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

S. 4608--A A. 7118--A

2011-2012 Regular Sessions

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

April 13, 2011

IN SENATE -- Introduced by Sens. MARCELLINO, FLANAGAN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- Introduced by M. of A. RAIA, CONTE -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the town of Huntington, in the county of Suffolk, to discontinue use of and convey certain park lands

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

Section 1. Notwithstanding any provision of law to the contrary, the town of Huntington, in the county of Suffolk, is hereby authorized, acting by and through its town board, upon such other terms and conditions as may be determined by such board, but at fair market value, to discontinue the use of the municipally owned park land more particularly described in section three of this act, and to sell and convey such lands, which are no longer needed for park purposes.

S 2. The authorization provided in section one of this act shall be effective only upon the condition that the town of Huntington dedicates land equal to or greater than the fair market value of the property being alienated in section three of this act as additional park land.

S 3. The parcels authorized to be conveyed by section one of this act are described as follows:

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being near Greenlawn, in the Town of Huntington, County of Suffolk and State of New York, bounded and described as follows:

PARCEL I

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

LBD10806-02-1

BEGINNING at a point the following three courses and distances from a point on the southerly side of Pulaski Road where the northeasterly corner of land now or formerly of DOOGAN intersects said southerly side of Pulaski Road;
(1) Easterly along a curve bearing to the right with a radius of 1612.27 feet and an arc length of 100.13 feet along with southerly side of Pulaski Road;
(2) South 17 degrees 47 minutes 30 seconds east 425.41 feet;
(3) South 11 degrees 03 minutes 20 seconds west 209.91 feet to the point and place of beginning;
THENCE from said point of beginning South 11 degrees 03 minutes 20 seconds west 134.56 feet;
THENCE South 11 degrees 00 minutes 00 seconds east 110.37 feet;
THENCE South 83 degrees 00 minutes 00 seconds east 234.86 feet;
THENCE North 30 degrees 00 minutes 00 seconds east 16.13 feet;
THENCE due east 97.88 feet;
THENCE North 02 degrees 56 minutes 53 seconds east 188.10 feet;
THENCE North 78 degrees 56 minutes 40 seconds west 350.49 feet;
to the point and place of BEGINNING.

PARCEL II

BEGINNING at a point the following two courses and distances from the intersection of the southerly side of Pulaski Road and the westerly side of the proposed Northport-Babylon Expressway:
(1) South 20 degrees 45 minutes 10 seconds east 327.80 feet;
(2) South 54 degrees 26 minutes 40 seconds east 72.57 feet to the point of beginning;
THENCE from said point of beginning the following two courses and distances along the westerly boundary of the proposed Northport-Babylon Expressway:
(1) South 54 degrees 26 minutes 40 seconds east 162.49 feet;
(2) South 33 degrees 38 minutes 10 seconds east 54.95 feet;
THENCE South 52 degrees 08 minutes 33 seconds west 510.73 feet;
THENCE South 10 degrees 00 minutes 00 seconds east 230.00 feet;
THENCE South 16 degrees 20 minutes 00 seconds west 332.00 feet;
THENCE North 80 degrees 10 minutes 00 seconds west 70.01 feet;
THENCE North 20 degrees 00 minutes 00 seconds west 69.0 feet;
THENCE North 83 degrees 00 minutes 00 seconds west 49.21 feet;
THENCE North 17 degrees 00 minutes 00 seconds west 164.48 feet;
THENCE North 23 degrees 00 minutes 00 seconds east 29.31 feet;
THENCE North 29 degrees 00 minutes 00 seconds west 86.95 feet;
THENCE North 81 degrees 00 minutes 00 seconds west 45.0 feet;
THENCE North 26 degrees 00 minutes 00 seconds west 96.15 feet;
THENCE due west 10.0 feet;
THENCE North 02 degrees 56 minutes 53 seconds east 178.40 feet;
THENCE North 81 degrees 03 minutes 20 seconds east 230.29 feet;
THENCE North 47 degrees 03 minutes 20 seconds east a distance of 511.16 feet to the westerly side of proposed Northport-Babylon Expressway at the point or place of BEGINNING.
Reserving to the grantor in favor of adjacent property owned by it an easement for sewerage lines, drainage lines, water lines and other utility lines over the following described property;
BEGINNING at a point on the westerly side of the proposed Northport-Babylon Expressway, said point being the following two courses southerly, as measured along the westerly side of the proposed Northport-Babylon Expressway from its intersection with the southerly side of Pulaski Road, C.R. 11:

1) S20-45-10E, 327.80 feet, and
2) S54-26-40E, 72.57 feet to the point of beginning;
RUNNING THENCE along the westerly side of the proposed Northport-Babylon Expressway the following two courses:
1) S54-26-40E, 162.49 feet to a point, and
2) S33-38-10E, 54.95 feet to a point;
THENCE S52-08-33W, 50.14 feet to a point;
THENCE parallel to the westerly side of the proposed Northport-Babylon Expressway and 50' therefrom the following two courses:
1) N33-38-10W, 49.46 feet to a point, and
2) N54-26-40W, 163.48 feet to a point;
THENCE N47-03-20E, 51.02 feet to the point or place of beginning.
Containing within said bounds 0.247 acres.

S 4. The discontinuance and conveyance of park land authorized by the provisions of this act shall not occur until the town of Huntington has complied with any federal requirements pertaining to the alienation or conversion of park lands, 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 shall be equivalent in fair market value and recreational usefulness to the lands being alienated or converted.

S 5. This act shall take effect immediately.