

3605

2011-2012 Regular Sessions

I N S E N A T E

February 28, 2011

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

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:

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

8 (a) Blauvelt: Beginning at a point determined by the intersection of
9 Western Highway and Convent Road running thence in a westerly direction
10 along the center line of Convent Road to the intersection of Convent
11 Road and the Hackensack River, turning and running thence in a northerly
12 direction along the Hackensack River to its intersection with the south-
13 erly boundary of the Town of Clarkstown, Rockland County, New York which
14 being likewise the northerly boundary line of the Town of Orangetown,
15 Rockland County, New York and running thence along said boundary line in
16 an easterly direction to the Nyack, South Nyack boundary line, turning
17 and running thence along the South Nyack boundary line in a southerly
18 direction to its intersection with Tweed Blvd. thence along the easterly
19 ly side of Tweed Blvd. to its intersection with Clausland Mountain Road,
20 turning and running thence in a westerly direction along the center line
21 of said Clausland Mountain Road to its intersection with Greenbush Road,
22 turning and running in a southerly direction along the center line of
23 Greenbush Road to its intersection with Mountain View Road, turning and
24 running thence in a westerly direction along the, centerline of said

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

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1 Mountain View Road to Western Highway, turning and running northerly
2 along the centerline of Western Highway to the point or place of begin-
3 ning; containing all the lands within the said bounds,

4 (b) Tappan: Beginning at the New York-New Jersey State Line in the
5 vicinity of Sparkill Creek and running in a northerly direction along
6 the said Sparkill Creek to its intersection with the Palisades Inter-
7 state Parkway, turning and running thence in a north westerly direction
8 along the western side of said parkway to its intersection with the
9 Piermont Branch of the Erie Railroad turning and running thence in a
10 northerly direction along the center line of said Railroad right-of-way
11 to its intersection with New York State Route 303 turning and running
12 thence in a southerly direction along the center line of said route 303
13 to its intersection with the Palisades Interstate Parkway, turning and
14 running thence in a north westerly direction along the western or Hudson
15 River side of said parkway to its intersection with Western Highway,
16 turning and running thence in a southerly direction along the center
17 line of said Western Highway to its intersection with Low Lane, turning
18 and running thence in a westerly direction along the center line of Low
19 Lane to its intersection with Stockade Road, turning and running thence
20 along the center line of Stockade Road in a south westerly direction to
21 its intersection with West Hillwood Avenue, turning and running thence
22 in a south westerly direction approximately 525 feet along the center
23 line of West Hillwood Avenue and an extension thereof to a point where
24 it intersects the western boundary line of Plot 17, Block 26, Map 24-1,
25 turning and running thence along said boundary line in a south easterly
26 direction approximately 330 feet to the north east corner of Plot 54,
27 Block 19, Map 24-1 turning and running thence in a south westerly direc-
28 tion approximately 700 feet along the northern boundary of said plot to
29 its north west corner, turning and running thence in a south easterly
30 direction first along the western boundary line of Plot 54, Block 19,
31 Map 24-1 and secondly along the eastern boundary line of Plot 14, Block
32 26, on Maps 9 and 10 for a total approximate distance of 3,300 feet,
33 turning and running thence in a south westerly direction along the
34 southern boundary lines of Plots 13 and 14, Block 26, Map 9, approxi-
35 mately 385 feet to its intersection with the New York-New Jersey State
36 Line, turning and running in an easterly direction along said State line
37 to the point or place of beginning, containing all the lands within the
38 said bounds;

39 (c) Sparkill-Palisades: Beginning at the New Jersey-New York State
40 Line in the vicinity of the Sparkill Creek and running in a northerly
41 direction along the said Sparkill Creek to its intersection with the
42 Palisades Interstate Parkway, turning and running thence in a northwes-
43 terly direction along the western side of said Parkway to its inter-
44 section with the Piermont Branch of the Erie Railroad turning and
45 running thence in a northerly direction along the centerline of said
46 Railroad right-of-way to the property now or formerly belonging to St.
47 Agnes Convent, turning and running thence, in a northeasterly direction
48 along the St. Agnes property line to the centerline of Cemetery Lane
49 (King's Highway), turning and running thence in an easterly direction
50 along the centerline of Cemetery Lane (King's Highway) to point where
51 the southern boundary of Rockland Cemetery intersects Cemetery Lane
52 (King's Highway), turning and running thence, in a northeasterly direc-
53 tion along the southern boundary of Rockland Cemetery to a point on the
54 Piermont Boundary Line, turning and running thence along the Piermont
55 boundary line in a southerly direction approximately 800 feet, thence in
56 a southwesterly direction along the Piermont boundary line approximately

1 650 feet, thence in a southerly direction along the Piermont boundary
2 line approximately 825 feet, thence in southwesterly direction along the
3 Piermont boundary line approximately 1930 feet, thence in a southeasterly
4 ly direction along the Piermont boundary line approximately 1460 feet,
5 thence in a northeasterly direction along the Piermont boundary line
6 approximately 6550 feet to a point on the eastern boundary line or
7 Hudson River side of Orangetown, turning and running thence along the
8 eastern boundary line or Hudson River side of Orangetown in a southerly
9 direction to a point along the New Jersey-New York State Line, turning
10 and running thence in a northwesterly direction along the New Jersey-New
11 York State Line approximately 11,700 feet to the point or place of
12 beginning.

13 (d) Orangeburg: Beginning at a point formed by the intersection of the
14 center lines of Western Highway and Low Lane, thence running in a north-
15 erly direction along the center line of Western Highway to the inter-
16 section with the center line of the Palisades Interstate Parkway turning
17 and running thence, in a south easterly direction along the center line
18 of the Palisades Interstate Parkway to its intersection with the easterly
19 ly side of Route 303, turning and running thence, in a northerly direc-
20 tion along the easterly side of Route 303 to a point approximately 590
21 feet north of the intersection of the northern side of the Palisades
22 Interstate Parkway and Route 303, turning and running thence along the
23 lot line of Plot 2, Block 13, Map 60 as follows in an easterly direction
24 20 feet, thence in a northerly direction approximately 250 feet, thence
25 in an easterly direction approximately 465 feet, thence in a northerly
26 direction approximately 340 feet, thence in a northeasterly direction
27 approximately 1000 feet-to the intersection of the extension of the lot
28 line of the center line of the Erie R.R. right-of-way, turning and
29 running thence in an easterly direction along the center line of the
30 Erie R.R. Right-of-way to the property now or formerly belonging to St.
31 Agnes Convent, turning and running thence, in a northeasterly direction
32 along the St. Agnes property line to the center line of Cemetery Lane
33 (Kings Hwy.), turning and running thence in an easterly direction along
34 the center line of Cemetery Lane (Kings Hwy.) to a point where the
35 southern boundary of Rockland Cemetery intersects Cemetery Lane (Kings
36 Hwy.), turning and running thence, in a northeasterly direction along
37 the southern boundary of Rockland Cemetery, and as said line is extended
38 in the same direction to the center line of Tweed Blvd. (also known as
39 Highland Blvd.) turning and running thence in a northerly direction
40 along the center line of Tweed Blvd. to the intersection of the center
41 lines of Tweed Blvd. and Clausland Mountain Road, turning and running
42 thence in a southwesterly direction along the center line of Clausland
43 Mountain Road to a point, formed by the intersection of the center lines
44 of Clausland Mountain Road, Greenbush Road and Spruce Street, turning
45 and running in a westerly direction along the center line of Spruce
46 Street and as said line is extended in the same direction to the center
47 line of the Right-of-Way of the West Shore Branch of the N. Y. Central
48 R.R., turning and running thence in a southwesterly direction to a point
49 formed by the intersection of the center lines of Convent Road and West-
50 ern Highway turning and running thence in a westerly direction along the
51 center line of Convent Road to a point opposite the east boundary of the
52 Rockland State Hospital property, turning and running thence in a south-
53 erly direction along the Rockland State Hospital property line, crossing
54 Friel Road to a point formed by the intersection of the eastern and
55 southern boundary lines of Rockland State Hospital, (which point is on
56 the westerly side of what is or was formerly known as West Hillwood

1 Avenue), running thence in a southerly direction along the westerly side
2 of West Hillwood Avenue to its intersection with the center line of what
3 is or was formerly known as Stockade Road, turning and running thence in
4 a northeasterly direction along the center line of said Stockade Road to
5 the intersection with the center line of what is or was formerly known
6 as Avenue A, turning and running thence in a southerly direction along
7 the center line of Avenue A, to its intersection with the center line of
8 Low Lane, turning and running in an easterly direction along the center
9 line of Low Lane to the point or place of beginning, containing all the
10 lands within the said bounds; provided, however, that the area described
11 in clause (d) hereof shall become a part of such district only at such
12 time as a free association library is chartered by the boards of regents
13 of the university of the state of New York to furnish library service in
14 such area.

15 S 2. The town board of the town of Orangetown is hereby authorized to
16 raise money by tax for library purposes and to contract with the trus-
17 tees of any free association library which has received a charter from
18 the board of regents of the university of the state of New York for the
19 furnishing of library services in the areas comprising the library
20 districts created by this act, under such terms and conditions as may be
21 stated in such contract. Such tax shall be a charge upon the taxable
22 property of the areas comprising such library districts outside of the
23 limits of any incorporated village. Taxes voted for library purposes
24 pursuant to this section shall, unless otherwise directed by such vote,
25 be considered as annual appropriations therefor until changed by further
26 vote and shall be levied and collected yearly as are other general taxes
27 in the town of Orangetown. The amount agreed to be paid to a free asso-
28 ciation library for furnishing library services under a contract author-
29 ized by this section shall be paid directly to the treasurer of such
30 library.

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

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

1 lished pursuant to section 255 of the education law to serve the South
2 Orangetown Central School District Number One.

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

6 S 6. This act shall take effect immediately.