

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:

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

14 (b) Nothing in this section shall be construed to require such commis-
15 sioner to sell any state lands.

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

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

24 (b) Within the thirty days following the closing of any sale, convey-
25 ance or transfer by the state of any state lands located within the
26 bounds set forth in section three of this act, the commissioner of
27 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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1 description of all remaining whole parcels of state lands located within
2 the bounds set forth in section three of this act.

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

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

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

14 BEGINNING at the intersection of the northern line of county of Rock-
15 land route number twenty and the western line of the Palisades Inter-
16 state Parkway; RUNNING THENCE westerly along the northern line of county
17 of Rockland route number twenty to the intersection of the northern line
18 of county of Rockland route number twenty and the eastern line of county
19 of Rockland route number twenty-three; THENCE northerly along the east-
20 ern line of county of Rockland route number twenty-three to the inter-
21 section of the eastern line of county of Rockland route number twenty-
22 three and the southern line of Convent Road; THENCE easterly along the
23 southern line of Convent Road to the intersection of the southern line
24 of Convent Road and the western line of the Palisades Interstate Park-
25 way; THENCE southerly along the western line of the Palisades Interstate
26 Parkway to the point of BEGINNING.

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

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

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

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

41 S 8. This act shall take effect immediately.