

STATE OF NEW YORK

7842

2021-2022 Regular Sessions

IN ASSEMBLY

May 27, 2021

Introduced by M. of A. CAHILL -- read once and referred to the Committee on Local Governments

AN ACT to authorize the village of New Paltz, county of Ulster, to alienate and discontinue the use of certain parklands for the purpose of installing two wells for the benefit of village and town residents served by the municipal system

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

1 Section 1. Subject to the provisions of this act, the village of New
2 Paltz, county of Ulster, acting by and through its governing body, and
3 upon such terms and conditions as determined by such body, is hereby
4 authorized to discontinue as parklands the lands more particularly
5 described in section three of this act for the placement of two water
6 wells.

7 § 2. The authorization provided by section one of this act shall be
8 effective only upon the condition that the village of New Paltz acquire
9 and dedicate the lands described in section five of this act, and the
10 village of New Paltz dedicate such as parklands open to the general
11 public.

12 § 3. The lands authorized by section one of this act to be discontin-
13 ued as parklands are described as follows:

14 ALL that certain plot, piece or parcel of land situate in the Village
15 of New Paltz, County of Ulster, State of New York, lying easterly of and
16 adjacent to NYS Route 32 and being more particularly bounded and
17 described as follows:

18 BEGINNING at a point on the common line of lands now or formerly of
19 The Town of New Paltz, as described in book 1321 of deeds, at page 865,
20 on the north, and lands now or formerly of The Town of New Paltz and The
21 Village of New Paltz, as described in book 1420 of deeds, at page 1003,
22 on the south, said point being situate N 80°00'03" W, 190.51 feet from
23 an iron pipe found at the southeast corner of said lands now or formerly

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

LBD09440-04-1

1 of The Town of New Paltz; thence from said point of beginning, through
2 said lands now or formerly of The Town of New Paltz and The Village of
3 New Paltz the following thirteen (13) courses and distances: S 20°22'22"
4 W 69.02 feet; N 80°00'03" W 30.00 feet; N 09°59'57" E 55.89 feet; N
5 80°00'03" W 58.40 feet; S 74°07'23" W 125.51 feet; S 09°59'57" W 24.34
6 feet; N 80°00'03" W 20.00 feet; N 09°59'57" E 47.83 feet; S 75°37'52" W
7 13.61 feet; N 78°31'10" W 48.71 feet; N 69°12'41" W 59.25 feet; N
8 83°14'52" W 30.92 feet; and N 69°12'41" W 26.78 feet to a point on the
9 easterly line of NYS Route 32; thence along said easterly line N
10 25°18'25" E 15.05 feet to a point; thence through said lands now or
11 formerly of The Town of New Paltz and The Village of New Paltz the
12 following six (6) courses and distances: S 69°12'41" E 23.75 feet; S
13 83°14'52" E 30.92 feet; S 69°12'41" E 59.88 feet; S 78°31'10" E 44.05
14 feet; N 75°37'52" E 16.96 feet; and N 09°59'57" E 26.82 feet to the
15 aforesaid common line; thence along said common line S 80°00'03" E 20.00
16 feet to a point; thence through said lands now or formerly of The Town
17 of New Paltz and The Village of New Paltz the following two (2) courses
18 and distances: S 09°59'57" W 19.57 feet; and N 86°10'56" E 81.95 feet to
19 a point on the aforesaid common line; thence along said common line S
20 80°00'03" E 134.17 feet to the point or place of BEGINNING.

21 CONTAINING 11,312 SQUARE FEET, more or less.

22 § 4. Should the lands described in section three of this act cease to
23 be used for the purposes described in section one of this act, those
24 lands shall revert to the village of New Paltz for public park and
25 recreational purposes. At the time of such reversion, the removal of
26 such water facilities shall take place and the property shall be
27 returned to its previous state, consistent with park and recreational
28 purposes.

29 § 5. The lands required by section two of this act to be acquired and
30 dedicated by the village of New Paltz as parklands open to the general
31 public are described as follows:

32 Beginning at the intersection formed by the Southeasterly side of
33 Elting Avenue with the Easterly side of Mohonk Avenue, and running:

34 1) thence from said point of beginning, along the Southeasterly side
35 of Elting Avenue, North 28° 26' 44" East, 28.00 feet to a point at the
36 Northwesterly corner of other lands of Jean Hasbrouck Park, Village of
37 New Paltz;

38 2) thence along the Westerly line of lands of Jean Hasabrouck Park,
39 Village of New Paltz, South 30° 03' 16" East, 86.50 feet to a point on
40 the Easterly side of Mohonk Avenue;

41 3) thence along the Easterly side of Mohonk Avenue, North 48° 25' 48"
42 West, 75.73 feet to the place of beginning.

43 CONTAINING: 0.024 Acres or 1032.51 Sq. Ft.

44 All bearings are referred to Magnetic North

45 The above-described premises are shown on a certain map entitled, "Map
46 Showing Lands to be Annexed To Jean Hasbrouck Park, Village of New
47 Paltz," Prepared for the Village of New Paltz, by Brinnier & Larios,
48 P.C., dated June 2019; last revised April 21, 2021.

49 § 6. In the event that the village of New Paltz received any funding
50 support or assistance from the federal government for the purchase,
51 maintenance or improvement of the parklands set forth in section three
52 of this act, the discontinuance and alienation of such parkland author-
53 ized by the provisions of this act shall not occur until the village of
54 New Paltz has complied with any federal requirements pertaining to the
55 alienation or conversion of parklands, including satisfying the secre-
56 tary of the interior that the alienation or conversion complies with all

1 conditions which the secretary of the interior deems necessary to assure
2 the substitution of other lands shall be equivalent in fair market value
3 and usefulness to the lands being alienated or converted.
4 § 7. This act shall take effect immediately.