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

766--A

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. GANTT -- read once and referred to the Committee on Governmental Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend chapter 616 of the laws of 1992, relating to authorizing the conveyance of state land in the city of Buffalo, to Women for Human Rights and Dignity Development Corporation Inc. for charitable purposes, in relation to authorizing the commissioner of general services to release a right of reverter in letters patent conveying certain land located in the city of Buffalo, county of Erie

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

Section 1. Chapter 616 of the laws of 1992, relating to authorizing the conveyance of state land in the city of Buffalo to Women for Human Rights and Dignity Development Corporation, Inc. for charitable purposes, is amended to read as follows:

Section 1. The commissioner of general services in the executive department [is hereby authorized to sell and convey to the Women for Human Rights and Dignity Development Corporation, Inc., a not-for-profit corporation in the state of New York, the lands with the improvements thereon] MAY, BY ORDER, CANCEL ANY CONDITION OR RIGHT OF REVERTER CONTAINED IN LETTERS PATENT, CONVEYING CERTAIN PREMISES, more particularly described in section [three] TWO of this act, UPON APPLICATION OF THE SUCCESSOR IN INTEREST TO THE ORIGINAL GRANTEE, IF THE COMMISSIONER IS SATISFIED BY REASON OR PROOF SUBMITTED THAT SUCH CANCELLATION IS JUST AND NOT DETRIMENTAL TO THE INTERESTS OF THE STATE. THE ORDER SHALL BE UPON TERMS AND CONDITIONS INCLUDING PAYMENT OF FAIR AND EQUITABLE CONSIDERATION AS DETERMINED BY SAID COMMISSIONER; PROVIDED, HOWEVER, THAT THE AMOUNT RECEIVED BY THE STATE OF NEW YORK SHALL NOT BE LESS THAN THE FULL ASSESSED VALUE AT THE TIME OF THE TRANSFER IN 1993 MINUS THE CONSIDERATION THAT THE STATE RECEIVED FOR SUCH TRANSFER.

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

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S 2. [The purpose of this conveyance is to develop, implement and monitor activities which are exclusively charitable, with the primary intent of providing educational relief to those individuals who are disadvantaged, particularly women. Conveyance shall be on terms and conditions, including consideration, as the commissioner of general services may fix and determine.

S 3.] The premises are more particularly described as follows:

All that tract or parcel of land, situate in the city of Buffalo, county of Erie, state of New York and being part of Lot 65, Township 11, Range 8 of the Holland Land Company Survey (so-called) and further being part of subdivision lot 12 in block "F" as shown on a map filed in the Erie county clerk's office under cover no. 254, bounded and described as follows:

Beginning at a point on the northwesterly boundary of Main street at its intersection with the southwesterly boundary of Florence avenue; running thence southwesterly along the northwesterly boundary of Main street, a distance of 50.0 feet to a point. Said point being the southeasterly corner of subdivision lot 12; running thence northwesterly, parallel with the southwesterly boundary of Florence avenue and along the southwesterly line of subdivision lot 12, a distance of 140.0 feet to a point; running thence northeasterly, parallel with the northwesterly boundary of Main street, a distance of 50.0 feet to a point on the southwesterly boundary of Florence avenue; running thence southeasterly along the southwesterly boundary of Florence avenue, a distance of 140.0 feet to the point or place of beginning.

Together with all the right, title and interest of the party of the first part of, in and to any land lying in the bed of any highway, road, street or avenue, land or alley, open or proposed, lying in front of or adjacent to the premises conveyed hereunder to the centerline thereof.

Being the same premises conveyed to the people of the state of New York by Florence B. Lunz by deed dated November 14, 1975 and recorded December 9, 1975 in the Erie county clerk's office in liber 8345 of deeds at page 523, said premises being known as 2238 Main Street, Buffalo, New York.

[S 4. Any lands transferred pursuant to this act shall be used exclusively to develop, implement and monitor activities which are exclusively charitable, with the primary intent of providing educational relief to those individuals who are disadvantaged, particularly women and upon termination of such use, title to the lands so transferred shall revert to the state of New York.

S 5.] S 3. The commissioner of general services shall not grant the aforesaid lands unless application is made therefor within one year after the date on which this act shall have become a law.

[S 6.] S 4. This act shall take effect immediately.

S 2. This act shall take effect immediately.