

S T A T E O F N E W Y O R K

5306--A

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. MORAHAN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to create the Orangetown public library district and to repeal chapter 349 of the laws of 1973, relating to creating a library district in the town of Orangetown in the county of Rockland

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

1 Section 1. Notwithstanding the provisions of any other law, a library
2 district is hereby established in the town of Orangetown in the county
3 of Rockland outside the limits of any incorporated village which, except
4 as hereinafter provided, shall be co-terminus with the area or areas
5 served by the public library established pursuant to chapter 816 of the
6 laws of 1961. The districts created by this act shall be designated and
7 consist of the following areas:
8 (a) Blauvelt: Beginning at a point determined by the intersection of
9 Western Highway and Convent Road running thence in a westerly direction
10 along the center line of Convent Road to the intersection of Convent
11 Road and the Hackensack River, turning and running thence in a northerly
12 direction along the Hackensack River to its intersection with the south-
13 erly boundary of the Town of Clarkstown, Rockland County, New York which
14 being likewise the northerly boundary line of the Town of Orangetown,
15 Rockland County, New York and running thence along said boundary line in
16 an easterly direction to the Nyack, South Nyack boundary line, turning
17 and running thence along the South Nyack boundary line in a southerly
18 direction to its intersection with Tweed Blvd. thence along the easterly
19 side of Tweed Blvd. to its intersection with Clausland Mountain Road,
20 turning and running thence in a westerly direction along the center line
21 of said Clausland Mountain Road to its intersection with Greenbush Road,
22 turning and running in a southerly direction along the center line of

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

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1 Greenbush Road to its intersection with Mountain View Road, turning and
2 running thence in a westerly direction along the, centerline of said
3 Mountain View Road to Western Highway, turning and running northerly
4 along the centerline of Western Highway to the point or place of begin-
5 ning; containing all the lands within the said bounds,

6 (b) Tappan: Beginning at the New York-New Jersey State Line in the
7 vicinity of Sparkill Creek and running in a northerly direction along
8 the said Sparkill Creek to its intersection with the Palisades Inter-
9 state Parkway, turning and running thence in a north westerly direction
10 along the western side of said parkway to its intersection with the
11 Piermont Branch of the Erie Railroad turning and running thence in a
12 northerly direction along the center line of said Railroad right-of-way
13 to its intersection with New York State Route 303 turning and running
14 thence in a southerly direction along the center line of said route 303
15 to its intersection with the Palisades Interstate Parkway, turning and
16 running thence in a north westerly direction along the western or Hudson
17 River side of said parkway to its intersection with Western Highway,
18 turning and running thence in a southerly direction along the center
19 line of said Western Highway to its intersection with Low Lane, turning
20 and running thence in a westerly direction along the center line of Low
21 Lane to its intersection with Stockade Road, turning and running thence
22 along the center line of Stockade Road in a south westerly direction to
23 its intersection with West Hillwood Avenue, turning and running thence
24 in a south westerly direction approximately 525 feet along the center
25 line of West Hillwood Avenue and an extension thereof to a point where
26 it intersects the western boundary line of Plot 17, Block 26, Map 24-1,
27 turning and running thence along said boundary line in a south easterly
28 direction approximately 330 feet to the north east corner of Plot 54,
29 Block 19, Map 24-1 turning and running thence in a south westerly direc-
30 tion approximately 700 feet along the northern boundary of said plot to
31 its north west corner, turning and running thence in a south easterly
32 direction first along the western boundary line of Plot 54, Block 19,
33 Map 24-1 and secondly along the eastern boundary line of Plot 14, Block
34 26, on Maps 9 and 10 for a total approximate distance of 3,300 feet,
35 turning and running thence in a south westerly direction along the
36 southern boundary lines of Plots 13 and 14, Block 26, Map 9, approxi-
37 mately 385 feet to its intersection with the New York-New Jersey State
38 Line, turning and running in an easterly direction along said State line
39 to the point or place of beginning, containing all the lands within the
40 said bounds;

41 (c) Sparkill-Palisades: Beginning at the New Jersey-New York State
42 Line in the vicinity of the Sparkill Creek and running in a northerly
43 direction along the said Sparkill Creek to its intersection with the
44 Palisades Interstate Parkway, turning and running thence in a northwes-
45 terly direction along the western side of said Parkway to its inter-
46 section with the Piermont Branch of the Erie Railroad turning and
47 running thence in a northerly direction along the centerline of said
48 Railroad right-of-way to the property now or formerly belonging to St.
49 Agnes Convent, turning and running thence, in a northeasterly direction
50 along the St. Agnes property line to the centerline of Cemetery Lane
51 (King's Highway), turning and running thence in an easterly direction
52 along the centerline of Cemetery Lane (King's Highway) to point where
53 the southern boundary of Rockland Cemetery intersects Cemetery Lane
54 (King's Highway), turning and running thence, in a northeasterly direc-
55 tion along the southern boundary of Rockland Cemetery to a point on the
56 Piermont Boundary Line, turning and running thence along the Piermont

1 boundary line in a southerly direction approximately 800 feet, thence in
2 a southwesterly direction along the Piermont boundary line approximately
3 650 feet, thence in a southerly direction along the Piermont boundary
4 line approximately 825 feet, thence in southwesterly direction along the
5 Piermont boundary line approximately 1930 feet, thence in a southeaster-
6 ly direction along the Piermont boundary line approximately 1460 feet,
7 thence in a northeasterly direction along the Piermont boundary line
8 approximately 6550 feet to a point on the eastern boundary line or
9 Hudson River side of Orangetown, turning and running thence along the
10 eastern boundary line or Hudson River side of Orangetown in a southerly
11 direction to a point along the New Jersey-New York State Line, turning
12 and running thence in a northwesterly direction along the New Jersey-New
13 York State Line approximately 11,700 feet to the point or place of
14 beginning.

15 (d) Orangeburg: Beginning at a point formed by the intersection of the
16 center lines of Western Highway and Low Lane, thence running in a north-
17 erly direction along the center line of Western Highway to the inter-
18 section with the center line of the Palisades Interstate Parkway turning
19 and running thence, in a south easterly direction along the center line
20 of the Palisades Interstate Parkway to its intersection with the easter-
21 ly side of Route 303, turning and running thence, in a northerly direc-
22 tion along the easterly side of Route 303 to a point approximately 590
23 feet north of the intersection of the northern side of the Palisades
24 Interstate Parkway and Route 303, turning and running thence along the
25 lot line of Plot 2, Block 13, Map 60 as follows in an easterly direction
26 20 feet, thence in a northerly direction approximately 250 feet, thence
27 in an easterly direction approximately 465 feet, thence in a northerly
28 direction approximately 340 feet, thence in a northeasterly direction
29 approximately 1000 feet-to the intersection of the extension of the lot
30 line of the center line of the Erie R.R. right-of-way, turning and
31 running thence in an easterly direction along the center line of the
32 Erie R.R. Right-of-way to the property now or formerly belonging to St.
33 Agnes Convent, turning and running thence, in a northeasterly direction
34 along the St. Agnes property line to the center line of Cemetery Lane
35 (Kings Hwy.), turning and running thence in an easterly direction along
36 the center line of Cemetery Lane (Kings Hwy.) to a point where the
37 southern boundary of Rockland Cemetery intersects Cemetery Lane (Kings
38 Hwy.), turning and running thence, in a northeasterly direction along
39 the southern boundary of Rockland Cemetery, and as said line is extended
40 in the same direction to the center line of Tweed Blvd. (also known as
41 Highland Blvd.) turning and running thence in a northerly direction
42 along the center line of Tweed Blvd. to the intersection of the center
43 lines of Tweed Blvd. and Clausland Mountain Road, turning and running
44 thence in a southwesterly direction along the center line of Clausland
45 Mountain Road to a point, formed by the intersection of the center lines
46 of Clausland Mountain Road, Greenbush Road and Spruce Street, turning
47 and running in a westerly direction along the center line of Spruce
48 Street and as said line is extended in the same direction to the center
49 line of the Right-of-Way of the West Shore Branch of the N. Y. Central
50 R.R., turning and running thence in a southwesterly direction to a point
51 formed by the intersection of the center lines of Convent Road and West-
52 ern Highway turning and running thence in a westerly direction along the
53 center line of Convent Road to a point opposite the east boundary of the
54 Rockland State Hospital property, turning and running thence in a south-
55 erly direction along the Rockland State Hospital property line, crossing
56 Friel Road to a point formed by the intersection of the eastern and

1 southern boundary lines of Rockland State Hospital, (which point is on
2 the westerly side of what is or was formerly known as West Hillwood
3 Avenue), running thence in a southerly direction along the westerly side
4 of West Hillwood Avenue to its intersection with the center line of what
5 is or was formerly known as Stockade Road, turning and running thence in
6 a northeasterly direction along the center line of said Stockade Road to
7 the intersection with the center line of what is or was formerly known
8 as Avenue A, turning and running thence in a southerly direction along
9 the center line of Avenue A, to its intersection with the center line of
10 Low Lane, turning and running in an easterly direction along the center
11 line of Low Lane to the point or place of beginning, containing all the
12 lands within the said bounds; provided, however, that the area described
13 in clause (d) hereof shall become a part of such district only at such
14 time as a free association library is chartered by the boards of regents
15 of the university of the state of New York to furnish library service in
16 such area.

17 S 2. The town board of the town of Orangetown is hereby authorized to
18 raise money by tax for library purposes and to contract with the trus-
19 tees of any free association library which has received a charter from
20 the board of regents of the university of the state of New York for the
21 furnishing of library services in the areas comprising the library
22 districts created by this act, under such terms and conditions as may be
23 stated in such contract. Such tax shall be a charge upon the taxable
24 property of the areas comprising such library districts outside of the
25 limits of any incorporated village. Taxes voted for library purposes
26 pursuant to this section shall, unless otherwise directed by such vote,
27 be considered as annual appropriations therefor until changed by further
28 vote and shall be levied and collected yearly as are other general taxes
29 in the town of Orangetown. The amount agreed to be paid to a free asso-
30 ciation library for furnishing library services under a contract author-
31 ized by this section shall be paid directly to the treasurer of such
32 library.

33 S 3. The free association libraries located in the areas comprising
34 the library districts created by this act shall individually submit on
35 or before the twentieth day of September to the supervisor of the town
36 of Orangetown a request for funds for each such free association library
37 for the ensuing year, in such form and containing such information
38 including estimates of revenues and expenditures as such supervisor
39 shall prescribe. The provisions of article 8 of the town law shall apply
40 to the adoption of appropriations for library purposes in the annual
41 budget of such town, provided that the appropriations adopted for any
42 such library and the request for funds submitted on behalf of such
43 library shall be based on the individual needs for every such library;
44 and it is further provided, that the town board shall, within the param-
45 eters of the town law, be permitted to exercise its discretion with
46 respect to all appropriations adopted for each library for the ensuing
47 year.

48 S 4. If on the effective date of this act the public library created
49 pursuant to chapter 816 of the laws of 1961 has not transferred any
50 assets it may hold to a free association library or libraries located in
51 the library districts created pursuant to section one of this act, the
52 disposition of any such assets shall be determined by the board of
53 regents of the university of the state of New York, provided, however,
54 that any such assets shall to the extent possible be held in trust for
55 transfer forthwith (a) to any free association library which shall
56 subsequently be chartered by the board of regents of the university of

1 the state of New York in the areas comprising the library districts
2 created by section one of this act, or (b) to any public library estab-
3 lished pursuant to section 255 of the education law to serve the South
4 Orangetown Central School District Number One.

5 S 5. Chapter 349 of the laws of 1973, relating to creating a library
6 district in the town of Orangetown in the county of Rockland, is
7 REPEALED.

8 S 6. This act shall take effect immediately.