

7276

I N S E N A T E

May 9, 2014

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

AN ACT authorizing the town of Cortlandville, county of Cortland to alienate and convey certain parcels of land used as parkland and to acquire other parcels of land to replace such parkland

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

1 Section 1. The town of Cortlandville, county of Cortland, is hereby
2 authorized to discontinue as parklands, alienate and convey the lands
3 described in section three of this act.

4 S 2. The authorization contained in section one of this act shall take
5 effect only upon the condition that the town of Cortlandville dedicate
6 an amount equal to or greater than the fair market value of the property
7 being alienated in section three of this act toward acquisition of additional
8 parkland and/or capital improvements to existing parkland.

9 S 3. The lands to be discontinued as parklands and alienated and
10 conveyed pursuant to section one of this act are bounded and described
11 as follows:

12 Parcel I

13 ALL that tract or parcel of land situate on the westerly side of New
14 York state route #281 in Lot #83, town of Cortlandville, county of Cortland
15 and state of New York being bounded and described as follows:
16 Beginning at a point on the westerly right-of-way line of said Route
17 #281 at the northeast corner of lands conveyed to the town of Cortlandville
18 (R.O.) as filed in the Cortland County Clerk's Office in Liber 342
19 of Deeds at Page 765; thence running N 62° 37' 19" W along said parcel,
20 a distance of 183.05 feet to a point; thence running N 27° 22' 41" E
21 along said parcel, a distance of 200.0 feet to a point; thence running S
22 62° 37' 19" E along said parcel, a distance of 196.39 feet to a point on
23 the westerly right of way line of NYS Route No. 281; thence running S
24 31° 11' 35" W along said right of way a distance of 200.44 feet to the
25 place of beginning and containing 0.86 acres of land.

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

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1 Also conveying all rights, title and interest to the land lying east-
2 erly of the above described premises to the centerline of NYS Route No.
3 281.

4 Parcel II

5 ALL that tract or parcel of land situate in the town of Cortlandville,
6 county of Cortland and state of New York, being part of Lot 83 in said
7 town, being bounded and described as follows: Beginning at a point on
8 the west right of way line of NYS Route 281, set at the northeast corner
9 of the parcel of land conveyed by Arthur Yacavone to F. Donald McGee by
10 deed recorded in the Cortland County Clerk's Office in Liber 310 of
11 Deeds at Page 859; running thence North $62^{\circ} 37' 19''$ West a distance of
12 409.17 feet to a steel pipe; thence running South $27^{\circ} 22' 41''$ West a
13 distance of 242.76 feet to a point in the north line of Lamont Acres
14 Tract; running thence North $85^{\circ} 21' 36''$ West a distance of 173.93 feet
15 to a steel pipe set in the east line of lands owned by Gutches; running
16 thence North $3^{\circ} 15' 40''$ East a distance of 545.0 feet to a steel pipe;
17 running thence South $85^{\circ} 21' 36''$ East a distance of 404.54 feet along
18 the south line of lands owned by Arthur B. Yacavone to a point; running
19 thence South $62^{\circ} 53' 46''$ East a distance of 250.0 feet to an iron pipe;
20 running thence South $27^{\circ} 22' 41''$ West a distance of 200.0 feet to a
21 steel pipe; running thence South running $62^{\circ} 37' 19''$ East a distance of
22 183.05 feet to a concrete monument set in the west line of the right-of-
23 way NYS route 281; running thence South $32^{\circ} 57' 54''$ West along said
24 right-of-way a distance of 145.66 feet to the point or place of begin-
25 ning, containing 6.17 acres of land, more or less.

26 Also, all the lands lying between the above described parcel of land
27 and the center line of NYS Route No. 281 on the east, subject to the
28 right of the public to use the same for street and highway purposes.

29 S 4. If the land that is the subject of this act has received funding
30 pursuant to the federal land and water conservation fund, the discontin-
31 uance of parklands authorized by the provisions of this act shall not
32 occur until the municipality has complied with the federal requirements
33 pertaining to the conversion of parklands, including satisfying the
34 secretary of the interior that the discontinuance will include all
35 conditions which the secretary of the interior deems necessary to assure
36 the substitution of other lands shall be equivalent in fair market value
37 and recreational usefulness to the lands being discontinued.

38 S 5. This act shall take effect immediately.