S T A T E O F N E W Y O R K

5306--A

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. MORAHAN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to create the Orangetown public library district and to repeal chapter 349 of the laws of 1973, relating to creating a library district in the town of Orangetown in the county of Rockland

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Notwithstanding the provisions of any other law, a library district is hereby established in the town of Orangetown in the county of Rockland outside the limits of any incorporated village which, except as hereinafter provided, shall be co-terminus with the area or areas served by the public library established pursuant to chapter 816 of the laws of 1961. The districts created by this act shall be designated and consist of the following areas:

(a) Blauvelt: Beginning at a point determined by the intersection of Western Highway and Convent Road running thence in a westerly direction along the center line of Convent Road to the intersection of Convent Road and the Hackensack River, turning and running thence in a northerly direction along the Hackensack River to its intersection with the southerly boundary of the Town of Clarkstown, Rockland County, New York which being likewise the northerly boundary line of the Town of Orangetown, Rockland County, New York and running thence along said boundary line in an easterly direction to the Nyack, South Nyack boundary line, turning and running thence along the South Nyack boundary line in a southerly direction to its intersection with Tweed Blvd. thence along the easterly side of Tweed Blvd. to its intersection with Clausland Mountain Road, turning and running thence in a westerly direction along the center line of said Clausland Mountain Road to its intersection with Greenbush Road, turning and running in a southerly direction along the center line of

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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Greenbush Road to its intersection with Mountain View Road, turning and running thence in a westerly direction along the, centerline of said Mountain View Road to Western Highway, turning and running northerly along the centerline of Western Highway to the point or place of beginning; containing all the lands within the said bounds,

(b) Tappan: Beginning at the New York-New Jersey State Line in the vicinity of Sparkill Creek and running in a northerly direction along the said Sparkill Creek to its intersection with the Palisades Interstate Parkway, turning and running thence in a north westerly direction along the western side of said parkway to its intersection with the Piermont Branch of the Erie Railroad turning and running thence in a northerly direction along the center line of said Railroad right-of-way to its intersection with New York State Route 303 turning and running thence in a southerly direction along the center line of said route 303 to its intersection with the Palisades Interstate Parkway, turning and running thence in a north westerly direction along the western or Hudson River side of said parkway to its intersection with Western Highway, turning and running thence in a southerly direction along the center line of said Western Highway to its intersection with Low Lane, turning and running thence in a westerly direction along the center line of Low Lane to its intersection with Stockade Road, turning and running thence along the center line of Stockade Road in a south westerly direction to its intersection with West Hillwood Avenue, turning and running thence in a south westerly direction approximately 525 feet along the center line of West Hillwood Avenue and an extension thereof to a point where it intersects the western boundary line of Plot 17, Block 26, Map 24-1, turning and running thence along said boundary line in a south easterly direction approximately 330 feet to the north east corner of Plot 54, Block 19, Map 24-1 turning and running thence in a south westerly direction approximately 700 feet along the northern boundary of said plot to its north west corner, turning and running thence in a south easterly direction first along the western boundary line of Plot 54, Block 19, Map 24-1 and secondly along the eastern boundary line of Plot 14, Block 26, on Maps 9 and 10 for a total approximate distance of 3,300 feet, turning and running thence in a south westerly direction along the southern boundary lines of Plots 13 and 14, Block 26, Map 9, approximately 385 feet to its intersection with the New York-New Jersey State Line, turning and running in an easterly direction along said State line to the point or place of beginning, containing all the lands within the said bounds;

(c) Sparkill-Palisades: Beginning at the New Jersey-New York State Line in the vicinity of the Sparkill Creek and running in a northerly direction along the said Sparkill Creek to its intersection with the Palisades Interstate Parkway, turning and running thence in a northwesterly direction along the western side of said Parkway to its intersection with the Piermont Branch of the Erie Railroad turning and running thence in a northerly direction along the centerline of said Railroad right-of-way to the property now or formerly belonging to St. Agnes Convent, turning and running thence, in a northeasterly direction along the St. Agnes property line to the centerline of Cemetery Lane (King's Highway), turning and running thence in an easterly direction along the centerline of Cemetery Lane (King's Highway) to point where the southern boundary of Rockland Cemetery intersects Cemetery Lane (King's Highway), turning and running thence, in a northeasterly direction along the southern boundary of Rockland Cemetery to a point on the Piermont Boundary Line, turning and running thence along the Piermont

boundary line in a southerly direction approximately 800 feet, thence in a southwesterly direction along the Piermont boundary line approximately 650 feet, thence in a southerly direction along the Piermont boundary line approximately 825 feet, thence in southwesterly direction along the Piermont boundary line approximately 1930 feet, thence in a southeasterly direction along the Piermont boundary line approximately 1460 feet, thence in a northeasterly direction along the Piermont boundary line approximately 6550 feet to a point on the eastern boundary line or Hudson River side of Orangetown, turning and running thence along the eastern boundary line or Hudson River side of Orangetown in a southerly direction to a point along the New Jersey-New York State Line, turning and running thence in a northwesterly direction along the New Jersey-New York State Line approximately 11,700 feet to the point or place of beginning.

(d) Orangeburg: Beginning at a point formed by the intersection of the center lines of Western Highway and Low Lane, thence running in a northerly direction along the center line of Western Highway to the intersection with the center line of the Palisades Interstate Parkway turning and running thence, in a south easterly direction along the center line of the Palisades Interstate Parkway to its intersection with the easterly side of Route 303, turning and running thence, in a northerly direction along the easterly side of Route 303 to a point approximately 590 feet north of the intersection of the northern side of the Palisades Interstate Parkway and Route 303, turning and running thence along the lot line of Plot 2, Block 13, Map 60 as follows in an easterly direction 20 feet, thence in a northerly direction approximately 250 feet, thence in an easterly direction approximately 465 feet, thence in a northerly direction approximately 340 feet, thence in a northeasterly direction approximately 1000 feet-to the intersection of the extension of the lot line of the center line of the Erie R.R. right-of-way, turning and running thence in an easterly direction along the center line of the Erie R.R. Right-of-way to the property now or formerly belonging to St. Agnes Convent, turning and running thence, in a northeasterly direction along the St. Agnes property line to the center line of Cemetery Lane (Kings Hwy.), turning and running thence in an easterly direction along the center line of Cemetery Lane (Kings Hwy.) to a point where the southern boundary of Rockland Cemetery intersects Cemetery Lane (Kings Hwy.), turning and running thence, in a northeasterly direction along the southern boundary of Rockland Cemetery, and as said line is extended in the same direction to the center line of Tweed Blvd. (also known as Highland Blvd.) turning and running thence in a northerly direction along the center line of Tweed Blvd. to the intersection of the center lines of Tweed Blvd. and Clausland Mountain Road, turning and running thence in a southwesterly direction along the center line of Clausland Mountain Road to a point, formed by the intersection of the center lines of Clausland Mountain Road, Greenbush Road and Spruce Street, turning and running in a westerly direction along the center line of Spruce Street and as said line is extended in the same direction to the center line of the Right-of-Way of the West Shore Branch of the N. Y. Central R.R., turning and running thence in a southwesterly direction to a point formed by the intersection of the center lines of Convent Road and Western Highway turning and running thence in a westerly direction along the center line of Convent Road to a point opposite the east boundary of the Rockland State Hospital property, turning and running thence in a southerly direction along the Rockland State Hospital property line, crossing Friel Road to a point formed by the intersection of the eastern and

southern boundary lines of Rockland State Hospital, (which point is on the westerly side of what is or was formerly known as West Hillwood Avenue), running thence in a southerly direction along the westerly side of West Hillwood Avenue to its intersection with the center line of what is or was formerly known as Stockade Road, turning and running thence in a northeasterly direction along the center line of said Stockade Road to the intersection with the center line of what is or was formerly known as Avenue A, turning and running thence in a southerly direction along the center line of Avenue A, to its intersection with the center line of Low Lane, turning and running in an easterly direction along the center line of Low Lane to the point or place of beginning, containing all the lands within the said bounds; provided, however, that the area described in clause (d) hereof shall become a part of such district only at such time as a free association library is chartered by the boards of regents of the university of the state of New York to furnish library service in such area.

S 2. The town board of the town of Orangetown is hereby authorized to raise money by tax for library purposes and to contract with the trustees of any free association library which has received a charter from the board of regents of the university of the state of New York for the furnishing of library services in the areas comprising the library districts created by this act, under such terms and conditions as may be stated in such contract. Such tax shall be a charge upon the taxable property of the areas comprising such library districts outside of the limits of any incorporated village. Taxes voted for library purposes pursuant to this section shall, unless otherwise directed by such vote, be considered as annual appropriations therefor until changed by further vote and shall be levied and collected yearly as are other general taxes in the town of Orangetown. The amount agreed to be paid to a free association library for furnishing library services under a contract authorized by this section shall be paid directly to the treasurer of such library.

S 3. The free association libraries located in the areas comprising the library districts created by this act shall individually submit on or before the twentieth day of September to the supervisor of the town of Orangetown a request for funds for each such free association library for the ensuing year, in such form and containing such information including estimates of revenues and expenditures as such supervisor shall prescribe. The provisions of article 8 of the town law shall apply to the adoption of appropriations for library purposes in the annual budget of such town, provided that the appropriations adopted for any such library and the request for funds submitted on behalf of such library shall be based on the individual needs for every such library; and it is further provided, that the town board shall, within the parameters of the town law, be permitted to exercise its discretion with respect to all appropriations adopted for each library for the ensuing year.

S 4. If on the effective date of this act the public library created pursuant to chapter 816 of the laws of 1961 has not transferred any assets it may hold to a free association library or libraries located in the library districts created pursuant to section one of this act, the disposition of any such assets shall be determined by the board of regents of the university of the state of New York, provided, however, that any such assets shall to the extent possible be held in trust for transfer forthwith (a) to any free association library which shall subsequently be chartered by the board of regents of the university of

the state of New York in the areas comprising the library districts created by section one of this act, or (b) to any public library established pursuant to section 255 of the education law to serve the South Orangetown Central School District Number One.

S 5. Chapter 349 of the laws of 1973, relating to creating a library district in the town of Orangetown in the county of Rockland, is REPEALED.

S 6. This act shall take effect immediately.