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

S. 6451--A A. 9237--A
Cal. No. 694

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

February 9, 2012

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

IN ASSEMBLY -- Introduced by M. of A. THIELE -- 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 East Hampton to alienate and convey its interest in parkland, jointly owned by the towns of East Hampton and Southampton, to the town of Southampton

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

Section 1. The Town of East Hampton, is hereby authorized to alienate, transfer and convey at fair market value its interest in the parklands, jointly owned by the towns of East Hampton and Southampton, described in section two of this act to the town of Southampton for use by the town of Southampton for continued park and recreational purposes provided, however, that the town of Southampton shall continue to provide access to such parklands and facilities to all residents of the town of East Hampton. An amount equal to the revenues received from the transfer of parkland pursuant to this act shall be used for capital improvements of existing park and recreational facilities and/or for the acquisition of additional park and recreational facilities.

S 2. The lands referred to in 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, situated, lying and being at Wainscott in the Town of Southampton, County of Suffolk and State of New York being bounded and described as follows:

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

LBD14091-05-2

BEGINNING at a point on the Westerly side of Wainscott Harbor Road distant 155.85 feet Northerly from the corner formed by the intersection of the Westerly side of Wainscott Harbor Road with the Northerly side of Montauk Highway as measured along the Westerly side of Wainscott Harbor Road;

RUNNING THENCE from said point of beginning along the Westerly Wainscott Harbor Road the following two (2) courses and distances:

(1) North 16° 05' 00" West 1012.36 feet to a set pin;

(2) North 15° 20' 30" West 443.82 feet to a concrete monument and land formerly of Charles Schwenk, land now Map of Greenleaf, map number 7689;

RUNNING THENCE along Map of Greenleaf the following three (3) courses and distances:

(1) South 70° 51' 25" West 398.35 feet to a concrete monument;

(2) South 16 04 40 East 101.83 feet to a concrete monument;

(3) South 76 09 40 West 132.65 feet to a post land formerly of Hewlett Treadwell and J. Howard Liberty, land now or formerly of Hampton Health Inc.;

RUNNING THENCE along land now or formerly of Hampton Health Inc. South 16 17 30 East 1328.50 feet to the Northerly side of Montauk Highway;

RUNNING THENCE along the Northerly side of Montauk Highway South 86 35 40 East 140.00 feet to set a pin and land formerly of Bessie A. Mulford, land now or formerly of John Anderson;

RUNNING THENCE along said land now or formerly of John Anderson the following three (3) courses and distances:

(1) North 16 15 40 West 159.30 feet to a set pin;

(2) South 86 35 40 East 189.89 feet to a set pin;

(3) North 89 39 30 East 217.42 feet to a set pin and the Westerly side of Wainscott Harbor Road and the point and place of BEGINNING. Containing 38.962 acres more or less.

S 3. The lands to be transferred pursuant to this act and all structures and facilities situated on such land, shall be maintained, owned and operated by the town of Southampton.

S 4. Where availability of such public parkland and facilities are limited, the use of such parklands and facilities must be determined by an equitable method which provides priority use to the general public based on a reservation policy.

S 5. This act shall take effect immediately.