

S T A T E   O F   N E W   Y O R K

S. 7620

A. 9706

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

May 16, 2014

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

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Local Governments

AN ACT in relation to the alienation and substitution of certain parklands in the town of Southampton in the county of Suffolk

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

- 1     Section 1. Subject to the provisions of this act, the town of South-  
2     ampton, in the county of Suffolk, acting by and through its town board,  
3     is hereby authorized to discontinue as parklands and alienate, the lands  
4     described in section three of this act.  
5     S 2. The authorization contained in section one of this act shall take  
6     effect only upon the condition that the town of Southampton shall  
7     acquire and dedicate the lands of equal or greater fair market value  
8     described in section four of this act as additional parklands of the  
9     town.  
10    S 3. The lands authorized by section one of this act to be discontin-  
11    ued as parklands are as follows:  
12    ALL THAT TRACT OR PARCEL OF LAND situate in the town of Southampton,  
13    county of Suffolk and state of New York being part of Parcel No. 1,  
14    described as follows:  
15    Beginning at a point at the northeasterly side of Center Drive (Nugent  
16    Drive) County Road No. 94 at the westerly end of a curve connecting the  
17    northeasterly side of Center Drive (Nugent Drive) County Road No. 94  
18    with the westerly side of Peconic Avenue:  
19    Thence along the northerly side of Center Drive (Nugent Drive) County  
20    Road No. 94, North 54°06'00" West, 172.95 feet to a point;  
21    Thence along the lands now or formerly Suffolk County South 73°51'50"  
22    East, 30.55 feet to a point;  
23    Thence through the lands now or formerly Town of Southampton South  
24    60°33'16" East, 135.91 feet to a point;

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

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1 Thence northeasterly and easterly along a curve bearing to the left  
2 having a radius of 65.00 feet a distance of 112.73 feet to a point;  
3 Thence North 20°04'34" East, 84.17 feet to a point;  
4 Thence North 35°50'56" East, 23.07 feet to a point;  
5 Thence South 85°19'00" East, 11.52 feet to a point on the northwester-  
6 ly side of Peconic Avenue;  
7 Thence South 22°09'00" West along the northwesterly side of Peconic  
8 Avenue 138.08 feet to the northerly end of a curve connecting the  
9 northeasterly side of Center Drive (Nugent Drive) County Road 94 to the  
10 northwesterly side of Peconic Avenue;  
11 Thence southwesterly and westerly along said curve bearing to the  
12 right having a radius of 67.72 feet a distance of 122.63 feet to the  
13 point of beginning, being 7,510± square feet.  
14 S 4. Prior to the discontinuance and alienation of the parkland  
15 described in section three of this act, the town of Southampton, acting  
16 through its town board, shall acquire and dedicate replacement lands for  
17 use as parkland for public park purposes, with such replacement lands,  
18 being of equal or greater value, as follows:  
19 ALL THAT TRACT OR PARCEL OF LAND situated in the county of Suffolk,  
20 state of New York being part of Parcel No. 2, described as follows:  
21 Beginning at a point at the northeasterly corner of Parcel 2, said  
22 point being the following two courses and distances from a point on the  
23 westerly side of Peconic Avenue at the northerly end of a curve having a  
24 radius of 67.72' and a distance of 122.63' connecting the westerly side  
25 of Peconic Avenue with the northerly side of Center Drive (C.R. 94):  
26 (1) North 22° 09' 00" West, 138.08 feet to a point and the division  
27 line between lands now or formerly Town of Southampton on the north and  
28 lands now or formerly Town of Southampton to the south;  
29 (2) South 85° 19' 00" East, 212.29 feet to the point of Beginning:  
30 Thence along the division line of property of the People of the County  
31 of Suffolk and the Town of Southampton the following six courses and  
32 distances:  
33 (1) North 85° 19' 00" West, 63.29 feet to a point;  
34 (2) South 35° 54' 00" West, 7.98 feet to a point;  
35 (3) South 03° 02' 40" West, 88.10 feet to a point;  
36 (4) North 73° 51' 50" West, 46.17 feet to a point, thence through the  
37 lands now or formerly Suffolk County;  
38 (5) North 53° 44' 39" West, 99.18 feet to a point;  
39 (6) North 36° 15' 21" East, 119.19 feet to the waterline of Griffings  
40 Pond;  
41 Thence running along the waterline of Griffings Pond the following  
42 seven tie line courses and distances:  
43 (1) South 05° 11' 00" East, 26.65 feet to a point;  
44 (2) South 52° 16' 24" East, 46.76 feet to a point;  
45 (3) North 54° 37' 12" East, 12.58 feet to a point;  
46 (4) North 14° 09' 55" East, 33.32 feet to a point;  
47 (5) North 07° 41' 59" East, 23.04 feet to a point;  
48 (6) North 07° 10' 04" West, 18.35 feet to a point;  
49 (7) North 06° 43' 41" East, 26.33 feet to a point along the lands now  
50 or formerly Town of Southampton;  
51 Thence along the said mentioned lands the following four courses and  
52 distances:  
53 (1) South 02° 11' 10" East, 50.30 feet to a point;  
54 (2) South 77° 56' 30" East, 16.80 feet to a point;  
55 (3) South 26° 19' 40" East, 37.61 feet to a point;

1 (4) South 34° 50' 40" East, 51.74 feet to the point of beginning,  
2 being 15,286± square feet.

3 S 5. In the event that the parklands to be dedicated by the town of  
4 Southampton pursuant to this act are not equal to or greater than the  
5 fair market value of the parkland to be discontinued, the town of South-  
6 ampton shall dedicate the difference of the fair market value of the  
7 lands to be alienated and the lands to be dedicated for the acquisition  
8 of additional parklands and/or for capital improvements to existing park  
9 and recreational facilities.

10 S 6. In the event that the town of Southampton received any funding  
11 support or assistance from the federal government for the purchase,  
12 maintenance or improvement of the parklands set forth in section three  
13 of this act, the discontinuance and alienation of such parkland author-  
14 ized by the provisions of section three of this act shall not occur  
15 until the town of Southampton has complied with any federal requirements  
16 pertaining to the alienation or conversion of such parklands, including  
17 satisfying the secretary of the interior that the alienation or conver-  
18 sion complies with all conditions which the secretary of the interior  
19 deems necessary to assure the substitution of other lands shall be  
20 equivalent in fair market value and usefulness to the lands being alien-  
21 ated or converted.

22 S 7. This act shall take effect immediately.