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

6108

2009-2010 Regular Sessions

I N S E N A T E

August 3, 2009

Introduced by Sen. LEIBELL -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to authorize the county of Putnam to discontinue the use of certain lands as parklands for the purpose of constructing a senior center in the town of Kent

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 198.08 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 N 48-49-33 W 133-32, S 57-44-28 W 29.19, N 52-33-01 W 85.69, N 32-13-45 W 104.27, N 13-07-44 W 15.73, N 34-22-53 E 18.30, N 49-10-48 E 62.15, N 35-49-37 E

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

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18.36, N 22-26-32 E 48.48, N 32-40-53 E 35.92, N 49-46-15 E 45.37, N 41-51-33 E 49.03, N 55-18-45 E 65.88, S 63-00-13 E 23.26, S 49-04-57 E 23.98, S 32-08-25 E 24.78 and S 23-03-18 E 38.26 to a point on the westerly side of Ludingtonville Road; thence along the westerly side of Ludingtonville Road S 26-30-00 W 48.64 to a point on a curve to the left; thence along said curve to the left having a radius of 418.10, a central angle of 37-00-01 and a length of 270.00 to a point; thence continuing along the westerly side of Ludingtonville Road S 10-30-10 E 89.56 to the point and place of beginning. Containing within said bounds 1.616 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 shall identify replacement lands to be dedicated for use as parkland for public park and/or open space purposes, comprising not less than 1.616 acres, and the county legislature shall thereupon, by local law, dedicate such replacement lands as parkland for public park and/or open space purposes.

S 5. The discontinuance and alienation of the parkland authorized by the provisions of this act shall not occur until the county of Putnam 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 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.