

3816

2013-2014 Regular Sessions

I N S E N A T E

February 21, 2013

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

AN ACT to amend chapter 719 of the laws of 1982, relating to authorizing the commissioner of general services to convey certain state lands in the county of Suffolk to the town of Islip, in relation to exceptions for certain property

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

1 Section 1. The opening paragraph of section 7 of chapter 719 of the
2 laws of 1982, relating to authorizing the commissioner of general
3 services to convey certain state lands in the county of Suffolk to the
4 town of Islip, as amended by chapter 269 of the laws of 2001, is amended
5 and a new section 7-a is added to read as follows:
6 [Any] WITH THE EXCEPTION OF THE LAND DESCRIBED IN SECTION 7-A OF THIS
7 ACT, ANY land and improvements thereon transferred pursuant to this act
8 shall be used only by, or for the purposes of the state, the United
9 States of America and its transferees or assigns, a municipal corpo-
10 ration or a not-for-profit college or university chartered by the
11 regents of the university of the state of New York. Except for the
12 United States of America and its transferees or assigns, said land and
13 any improvements thereon shall be used only for hospital, park and
14 recreation, municipal office or educational purposes, and for complemen-
15 tary academic, scientific or technological uses, applied research and
16 developmental activities of a not-for-profit college or university, a
17 voluntary, municipal or state-operated hospital, or a municipal corpo-
18 ration. Said land or any improvements thereon transferred pursuant to
19 this act to the United States of America or its transferees or assigns
20 shall not be designed or altered for the overnight housing and/or custo-
21 dy of prisoners or detainees. These purposes and/or restrictions shall
22 be recorded as deed covenants and restrictions running with the land
23 upon the transfer of the land to the town of Islip, Suffolk county and

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

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1 its transferees or assigns. Provided, however, that the commissioner of
2 general services, subject to the approval of the town of Islip as
3 evidenced by a resolution of the town board and upon payment of fair and
4 reasonable consideration as determined by said commissioner by New York
5 Institute of Technology to the office of general services, shall amend,
6 modify or delete as set forth in said resolution any of the above stated
7 purposes, including the requirement that they be recorded as deed coven-
8 ants and restrictions running with the land as such purposes and
9 restrictions may appear in a conveyance to the town of Islip, its trans-
10 feree and assigns and apply to the following described five parcels of
11 land:

12 S 7-A. RESTRICTIONS PROVIDED IN SECTION 7 OF THIS ACT SHALL NOT APPLY
13 TO THE PARCEL OF LAND AS FOLLOWS:

14 BEGINNING AT A POINT FORMED BY THE INTERSECTION OF THE WESTERLY SIDE
15 OF LOWELL AVENUE AND THE SOUTHERLY SIDE OF EASTVIEW DRIVE; RUNNING
16 THENCE SOUTHERLY ALONG THE WESTERLY SIDE OF LOWELL AVENUE S07°39'38"E
17 300.00' TO A POINT; RUNNING THENCE WESTERLY TO THE EASTERLY SIDE OF
18 EASTVIEW DRIVE S82°13'18"W 356.55' TO A POINT OF THE CURVATURE; RUNNING
19 THENCE NORTHERLY ALONG THE EAST SIDE OF EASTVIEW DRIVE ALONG THE ARC OF
20 A CURVE BEARING TO THE RIGHT HAVING A RADIUS OF 455.93' AN ARC LENGTH
21 269.80' A CHORD DISTANCE OF 265.88 AND A CHORD BEARING OF N16°16'27"E TO
22 A POINT OF CURVATURE; RUNNING THENCE NORTHERLY ALONG THE EAST SIDE OF
23 EASTVIEW DRIVE ALONG THE ARC OF A CURVE BEARING TO THE RIGHT HAVING A
24 RADIUS OF 166.89' AN ARC LENGTH OF 142.98' AND A CHORD BEARING OF
25 N57°46'04"E A CHORD DISTANCE OF 138.65' TO A POINT OF TANGENCY; RUNNING
26 THENCE EASTERLY ALONG THE SOUTHERLY SIDE OF EASTVIEW DRIVE TO THE
27 WESTERLY SIDE OF LOWELL AVENUE N82°18'41"E 122.59' TO THE POINT OR PLACE
28 OF BEGINNING.

29 S 2. This act shall take effect immediately.