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

8307

I N S E N A T E

June 22, 2010

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

AN ACT authorizing the city of New Rochelle to sell and convey certain lands in the city of New Rochelle

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

Section 1. Notwithstanding subdivision 2 of section 20 of the general city law, the city of New Rochelle is hereby authorized, acting through its legislative body, to sell, alienate and convey the waterfront real property, described in section three of this act, and any personal property affixed thereto, in furtherance of an economic development interest of the state and/or city of New Rochelle, despite that fact that such real property may be waterfront property or land under water.

S 2. Notwithstanding any provision of law to the contrary, the land which is the subject of this act is known as Section 1, Block 84, Lot 22 on the tax assessment maps of the City of New Rochelle, more particularly bounded and described in section three of this act, conveyed to the City of New Rochelle by letters patent dated July 24, 1997, from the People of the State of New York to the City of New Rochelle, recorded in the Westchester County Clerk's Office at Liber 11802, Page 272 on September 3, 1997; and such letters patent shall continue in full force and effect subject to the provisions of this act.

S 3. The land described in section one of this act is more particularly described as follows:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND situate in the City of New Rochelle, County of Westchester, and State of New York, being further described as follows:

BEGINNING at a point on the southerly side of East Main Street at its intersection with the division line between the lands of the People of the State of New York, on the east, and lands now or formerly of Anthony Petro, on the west, said point being distant S. 29° 51' W., 304.28 feet from New Rochelle City Monument No. 4 which is located at the northwesterly corner of the intersection of Pratt and Huguenot Streets; thence N. 52° 02' 34 E., along the southerly bounds of East Main Street, 200

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

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feet to a point in the westerly bounds of lands, now or formerly, owned by the City of New Rochelle, said point being distance S. 02° 32' 30" E., 141.02 feet from the aforesaid Monument No. 4; thence S. 43° 23' 32" E., along the westerly bounds of said lands of the City of New Rochelle, 635 feet to a point in the original high water line of New Rochelle Harbor (formerly called Snuff Mill Pond); thence S 52° 02' 34" W., generally along said high water line, 200 feet to a point at the south-east corner of lands, now or formerly, of the Colonial Sand and Stone Company, Inc.; thence N. 43° 23' 32" W., along the easterly bounds of said lands of the Colonial Sand and Stone Company, Inc., 327.55 feet to a point; thence N. 52° 28' 17" W., continuing along the easterly bounds of said lands of Colonial Sand and Stone Company, Inc., 57.92 feet to a point in the southerly bounds of lands, now or formerly, of Harvey A. Turnure (designated as Lot 45); thence N. 52° 02' 34" E., along the southerly bounds of said lands of Turnure, 9.18 feet to a point; thence N. 43° 23' 32" W., along the easterly bounds of lands of said Turnure and then continuing along the easterly bounds of the aforesaid lands of Anthony Petro, 251.12 feet to the point and place of beginning, containing 2.908 acres of land, more or less.

S 4. Notwithstanding any other special or general law including, but not limited to sections 33 and 34 of the public lands law, the commissioner of general services is hereby authorized and directed to take such action as is necessary to release, extinguish and relinquish to the city of New Rochelle, its successors and assigns, any and all conditions and/or reservations of the state that limit the use of the real property more particularly described in section three of this act for park, recreation, street and highway purposes, including incidental, necessary municipal business in conjunction therewith, and to release, extinguish and convey to the city of New Rochelle any and all rights of reverter and/or of reversion that the state may have in and to such real property, such that such limits of use and/or the rights of reverter and/or reversion, shall be permanently released, extinguished and relinquished forever. The consideration therefor shall be one dollar to be paid to the state, it being recognized that such real property includes lands previously conveyed by the city of New Rochelle to the state of New York for one dollar each by deeds dated September 4, 1930 and January 31, 1933, as authorized in chapter 429 of the laws of 1929 and chapter 411 of the laws of 1933, respectively.

S 5. This act shall take effect immediately.