

7037

I N   S E N A T E

April 25, 2012

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

AN ACT in relation to authorizing the county of Onondaga to lease  
certain Onondaga Lake Park property to Onondaga Yacht Club

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

1     Section 1. (a) Notwithstanding the provisions of any other general,  
2     special or local law, rule or regulation to the contrary, the county of  
3     Onondaga is hereby authorized and empowered to lease the lands and  
4     improvements hereinafter described for up to twenty-five years to the  
5     Onondaga Yacht Club for such consideration and upon such terms, condi-  
6     tions and provisions as shall be mutually agreed upon by the county and  
7     the Onondaga Yacht Club consistent with section three of this act for  
8     boating and related recreational activities.

9     (b) The authorization provided in subdivision (a) of this section  
10    shall be effective only upon the condition that the county of Onondaga  
11    dedicate an amount equal to or greater than the fair market value of the  
12    lease for the capital improvement of Onondaga Lake Park and/or the capi-  
13    tal improvement of existing park and recreational facilities and/or for  
14    the acquisition of additional waterfront park and recreational facili-  
15    ties.

16    S 2. The lands and improvements to be leased pursuant to this act  
17    located at Onondaga Lake Park, county of Onondaga, state of New York,  
18    are more particularly described as follows:

19    All that tract or parcel of land situated in the Village of Liverpool,  
20    Town of Salina, County of Onondaga, and State of New York, being part of  
21    reclaimed Lot #14, Onondaga Salt Springs Reservation, in said Town and  
22    being more particularly described as follows:

23    Beginning at a point S.62°-35'-10"E., 100.00 feet and S.27°-24'-50"W.,  
24    13.00 feet from Station 262+51.64 of the east shore base line estab-  
25    lished by the former Onondaga County Park and Regional Planning Board,  
26    now Department of Parks and Recreation; thence S.27°-24'50W., a distance  
27    of 287± feet to a point in the stone wall shore line of Onondaga Lake;  
28    thence Northwesterly, along said stone wall shore line of Onondaga Lake,

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

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1 a distance of 165± feet to a point; thence N.27°-24'-50"E., a distance  
2 of 115± feet to a point; thence N-62°-35'-10"W., a distance of 105.00  
3 feet to a point; thence N.27°-24'50"E., a distance of 68.00 feet to a  
4 point; thence S.62°-35'-10"E., a distance of 233.00 feet to the point of  
5 beginning. The hereinbefore described parcel of land contains 37,220±  
6 square feet of land.

7 Together with, a right-of-way for the purpose of ingress and egress to  
8 and from the existing Lessee's clubhouse and the existing Lessee's boat  
9 hoist. Said right-of-way to be 12.00 feet in width, the centerline of  
10 which shall extend from the centerline of the existing doorway in the  
11 southwesterly corner of said Lessee's clubhouse to the centerline of the  
12 existing Lessee's boat hoist;

13 S 3. Should the leased waterfront park lands described in sections  
14 one and two of this act cease to be used for the purposes described  
15 therein, the lease shall terminate and those lands shall revert to the  
16 county of Onondaga for public waterfront park and recreational purposes.  
17 At the time of such reversion, the property shall be returned to its  
18 previous state, consistent with public waterfront park and recreational  
19 purposes.

20 S 4. Such waterfront park land described in section two of this act  
21 shall be made available to the general public on an equitable basis.  
22 Where availability of public facilities is limited, the use of such  
23 facilities must be determined by a reservation policy which provides  
24 priority use to the general public.

25 S 5. If the park land that is the subject of this act has received  
26 funding pursuant to the federal land and water conservation fund, the  
27 discontinuance of park land authorized by the provisions of this act  
28 shall not occur until the municipality has complied with the federal  
29 requirements pertaining to the conversion of park lands, including  
30 satisfying to the secretary of the interior that the discontinuance will  
31 include all conditions which the secretary of the interior deems neces-  
32 sary to assure the substitution of other lands shall be equivalent in  
33 fair market value and recreational usefulness to the lands being discon-  
34 tinued.

35 S 6. This act shall take effect immediately.