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

5798--A

2009-2010 Regular Sessions

I N S E N A T E

June 5, 2009

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

AN ACT to authorize the county of Nassau to convey to the Manhasset-Lakeville water district, a special district of the town of North Hempstead, an easement through land located in the county's Leeds Pond Preserve to be used to install an underground water main, to extend and improve the existing public water supply system

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

Section 1. The county of Nassau, acting by and through its county legislature, is hereby authorized to convey by appropriate instruments to the board of commissioners of the Manhasset-Lakeville water district, an easement in Leeds Pond Preserve described in section three of this act, for the purpose of enabling such water district to construct, and repair when necessary, a transmission main which will extend the existing public water supply system. Upon completion of construction, the county of Nassau shall restore the surface of the lands and the lands shall continue to be used for park purposes.

S 2. The authorization provided in section one of this act shall be effective only upon the condition that the county of Nassau dedicate an amount equal to or greater than the fair market value of the easement interest being alienated pursuant to section one of this act to the acquisition of new parklands and/or capital improvements to existing park and recreational facilities.

S 3. The easement to be conveyed by the county of Nassau pursuant to the provisions of this act is described as follows:

All that certain plot, piece or parcel of land with buildings and improvements thereon erected, situate, lying and being located at

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

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Manhasset, Town of North Hempstead, County of Nassau and State of New York being more particularly bounded and described as follows:

Beginning at a point on the widened Easterly side of Plandome Road, said point being the Southwest corner of Lot 151 as shown on the Map of Plandome Wood, Section 1, filed August 1, 1956 as case number 6728. Said point of beginning being South 01 Degrees 50 Minutes 30 Seconds West, 297.70 feet from the intersection of the Easterly side of Plandome Road with the Southerly side of Elm Sea Lane.

Thence partly along the southerly line of the Map of Plandome Wood Section 1, South 74 Degrees 24 Minutes 22 Seconds East a distance of 339.63 feet;

Thence along the Southerly line of the Map of Plandome Wood Section 1 and the Map of Plandome Wood Section 2, North 70 Degrees 54 Minutes 13 Seconds East a distance of 1140.27 feet to the Westerly line of the Map of Manhasset Estates;

Thence along the Westerly line of Manhasset Estates, South 19 Degrees 03 Minutes 57 Seconds East a distance of 161.94 feet to the Northerly line of the Map of Plandome Mill Amended Map Number 2;

Thence along the Northerly line of the Map of Plandome Mill, Amended Map Number 2, South 63 Degrees 30 Minutes 53 Seconds West a distance of 15.13 feet;

Thence North 19 Degrees 03 Minutes 57 Seconds West a distance of 148.88 feet;

Thence South 70 Degrees 54 Minutes 13 Seconds West a distance of 1129.95 feet;

Thence North 74 Degrees 24 Minutes 22 Seconds West a distance of 368.45 feet to the Southerly line of Plandome Road;

Thence North 15 Degrees 35 Minutes 38 Seconds East, 15.00 feet;

Thence South 74 Degrees 24 Minutes 22 Seconds East a distance of 24.14 feet to the point or place of BEGINNING.

The described property having an area of 24,849.46 square feet or 0.57 acres.

S 4. The conveyance of the easement authorized by the provisions of this act shall not occur until the county of Nassau has complied with any federal requirements pertaining to the alienation or conversion of 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 that the substitution of other lands be equivalent in fair market value and recreational usefulness to the lands being alienated or converted.

S 5. This act shall take effect immediately.