

STATE OF NEW YORK

7263

IN SENATE

January 5, 2018

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

AN ACT authorizing the village of Bayville to alienate certain parcels
of land used as parkland and to acquire other parcels of land to
replace such parkland

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Subject to the provisions of this act, the village of
2 Bayville, town of Oyster Bay, Nassau county, acting by and through its
3 governing body, is hereby authorized to discontinue the use of water-
4 front parklands and alienate such lands more particularly described in
5 section three of this act, for the purpose of constructing and maintain-
6 ing a pump station on such waterfront parklands, and upon such other
7 terms and conditions as determined by the governing body of the village
8 of Bayville.

9 § 2. The authorization contained in section one of this act shall take
10 effect only upon the condition that the village of Bayville shall
11 acquire and dedicate an amount equal to or greater than the fair market
12 value of the waterfront parklands being discontinued towards the acqui-
13 sition of new waterfront parklands and/or towards capital improvements
14 to existing waterfront parkland and recreational facilities.

15 § 3. Beginning at a point on the northerly side of Bayville - Center
16 Island Road, at the southeast corner of the herein described parcel,
17 said point being more particularly described as follows:
18 Commencing at the intersection of the westerly side of Pleasant View
19 Drive (Sound Beach Drive) with the northerly side of 10' widening to be
20 dedicated to the County of Nassau for Highway purposes on Bayville -
21 Center Island Road, as it appears on the Map of Bayville Sound Homes,
22 filed October 26, 1967 as case No. 8102;
23 Running thence along the northerly side of said widening, South
24 49°48'12" West 106.62 feet, to the westerly map line of said map of Map
25 of Bayville Sound Homes;

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

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1 Thence along said map line, South 21°31'08" East 10.56 feet, to the
2 northerly side of Bayville - Center Island Road, at the Point of Begin-
3 ning.
4 Running thence along the northerly side of Bayville - Center Island
5 Road, South 49°48'12" West 63.34 feet;
6 Thence North 21°31'08" West 110.00 feet;
7 Thence North 68°28'52" East 60.00 feet, to the westerly map line of
8 Bayville Sound Homes;
9 Thence along said westerly map line, South 21°31'08" East 89.72 feet, to
10 the northerly side of Bayville - Center Island Road, at the Point of
11 Beginning.
12 Containing within said bounds 5,992 square feet (0.138 acres)
13 Basis of bearings is North American Datum of 1983 New York State Plane
14 Coordinate System (NAD83 NYSPCS) Long Island Zone, which differs from
15 the local mapping meridian by a clockwise rotation of 11°45'28".
16 § 4. In the event that the village of Bayville received any funding
17 support or assistance from the federal government for the purchase,
18 maintenance or improvement of the parklands set forth in section three
19 of this act, the discontinuance and alienation of such parkland author-
20 ized by the provisions of section three of this act shall not occur
21 until the village of Bayville has complied with any federal requirements
22 pertaining to the alienation or conversion of such parklands, including
23 satisfying the secretary of the interior that the alienation or conver-
24 sion complies with all conditions which the secretary of the interior
25 deems necessary to assure the substitution of other lands shall be
26 equivalent in fair market value and usefulness to the lands being alien-
27 ated or converted.
28 § 5. This act shall take effect immediately.