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

7170

I N S E N A T E

May 1, 2012

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

AN ACT authorizing the transfer of certain state lands in the town of Orangetown

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

Section 1. (a) Notwithstanding any other law to the contrary, state lands, including any buildings and improvements thereon erected, situate, lying and being within the bounds set forth in section three of this act shall be made available by the commissioner of general services for acquisition only by the town of Orangetown, upon such terms and conditions as such commissioner may deem proper, including consideration as he or she may fix and determine, for a period commencing on the effective date of this act and ending on December 31, 2020. During such period the town may tender an offer to the state for the acquisition of such lands, including any buildings and improvements thereon erected, which such commissioner may accept on behalf of the state at any time, provided that the town has not notified such commissioner in writing of the revocation of such offer.

(b) Nothing in this section shall be construed to require such commissioner to sell any state lands.

(c) Such commissioner may extend the period for acquisition established by this section for a period that he or she deems proper, provided that written notice of such extension is delivered to the town prior to the expiration of the period subject to the extension.

S 2. (a) Within thirty days of the effective date of this act, the commissioner of general services shall provide to the town of Orangetown a written description of all whole parcels of state lands located within the bounds set forth in section three of this act.

(b) Within the thirty days following the closing of any sale, conveyance or transfer by the state of any state lands located within the bounds set forth in section three of this act, the commissioner of general services shall provide to the town of Orangetown a written

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

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description of all remaining whole parcels of state lands located within the bounds set forth in section three of this act.

(c) Written descriptions of land required by this section shall be of such particularity as such commissioner deems appropriate, provided that such descriptions shall adequately identify any such available whole parcels of state lands for the purpose of procuring a land sale, conveyance or transfer.

(d) The effect of the provisions of this section shall continue until December 31, 2020.

S 3. The lands, with buildings and improvements thereon erected, subject to the provisions of this act are located within that part of the town of Orangetown in the county of Rockland bounded by a line described as follows:

BEGINNING at the intersection of the northern line of county of Rockland route number twenty and the western line of the Palisades Interstate Parkway; RUNNING THENCE westerly along the northern line of county of Rockland route number twenty to the intersection of the northern line of county of Rockland route number twenty and the eastern line of county of Rockland route number twenty-three; THENCE northerly along the eastern line of county of Rockland route number twenty-three to the intersection of the eastern line of county of Rockland route number twenty-three and the southern line of Convent Road; THENCE easterly along the southern line of Convent Road to the intersection of the southern line of Convent Road and the western line of the Palisades Interstate Parkway; THENCE southerly along the western line of the Palisades Interstate Parkway to the point of BEGINNING.

S 4. No state lands, the sale, conveyance or transfer of which is prohibited by the constitution, shall be affected by the provisions of this act.

S 5. No existing remedy or executed contract, lease or agreement shall be impaired by this act.

S 6. Any transaction for the sale, conveyance or transfer of land authorized by this act is subject to any statement of facts an accurate survey may show pertaining to any such land and is further subject to any covenants, conditions, restrictions, easements and rights-of-way, if any, contained in instruments of record affecting said premises so far as the same may now be in force and effect.

S 7. The town of Orangetown may affirmatively waive any right conferred upon it by this act upon a majority vote of its town board approving a resolution waiving any such right.

S 8. This act shall take effect immediately.