

S T A T E   O F   N E W   Y O R K

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S. 8134

A. 11412

S E N A T E - A S S E M B L Y

June 10, 2010

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

IN ASSEMBLY -- Introduced by COMMITTEE ON RULES -- (at request of M. of A. O'Mara) -- read once and referred to the Committee on Local Governments

AN ACT to authorize the county of Schuyler to convey to Seneca Harbor Place, LLC, an easement through land located in the county's Seneca Harbor Park

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

1     Section 1. The county of Schuyler, acting by and through its county  
2 legislature, is hereby authorized to convey by appropriate instruments  
3 to Seneca Harbor Place, LLC, an easement located in Seneca Harbor Park  
4 and described in section three of this act, for the purpose of enabling  
5 access to lakefront development by Seneca Harbor Place, LLC.  
6     S 2. The authorization provided in section one of this act shall be  
7 effective only upon the condition that the county of Schuyler dedicate  
8 an amount equal to or greater than the fair market value of the easement  
9 interest being alienated pursuant to section one of this act to the  
10 acquisition of new parklands and/or capital improvements to existing  
11 park and recreational facilities.  
12     S 3. The easement to be conveyed by the county of Schuyler pursuant to  
13 section one of this act is described as follows:  
14     ALL THAT TRACT OR PARCEL OF LAND situate in the Village of Watkins  
15 Glen, County of Schuyler and State of New York, bounded and described as  
16 follows:  
17     Beginning at a point at the southeasterly corner of lands now or  
18 formerly owned by County of Schuyler (L. 266, P. 210), said point also  
19 described as being the northeasterly corner of Porter Street;  
20     Thence N87°02'02"W, along the dividing line between Porter Street on  
21 the south and the aforesaid lands of County of Schuyler on the north, a  
22 distance of 65.99 feet to a point;

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

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1 Thence; N31°49'51"E, through lands of County of Schuyler, a distance  
2 of 140.32 feet to a point on the easterly boundary of lands of County of  
3 Schuyler;

4 Thence S03°46'57"W, along said easterly boundary of lands of County of  
5 Schuyler, a distance of 122.90 feet to the point of beginning; contain-  
6 ing 0.093 acre or 4.054 square feet, more or less.

7 S 4. The conveyance of the easement authorized by the provisions of  
8 this act shall not occur until the county of Schuyler has complied with  
9 any federal requirements pertaining to the alienation or conversion of  
10 parklands, including satisfying the secretary of the interior that the  
11 alienation or conversion complies with all conditions which the secre-  
12 tary of the interior deems necessary to assure that the substitution of  
13 other lands be equivalent in fair market value and recreational useful-  
14 ness to the lands being alienated or converted.

15 S 5. This act shall take effect immediately.