

STATE OF NEW YORK

6837

2021-2022 Regular Sessions

IN SENATE

May 19, 2021

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

AN ACT to amend chapter 269 of the laws of 1979 relating to authorizing the county of Nassau to lease certain lands acquired pursuant to the provisions of article fifteen of the parks and recreation law, in relation to extending the authorization to lease or permit such lands

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

1 Section 1. Sections 1, 1-a, and 1-b of chapter 269 of the laws of 1979
2 relating to authorizing the county of Nassau to lease certain lands
3 acquired pursuant to the provisions of article fifteen of the parks and
4 recreation law, section 1 as amended and sections 1-a and 1-b as added
5 by chapter 459 of the laws of 1998, are amended to read as follows:

6 Section 1. Notwithstanding any other provision of law to the contrary,
7 the governing body of the county of Nassau, may lease for fair market
8 value and upon such terms and conditions as such governing body, in its
9 discretion, shall deem fair and reasonable, for an initial period not to
10 exceed twenty years and may thereafter lease for an additional period
11 not to exceed ten years Lots 1, 2, 7 and 8 set forth in Section 58,
12 Block A on the Land and Tax Map of the county of Nassau, and located at
13 Silver Point, Atlantic Beach in the town of Hempstead, such lands having
14 been acquired by the county pursuant to article fifteen of the former
15 parks and recreation law, and the authorization provided hereby shall
16 further include any period where there was or is a lease or permit for
17 the subject premises in effect up to and including January 1, 2021, and
18 the governing body of the county of Nassau may thereafter lease such
19 premises for fair market value and upon such terms and conditions as the
20 governing body, in its discretion, shall deem fair and reasonable, for
21 an additional period not to exceed twenty years. During the period of
22 such lease or permit, such land shall remain on the assessment rolls of
23 the municipality, school districts and other districts in which they are

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

LBD11497-01-1

1 located and shall be subject to real estate taxes and assessments in the
2 same manner as privately owned lands. The tenant's or permittee's rights
3 under such lease or permit to occupy and use such lands shall be condi-
4 tioned on the prompt payment of the full amount of such taxes and
5 assessments with interest and penalties, if any. A copy of such lease or
6 permit shall be filed with the Nassau county clerk within ten days after
7 such lease or permit is executed.

8 § 1-a. Any amounts received by the county of Nassau pursuant to [~~the~~]
9 any lease or permit authorized pursuant to section one of this act shall
10 be used by such county for the acquisition of additional parklands or
11 capital improvements to existing parks or financing of additional park-
12 lands or additional improvements to existing parks; provided, however,
13 that such amounts shall be placed into an account which is utilized only
14 for park and recreational purposes.

15 § 1-b. If the lessee or permittee of the lands authorized to be leased
16 pursuant to section one of this act shall fail or cease to use such
17 lands and improvements thereon for public recreational purposes, the
18 leasehold or permit on such lands and improvements shall terminate and
19 possession thereof shall immediately revert to the county of Nassau.

20 § 2. This act shall take effect immediately.