

4241--B

Cal. No. 491

2013-2014 Regular Sessions

I N S E N A T E

March 15, 2013

Introduced by Sen. STEWART-COUSINS -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- again amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend chapter 118 of the laws of 1969, relating to a separate union free school district in the town of Greenburgh, in the county of Westchester, in relation to clarifying the authority of the Greenburgh North Castle Union Free School District to lease certain properties and to expand its boundaries

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

1 Section 1. Section 2-a of chapter 118 of the laws of 1969, relating to  
2 a separate union free school district in the town of Greenburgh in the  
3 county of Westchester, as added by chapter 224 of the laws of 2010, is  
4 amended to read as follows:

5 S 2-a. Notwithstanding any other law, rule, or regulation to the  
6 contrary, in addition to the powers granted by section two of this act,  
7 subject to the approval of the New York state education department, the  
8 board of education shall be authorized to lease, AND EXPAND THE BOUNDA-  
9 RIES OF THE SCHOOL DISTRICT FOR THE DURATION OF THE APPLICABLE LEASES TO  
10 INCLUDE, properties located at 108 Shonnard Place in the city of Yonk-  
11 ers, county of Westchester, and at 1700 Old Orchard Place in the village  
12 of Valhalla, county of Westchester for the purpose of providing instruc-  
13 tion to students enrolled in the school district.

14 S 2. Section 2-a of chapter 118 of the laws of 1969, relating to a  
15 separate union free school district in the town of Greenburgh, in the  
16 county of Westchester, as added by chapter 226 of the laws of 2010, is  
17 amended to read as follows:

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

LBD08473-08-3

1 S [2-a] 2-B. Notwithstanding any other law, rule, or regulation to  
2 the contrary, in addition to the powers granted by section two of this  
3 act, subject to the approval of the New York state education department,  
4 the board of education shall be authorized to lease AND EXPAND BOUNDA-  
5 RIES OF properties located at 623 Blooming Grove Turnpike, in the town  
6 of New Windsor, county of Orange, to be known as the Kaplan Career Acad-  
7 emy, for the purpose of providing instruction to students enrolled in  
8 the school district.

9 S 3. Chapter 118 of the laws of 1969, relating to a separate union  
10 free school district in the town of Greenburgh, in the county of West-  
11 chester, is amended by adding two new sections 2-c and 2-d to read as  
12 follows:

13 S 2-C. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, RULE OR REGULATION  
14 TO THE CONTRARY, SUBJECT TO THE APPROVAL OF THE NEW YORK STATE EDUCATION  
15 DEPARTMENT, THE BOARD OF EDUCATION SHALL BE AUTHORIZED TO LEASE AND  
16 EXPAND BOUNDARIES OF PROPERTIES LOCATED AT 45 EAST GAINSBORG AVENUE IN  
17 THE VILLAGE OF WEST HARRISON, COUNTY OF WESTCHESTER, TO BE KNOWN AS THE  
18 REACH ACADEMY, AND TO ENTER INTO ANY AGREEMENTS NECESSARY TO CARRY OUT  
19 SUCH AUTHORITY, FOR THE PURPOSE OF PROVIDING INSTRUCTION TO STUDENTS  
20 ENROLLED IN THE GREENBURGH NORTH CASTLE UNION FREE SCHOOL DISTRICT.

21 S 2-D. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, RULE OR REGULATION  
22 TO THE CONTRARY, SUBJECT TO THE APPROVAL OF THE NEW YORK STATE EDUCATION  
23 DEPARTMENT, THE BOARD OF EDUCATION SHALL BE AUTHORIZED TO LEASE AND  
24 EXPAND BOUNDARIES OF PROPERTIES LOCATED AT 100 NORTH BROADWAY, IN THE  
25 VILLAGE OF IRVINGTON, COUNTY OF WESTCHESTER, TO BE KNOWN AS THE GREEN-  
26 BURGH ACADEMY, AND TO ENTER INTO ANY AGREEMENTS NECESSARY TO CARRY OUT  
27 SUCH AUTHORITY, FOR THE PURPOSE OF PROVIDING INSTRUCTION TO STUDENTS  
28 ENROLLED IN THE GREENBURGH NORTH CASTLE UNION FREE SCHOOL DISTRICT.

29 S 4. The actions of the board of education of the Greenburgh North  
30 Castle union free school district in entering into a lease of properties  
31 located at 45 East Gainsborg Avenue in the village of West Harrison,  
32 county of Westchester, and 100 North Broadway in the village of Irving-  
33 ton, Westchester County prior to the effective date of this act are  
34 hereby ratified, validated and confirmed notwithstanding its location  
35 outside of the school district boundaries.

36 S 5. (a) Notwithstanding any provision of law to the contrary, the  
37 board of education of the Greenburgh North Castle union free school  
38 district number twelve, created pursuant to chapter 118 of the laws of  
39 1969, as amended, shall be authorized to purchase property located at  
40 the site of the Jennie Clarkson Campus (1700 Old Orchard Street, Valhal-  
41 la, New York 10595) in the County of Westchester from St. Christopher's  
42 Inc.

43 (b) Notwithstanding any provision of law to the contrary, the dormito-  
44 ry authority, St. Christopher's Inc. and the Greenburgh North Castle  
45 union free school district number twelve, of the towns of Greenburgh and  
46 North Castle, in the county of Westchester, are each hereby authorized  
47 to enter into such agreements as the dormitory authority deems reason-  
48 able or necessary to comply with the requirements of subdivision (a) of  
49 this section and to provide for the performance of the obligations of  
50 St. Christopher's Inc. and the Greenburgh North Castle union free school  
51 district number twelve, in accordance with the provisions of title 4 of  
52 article 8 of the public authorities law.

53 (c) Nothing in this chapter shall authorize the Greenburgh North  
54 Castle union free school district number twelve, of the towns of Green-  
55 burgh and North Castle, and St. Christopher's Inc. from effectuating the  
56 transactions authorized under this act without first obtaining any

1 governmental approvals, consents, licenses, permits and accreditation  
2 otherwise required under law, which shall include but not be limited to  
3 programmatic approval of the commissioner of education.  
4 S 6. This act shall take effect immediately.