

PART I – ADMINISTRATIVE LEGISLATION

Chapter 5 – Annexations

[Amended and adopted, December 27, 2012, as Chapter 5 of the Code]

Article I	Annexation of Territory (1906)	Sections 5-1 – 5-4
	[Adopted by Special Election, 1906]	
Article II	Annexation of Territory (1968)	Sections 5-5 – 5-8
	[Adopted as Local Law No. 1 of 1968]	
Article III	Annexation of Territory (1969)	Sections 5-9 – 5-12
	[Adopted as Local Law No. 1 of 1969]	
Article IV	Annexation of Territory (1978)	Sections 5-13 – 5-17
	[Adopted as Local Law No. 1 of 1978]	

Article I Annexation of Territory (1906)

Section 5-1 – Petition – 9 Apr 1906 – “. . . petition was presented to the Board asking for the annexation of certain territory lying to the north of the present boundaries of the Village, said petition being signed and duly verified by a majority of the voters in said territory, and who by a majority in value of the assessed valuation and accompanied by the consent of the members of the town board, living outside the Village. Resolved that a special election be called for April 24 from one to five o’clock p.m. to vote on the proposition of annexing the territory described in said petition . . . Names of residents and qualified voters in said territory - Crown Mills, Edward Moir, Pres., Michael J. Thornton, Wm. Rutherford, Geo Austin & Anna Cone, Patrick Kilcoyne, William France, Michael Reynolds, Wm. Smith, James Bagguley, Wm. A. Gibson, Mrs. Anna Case, Phil Reynolds, Charles Arnold, G. S. Bigson, Charles Curtin, William Gibbon, E. L. Arnold, Wm. H. Sarr, John A. Shea, A. G. Rutherford.”

Section 5-2 – Notice and Description* – “Shall the following described property be annexed to and form a part of the Village of Marcellus. Beginning at the Northeast corner of the original corporation of Marcellus Village, thence north 1500 feet to the north line of the Scotch Hill Road, thence along the north line of said road north 83° west 300 feet, thence along the north line of the same road north 61 1/2° west 550 feet to the east line of a road leading northerly to Marcellus Falls, thence north 3° west 590 feet, thence west 785 feet, thence south 2640 feet to the north line of the original corporation of Marcellus Village, thence east 325 feet to the center of North Street, thence along the center of said street south 294 36/100 feet, thence east 1335 84/100 feet to the place of beginning containing 70 acres of land.”

***Editor’s Note:** The above survey was completed by E. D. Smalley, 1906

Section 5-3 – Election – 24 Apr 1906 - “. . . at the Special Election, . . . in accordance with the foregoing proposition, the whole number of votes cast was seventy-six (76), of which fifty

voted yes for annexation and of which nineteen voted no against annexation, of which seven voted blank.”

Section 5-4 – Effective date of annexation – The annexation of the above territory described in Section 2 of this Article shall become effective on the 24th day of April 1906.

Article II Annexation of Territory (1968)

Section 5-5 – Description – The Village of Marcellus shall contain, on and after the effective date of this section, in addition to the territory theretofore contained within its boundaries, the following described property, to wit:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Marcellus, County of Onondaga and State of New York, being part of Lot 15 in said town, bounded and described as follows: Beginning at an iron pipe at an angle point in the north line of Lot 16, Section "E," Crown Mills, as shown by a map #4618 and filed in the Onondaga County Clerk's Office on May 1, 1964; thence North 88° 45' West, 156 feet, more or less, to the east line of the Village of Marcellus; thence northerly along the east line of the Village of Marcellus 870 feet to an angle point; thence continuing northerly along the east line of the Village of Marcellus, 1,170 feet to a point on the north line of James M. Murphy's land; thence easterly about 60 feet to an angle point; thence North 4° 12' 30" East, 105 feet to pipe; thence South 88° 15' 30" East, 200 feet to a point thence South 4° 12' 30" West, 105 feet to a point; then South 87° 57' East, 24.2 feet to a point; thence North 30° 42' 30" East, 70 feet to the southwest corner of the Empire Electric and Gas Corporation land; thence easterly along the south line of said land, 100 feet to a point on the west line of the former Auburn & Syracuse Electric Railroad, thence northeasterly, along the said railroad, 367 feet the center of Scotch Hill (Sheehan) Road; thence easterly about 95 feet to the intersection of the center of Dublin Road; thence southerly along the center of Dublin Road 380 feet to the south line of James M. Murphy's land thence westerly 79.2 feet to an angle point in the south line of James M. Murphy's land; thence southerly along the east line of James M. Murphy's land, 418.2 feet, more or less, to a point; thence westerly 70 feet to a point; then southerly 90 feet to a point on the south line of James M. Murphy's land; thence westerly 320 feet, more or less, to the west line of the former Auburn & Syracuse Electric Railroad; thence southerly, along a curve with a radius of 1,462.4 feet, a distance of 81.04 feet to a point ; then South 1° 35' West, 1,356 feet to a point; thence North 86° 11' 30" West, 167.81 feet to the place of beginning.

EXCEPTING AND RESERVING from the above described parcel that part of Scotch Hill (Sheehan) Road at Dublin Road that is included within the boundary described.

Section 5-6 – Authority – The territory described in Section 1 of this act [local law] is hereby annexed to the Village of Marcellus pursuant to the provisions of Section 714 of the General Municipal Law.

Section 5-7 – Effective date of annexation – The annexation of the above territory described in section 1 of this act [local law] shall become effective on the 12th day of May 1968.

Section 5-8 – Effective date of local law – This act [local law] shall take effect immediately.

Article III Annexation of Territory (1969)

Section 5-9 – Description – The Village of Marcellus shall contain, on and after the effective date of this section, in addition to the territory theretofore contained within its boundaries, the following described property, to-wit:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Marcellus, County of Onondaga, and State of New York, being part of Lot Number 15 in said Town bounded and described as follows: Beginning at a point and at the southwest corner of premises conveyed to the Marcellus Central School District by deed dated and recorded June 25, 1962 in the Onondaga County Clerk's Office in Book 1570 of Deeds at page 390, etc.; thence North 89° 00' West, along the north corporation line of the Village of Marcellus, 545.6 feet to a point; thence North 3° 47' East 425.7 feet to a point; thence South 86° 18' East, 544.95 feet to a point on the west line of the Marcellus Central School District property; thence South 3° 47' West, 400 feet to the place of beginning; containing 5.17 acres of land, more or less.

Section 5-10 – Authority – The territory described in section 1 of this act [local law] hereby annexed to the Village of Marcellus pursuant to the provisions of Section 714 of the General Municipal Law.

Section 5-11 – Effective date of annexation – The annexation of the above territory described in section: this act [local law] shall become effective on June 16, 1969

Section 5-12 – Effective date of local law – This act [local law] shall take effect immediately.

Article IV Annexation of Territory (1978)

Section 5-13 – Description – The Village of Marcellus, New York, shall contain, on and after the effective date of this local law, in addition to the territory therefore contained within its boundaries, to wit:

ALL THAT TRACT OR PARCEL of land situate in the Town of Marcellus, County of Onondaga and the State of New York being part of Lot 24 in said town bounded and described

as follows: Beginning in the west line of the road running south from the Village of Marcellus (N.Y. State Highway #174 now or formerly) S 0° 10' W, 325 feet from the northeast corner of land deeded by Samuel Rice and wife to Levi Parsons by deed dated November 30, 1809 and recorded in Onondaga County Clerk's Office in Book "0" at page 389 and at the southeast corner of premises conveyed to Bernard A. Kaplan and Joanne C. Kaplan by deed recorded on February 24, 1975, in Onondaga County Clerk's Office in Book 2549 at Page 568 etc.; then N 89° 50' W, along the south line of Kaplan's land, 325 feet to a point; thence N 0° 10' E, 325 feet to a point; thence N 89° 50' W, 1478.9 feet to a point on the west line of Lot 24; thence S 1° 01' E, 544.7 feet to a point; thence S 89° 50' E, 1792.6 feet more or less to a point on the west line of N.Y. Route #174 now or formerly; thence N 0° 10' E, 209.6 feet to the place of beginning and containing 20 acres more or less.

Section 5-14 – Authority – The territory described in sections 1 of this local law is hereby annexed to the Village of Marcellus, New York, pursuant to the provisions of Article 17 of the General Municipal Law.

Section 5-15 – Effective date of annexation – The territory and premises described in section 1 of this local law and annexed to the Village of Marcellus, New York, by this local law shall be Classified as Residential District Class A (RA) in accordance with the zoning ordinance and regulations of the Village of Marcellus, New York; and the official zoning map of said village shall be modified accordingly to reflect said annexation and zoning classification.

Section 5-16 – Effective date of local law – The annexations of the above territory, described in section of this local law, shall become effective on the fifteenth day of May 1978.

Section 5-17 – Effective date of law – This local law shall take effect immediately.