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

9224

2009-2010 Regular Sessions

I N A S S E M B L Y

November 4, 2009

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

AN ACT in relation to the alienation of certain parklands in the town of Kent in the county of Putnam

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

Section 1. Subject to the provisions of this act, the county of Putnam, acting by and through its county legislature, is hereby authorized to discontinue as parklands and alienate, the lands described in section three of this act, for the purpose of constructing a senior citizen center in the town of Kent.

S 2. The authorization contained in section one of this act shall take effect only upon the condition that the county of Putnam shall dedicate the lands described in section four of this act as additional parklands of the county.

S 3. The lands authorized by section one of this act to be discontinued as parklands are as follows:

All that tract or parcel of land situate in the town of Kent, Putnam county, New York state and being bounded and described as follows:

Beginning at a point on the westerly side of Ludingtonville Road at the southeasterly corner of the parcel herein described and which point is distant N 10-30-00 W 193.38 from a point on the westerly side of Ludingtonville Road where the same is intersected by the southeasterly corner of lands now or formerly Jackson, et al. as described in Liber 774 cp 542 and the southerly line of lands now or formerly Midhills Land Corp. as established by a boundary line agreement as recorded in Liber 255 cp 371; thence from said point of beginning through lands now or formerly Jackson, et al. as described in Liber 774 cp 542 on a curve to the right (Radial Bearing N 61-07-47 W) having a radius of 52.40, a central angle of 49-00-53 and a length of 44.83 to a point on a curve of the right; thence along said curve to the right (Radial Bearing N

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

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12-58-04 E) having a radius of 105.00, a central angle of 46-07-46 and a length of 84.54 to a point; thence continuing through lands now or formerly Jackson, et al. as described in Liber 774 cp 542 N 30-54-10 W 39.80, N 32-53-26 W 9.23 and N 9-02-14 E 16.80 to a point on a curve to the left; thence along said curve to the left having a radius of 43.00, a central angle of 42-46-56 and a length of 32.11 to a point; thence continuing through lands now or formerly Jackson, et al. as described in Liber 774 cp 542 N 74-05-48 W 5.76, N 55-29-01 W 57.12 and N 16-37-55 W 21.66 to a point on a non tangent curve to the right; thence along said non-tangent curve to the right (Radial Bearing N 9-28-12 E) having a radius of 14.58, a central angle of 94-55-31 and a length of 24.16 to a point, thence N 21-37-26 W 15.20 and N 82-5-09 W 11.53 to a point on a non-tangent curve to the right; thence along said non-tangent curve to the right (Radial Bearing N 21-33-58 E) having a radius of 87.90, a central angle of 17-46-55 and a length of 27.28 to a point: thence continuing through lands now or formerly Jackson, et al. as described in Liber 774 cp 542 S 81-14-09 W 7.44, N-57-18-13 W 15.38, N 27-58-42 E 24.76, N 33-21-18 E 46.23, N 33-21-50 E 295.39 and S 54-42-41 E 44.67 to a point on a non tangent curve to the left; thence along said non-tangent curve to the left (Radial Bearing N 59-27-18 E) having a radius of 249.73, a central angle of 20-38-25 and a length of 89.96 to a point; thence still continuing through lands now or formerly Jackson, et al. as described in Liber 774 cp 542 S 0-06-42 W 34.40 S 22-46-11 W 71.18 and S 43-54-34 E 5.48 to a point on the westerly side of Ludingtonville Road; thence along the westerly side of Ludingtonville Road on a curve to the left (Radial Bearing S 67-15-43 E) having a radius of 418.10, a central angle of 33-14-18 and a length of 242.55 to a point; thence continuing along the westerly side of Ludingtonville Road S 10-30-00 E 94.26 to the point and place of beginning. Containing within said bounds 1.884 acres more or less.

S 4. Prior to the discontinuance and alienation of the parkland described in section three of this act, the county of Putnam, acting through its county legislature, shall dedicate replacement lands for use as parkland for public park and/or open space purposes, with such replacement lands, being of equal or greater usefulness as parkland for public park and/or open space purposes, as follows:

All that tract or parcel of land situate in the town of Patterson, Putnam County, New York State and being bounded and described as follows:

Beginning at a point on the northerly side of N.Y. Route 311 and the southwest corner of now or formally Merritt C. Ryder thence South 82 degrees 23' 29" West 102.44 feet to the easterly side of Interstate 503 (NY 84); running thence along said easterly side of Interstate 503 the following course and distance; North 28 degrees 41' 39' West 508.26 feet, thence through the lands of now or formerly Douglas Holly North 64 degrees 51' 05" East 149.30 feet to the lands of now or formally Matthews and Doris Ann Kutch, thence South 35 degrees 30' 45" East 192.20 feet to a point in the line now or formerly of Edward and Gertrude Wolf; running thence along said lands South 64 degrees 51' 05" West 25.28, South 42 degrees 48' 14" East 160.00 feet and North 64 Degrees 39' 23" East 86.00 feet to a point in the line of lands now or formerly of Warren and Gloria Weigel; running thence along said lands South 42 degrees 56' 55" East 111.20 feet to a point in the line of lands now or formerly of William and Patrick Kelley; running thence along said lands South 45 degrees 08' 48" East 110.00 feet, North 64 degrees 52' 33" East 152.03 feet to a point in the line of lands now or

formerly of Gustav Werner; running thence along said lands South 39 degrees 05'34" East 89.66 feet to a point in the line of lands now or formerly of Merritt C. Ryder, running thence along said lands South 66 degrees 21' 44" West 357.64 feet and South 14 degrees 02' 41" East 96.47 feet to the point and place of beginning containing within said bounds 3.564 acres more or less.

S 5. In the event that the county of Putnam received any funding support or assistance from the federal government for the purchase, maintenance or improvement of the parklands set forth in section three of this act, the discontinuance and alienation of such parkland authorized by the provisions of section three of this act shall not occur until the county of Putnam has complied with any federal requirements pertaining to the alienation or conversion of such parklands, including satisfying the secretary of the interior that the alienation or conversion complies with all conditions which the secretary of the interior deems necessary to assure the substitution of other lands shall be equivalent in fair market and usefulness to the lands being alienated or converted.

S 6. This act shall take effect immediately.