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

7037

I N S E N A T E

April 25, 2012

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

AN ACT in relation to authorizing the county of Onondaga to lease certain Onondaga Lake Park property to Onondaga Yacht Club

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

Section 1. (a) Notwithstanding the provisions of any other general, special or local law, rule or regulation to the contrary, the county of Onondaga is hereby authorized and empowered to lease the lands and improvements hereinafter described for up to twenty-five years to the Onondaga Yacht Club for such consideration and upon such terms, conditions and provisions as shall be mutually agreed upon by the county and the Onondaga Yacht Club consistent with section three of this act for boating and related recreational activities.

(b) The authorization provided in subdivision (a) of this section shall be effective only upon the condition that the county of Onondaga dedicate an amount equal to or greater than the fair market value of the lease for the capital improvement of Onondaga Lake Park and/or the capital improvement of existing park and recreational facilities and/or for the acquisition of additional waterfront park and recreational facilities.

S 2. The lands and improvements to be leased pursuant to this act located at Onondaga Lake Park, county of Onondaga, state of New York, are more particularly described as follows:

All that tract or parcel of land situated in the Village of Liverpool, Town of Salina, County of Onondaga, and State of New York, being part of reclaimed Lot #14, Onondaga Salt Springs Reservation, in said Town and being more particularly described as follows:

Beginning at a point S.62°-35'-10"E., 100.00 feet and S.27°-24'-50"W., 13.00 feet from Station 262+51.64 of the east shore base line established by the former Onondaga County Park and Regional Planning Board, now Department of Parks and Recreation; thence S.27°-24'50W., a distance of 287± feet to a point in the stone wall shore line of Onondaga Lake; thence Northwesterly, along said stone wall shore line of Onondaga Lake,

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

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a distance of 165± feet to a point; thence N.27°-24'-50"E., a distance of 115± feet to a point; thence N-62°-35'-10"W., a distance of 105.00 feet to a point; thence N.27°-24'50"E., a distance of 68.00 feet to a point; thence S.62°-35'-10"E., a distance of 233.00 feet to the point of beginning. The hereinbefore described parcel of land contains 37,220± square feet of land.

Together with, a right-of-way for the purpose of ingress and egress to and from the existing Lessee's clubhouse and the existing Lessee's boat hoist. Said right-of-way to be 12.00 feet in width, the centerline of which shall extend from the centerline of the existing doorway in the southwesterly corner of said Lessee's clubhouse to the centerline of the existing Lessee's boat hoist;

S 3. Should the leased waterfront park lands described in sections one and two of this act cease to be used for the purposes described therein, the lease shall terminate and those lands shall revert to the county of Onondaga for public waterfront park and recreational purposes. At the time of such reversion, the property shall be returned to its previous state, consistent with public waterfront park and recreational purposes.

S 4. Such waterfront park land described in section two of this act shall be made available to the general public on an equitable basis. Where availability of public facilities is limited, the use of such facilities must be determined by a reservation policy which provides priority use to the general public.

S 5. If the park land that is the subject of this act has received funding pursuant to the federal land and water conservation fund, the discontinuance of park land authorized by the provisions of this act shall not occur until the municipality has complied with the federal requirements pertaining to the conversion of park lands, including satisfying to the secretary of the interior that the discontinuance will include all conditions which the secretary of the interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and recreational usefulness to the lands being discontinued.

S 6. This act shall take effect immediately.