, §§ 617.5(1), (6), (13), (26), and (33), such that no EAF or further environmental review is required, and upon consideration of the foregoing, the Town Board has duly

RESOLVED, that a conveyance-back to Brock (R.O.) of the old, no longer used ROW across their property, from Pheasant Way to the Grandview water tower be and hereby is approved; and it is further

RRESOLVED, that the Town Supervisor may direct the preparation of a suitable quit claim instrument or other deed as conveys all title and interests to such ROW areas and lands to the underlying land owners, together and along with all real property instruments as allow the filing of the same on record at the Tompkins County Clerk's Office, and such deed may contain such access easements as are or remain necessary to access any meters or other municipally-owned infrastructure that may remain on the lands of Brock; and it is further

RESOLVED, that upon approval of the form of such deed and related documents by Town Counsel, the Town Supervisor may sign each such document by and in the name of the Town of Lansing, and may take such other or further actions, and make such further decisions, as may reasonably be needed or required to give effect to these resolutions.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson _____, duly seconded by Councilperson _____, and put to a roll call vote with the following results:

Councilperson Judy Drake –	Councilperson Laurie Hemmings –
Councilperson Christine Montague –	Councilperson Joseph Wetmore –
Supervisor Ruth Groff –	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on August 21, 2024.