

5298

2013-2014 Regular Sessions

I N   S E N A T E

May 16, 2013

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Introduced by Sen. BOYLE -- 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 situate, lying and  
15 being at Bay Shore, Town of Islip, County of Suffolk and State of New  
16 York, known and designated as part of lot numbers 68 and 69 and part of  
17 the northerly 12 feet of Lot 70 on the Map of Fordham Tract, filed in  
18 the Office of the Suffolk County Clerk on October 19, 1912 as Map No.  
19 270, said property being more particularly bounded and described as  
20 follows:  
21     BEGINNING at the southwesterly corner of the property herein  
22 described, said point being distant the following three (3) courses and  
23 distances from the intersection of the northerly side of the former

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

LBD08729-04-3

1 Harrison Avenue (Tax Lot 143) with the northeasterly side of Second  
2 Avenue:  
3 1. North 76 degrees 02 minutes 00 seconds East 183.83 feet;  
4 2. South 59 degrees 28 minutes 00 seconds East, 199.80 feet;  
5 3. North 53 degrees 20 minutes 00 seconds East, 102.29 feet;  
6 RUNNING THENCE North 37 degrees 39 minutes 08 seconds West, 61.97 feet  
7 to the division line between Lot 67 and Lot 68 shown on said Map of  
8 Fordham Tract;  
9 THENCE along Penataquit Brook, South 89 degrees 07 minutes 03 seconds  
10 East 101.66 feet, along a tie line;  
11 THENCE South 53 degrees 20 minutes 00 seconds West, 79.53 feet to the  
12 POINT OR PLACE OF BEGINNING.  
13 Containing 2,464 square feet, more or less.  
14 ALL that certain plot, piece or parcel of land, situate, lying and  
15 being at Bay Shore in the Town of Islip, County of Suffolk and State of  
16 New York bounded and described as follows:  
17 BEGINNING at a point on the southerly line of Lot 71 on said of Map of  
18 Fordham Tract, distant the following three (3) courses and distances  
19 from the intersection of the northerly side of the former Harrison  
20 Avenue (Tax Lot 143), with the northeasterly side of Second Avenue:  
21 1. North 76 degrees 02 minutes 00 seconds East 183.83 feet;  
22 2. South 59 degrees 28 minutes 00 seconds East, 284.21 feet;  
23 3. North 56 degrees 55 minutes 00 seconds East 84.54 feet, along said  
24 southerly line of Lot 71;  
25 RUNNING THENCE North 56 degrees 55 minutes 00 seconds East 52.68 feet,  
26 along said southerly line of Lot 71;  
27 THENCE South 31 degrees 17 minutes 00 seconds East, 13.21 feet;  
28 THENCE North 84 degrees 50 minutes 00 seconds 4.67 feet;  
29 THENCE South 18 degrees 53 minutes 00 seconds West, 65.91 feet;  
30 THENCE North 37 degrees 39 minutes 08 seconds West, 56.18 feet to the  
31 POINT OR PLACE OF BEGINNING.  
32 Containing 1,922 square feet, more or less.  
33 ALL that certain plot, piece or parcel of land situate, lying and  
34 being at Bay Shore, Town of Islip, County of Suffolk and State of New  
35 York, known and designated as part of Lot 71 and part of Lot 70 on the  
36 Map of Fordham Tract, filed in the Office of the Suffolk County Clerk on  
37 October 19, 1912 as Map No.1 270, said property being more particularly  
38 bounded and described as follows:  
39 BEGINNING at a point on the northeasterly side of former Harrison  
40 Avenue (Tax Lot 143), distant the following two (2) courses and  
41 distances from the intersection of the northerly side of the said former  
42 Harrison Avenue (Tax Lot 143), with the northeasterly side of Second  
43 Avenue:  
44 1. North 76 degrees 02 minutes 00 seconds East 183.83 feet;  
45 2. South 59 degrees 28 minutes 00 seconds East, 199.80 feet;  
46 RUNNING THENCE North 53 degrees 20 minutes 00 seconds East, 102.29  
47 feet;  
48 THENCE South 37 degrees 39 minutes 08 seconds East, 49.91 feet to the  
49 southerly line of Lot 71 on the Map of Fordham Tract;  
50 THENCE South 56 degrees 55 minutes 00 seconds West 84.54 feet, along  
51 said line, to the northerly line of said former Harrison Avenue (Tax Lot  
52 143);  
53 THENCE along the northerly line of said former Harrison Avenue (Tax  
54 Lot 143) North 59 degrees 28 minutes 00 seconds West, 48.41 feet to the  
55 POINT OR PLACE OF BEGINNING.  
56 Containing 4,386 square feet, more or less.

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

9 S 5. In the event that the park lands to be dedicated by the county of  
10 Suffolk pursuant to this act are not of equal or greater fair market  
11 value and usefulness as park lands than the park lands to be discontin-  
12 ued, the county of Suffolk shall dedicate the difference of fair market  
13 value and/or usefulness of the lands to be alienated and the lands to be  
14 dedicated for the acquisition of additional park lands and/or capital  
15 improvements to existing park and recreational facilities.  
16 S 6. This act shall take effect immediately.