

4331--A

2011-2012 Regular Sessions

I N S E N A T E

March 29, 2011

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- recommended to the Committee on Local Government in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to the alienation of certain parklands in the town of Ramapo 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. Subject to the provisions of this act, the town of Ramapo,
2 in the county of Rockland, acting by and through its town board, is
3 hereby authorized to discontinue as parklands and alienate, the lands
4 described in section three of this act, for the purpose of reconfiguring
5 the parcel for new construction.
- 6 S 2. The authorization contained in section one of this act shall take
7 effect only upon the condition that the town of Ramapo shall dedicate
8 the lands of equal or greater fair market value described in section
9 four of this act as additional parklands of the town.
- 10 S 3. The lands authorized by section one of this act to be discontin-
11 ued as parklands are as follows:
- 12 ALL that tract or parcel of land being part of the Town Lot Section
13 56.8, Block 2, Lot 8, Town of Ramapo, County of Rockland, State of New
14 York, more particularly described as Lot Number 9 in Book P as shown on
15 a certain map entitled "sub-division for Ellfur Realty Corporation in
16 Monsey, Town of Ramapo, Rockland County, New York" made by William A.
17 Yuda, P.E., Palisades, New York and filed in the Rockland County Clerk's
18 Office on June 20, 1950, as Map No. 2095.
- 19 S 4. Prior to the discontinuance and alienation of the parkland
20 described in section three of this act, the town of Ramapo, acting
21 through its town board, shall dedicate replacement lands for use as

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

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1 parkland for public park purposes, with such replacement lands, being of
2 equal or greater fair market value, as follows:

3 ALL that tract or parcel of lands being part of Town Lot Section
4 49.19, Block 5, Lot 38.1 and Town Lot Section 49.19, Block 5, Lot 38.2,
5 Town of Ramapo, County of Rockland, State of New York more particularly
6 bounded and described as follows:

7 Beginning at a point in the westerly line of Blauvelt Road, distant
8 60.02 feet northerly from the northerly end of the curve connecting the
9 northerly line of Manor Drive with the westerly line of Blauvelt Road,
10 said point being the southeasterly corner of the premises intended to be
11 described, and running thence (1) along the northerly line of lands now
12 or formerly of Lomitz, Minz and Fromoitz, N72°09'30" W a distance of
13 487.15 feet to a point; thence (2) along the easterly line of lands now
14 or formerly of Thurm and Krieger, N18°27'45"E a distance of 81.85 feet
15 to a point; thence (3) along the southerly line of lands now or formerly
16 of Cohn and Kramer, (a) S72°26'14" E a distance of 267.00 feet to a
17 point, (b) S 72°14'47"E a distance of 220.99 feet to the westerly line
18 of Blauvelt Road; thence (4) along the same, (a) S18°29"W a distance of
19 1.10 feet to a Rockland County Highway Monument, and (b) S19°02'00"W a
20 distance of 82.40 feet to the point or place of BEGINNING.

21 S 5. In the event that the parklands to be dedicated by the town of
22 Ramapo pursuant to this act are not equal to or greater than the fair
23 market value of the parkland to be discontinued, the town of Ramapo
24 shall dedicate the difference of the fair market value of the lands to
25 be alienated and the lands to be dedicated for the acquisition of addi-
26 tional parklands and/or for capital improvements to existing park and
27 recreational facilities.

28 S 6. In the event that the town of Ramapo received any funding support
29 or assistance from the federal government for the purchase, maintenance
30 or improvement of the parklands set forth in section three of this act,
31 the discontinuance and alienation of such parkland authorized by the
32 provisions of section three of this act shall not occur until the town
33 of Ramapo has complied with any federal requirements pertaining to the
34 alienation or conversion of such parklands, including satisfying the
35 secretary of the interior that the alienation or conversion complies
36 with all conditions which the secretary of the interior deems necessary
37 to assure the substitution of other lands shall be equivalent in fair
38 market and usefulness to the lands being alienated or converted.

39 S 7. This act shall take effect immediately.