

4416

2011-2012 Regular Sessions

I N S E N A T E

April 4, 2011

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

AN ACT to authorize the county of Suffolk to discontinue the use of certain county lands as parkland and to sell and convey such lands to the First Baptist Church of Bay Shore

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

1 Section 1. The county of Suffolk, acting by and through its governing
2 body, is hereby authorized to permanently discontinue as parklands, and
3 to sell and convey, upon such terms and conditions as such governing
4 body shall deem to be reasonable, to the First Baptist Church of Bay
5 Shore the land described in section three of this act.

6 S 2. The authorization provided in section one of this act shall be
7 effective only upon the condition that the county of Suffolk dedicate an
8 amount equal to or greater than the fair market value of the property
9 being alienated by this act for the acquisition of additional parklands
10 and/or for capital improvements to existing park and recreational facil-
11 ities.

12 S 3. The lands to be permanently discontinued as parklands and alien-
13 ated, and conveyed are described as follows:

14 ALL that certain plot, piece or parcel of land, with the buildings and
15 improvements thereon erected, situate, lying and being in Bay Shore,
16 Town of Islip, Suffolk County, New York, and known and distinguished on
17 a certain map entitled, "Map of Fordham Tract, Bay Shore, Suffolk Coun-
18 ty, New York, Property of H.C. Fordham, May, 1911, Eugene R. Smith,
19 C.E.", which said map is filed in the Suffolk County Clerk's Office, as
20 Lots Numbers 70 and 71, which taken together are bounded and described
21 as follows:

22 BEGINNING on the east side of Fork's Road, at the southwesterly corner
23 of Lot No. 69 on said map, and running thence easterly along the bounda-
24 ry line between Lots Nos. 69 and 70, 168 feet, more or less, to the

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

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1 easterly boundary line of the Fordham Tract; running thence southeaster-
2 ly along said easterly boundary line to the southeasterly corner of Lot
3 No. 71; running thence northwesterly along the southerly side of Lot No.
4 71, 187.7 feet, more or less, to the east side of Fork's Road; and
5 running thence northwesterly along the same 63.42 feet, more or less, to
6 the place of BEGINNING.

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

15 S 5. In the event that the park lands to be dedicated by the county of
16 Suffolk pursuant to this act are not of equal or greater fair market
17 value and usefulness as park lands than the park lands to be discontin-
18 ued, the county of Suffolk shall dedicate the difference of fair market
19 value and/or usefulness of the lands to be alienated and the lands to be
20 dedicated for the acquisition of additional park lands and/or capital
21 improvements to existing park and recreational facilities.

22 S 6. This act shall take effect immediately.