

5241

2013-2014 Regular Sessions

I N S E N A T E

May 15, 2013

Introduced by Sen. BALL -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to the Safe Haven Animal Shelter and Wildlife Center

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 but notwithstanding
2 any other provision of law to the contrary, the commissioner of general
3 services is hereby authorized to transfer and convey to the Safe Haven
4 Animal Shelter and Wildlife Center, the state land described in section
5 two of this act at the Green Haven correctional facility, in the town of
6 Beekman and the county of Dutchess, declared to be abandoned state land
7 by the department of corrections and community supervision. The trans-
8 fer and conveyance of the land described in section two of this act
9 shall be made in consideration of the sum of one dollar and upon such
10 conditions as the commissioner of general services may deem proper.

11 S 2. The lands authorized by section one of this act to be transferred
12 and conveyed are as follows:

13 ALL that piece or parcel of land situate in the Town of Beekman, Coun-
14 ty of Dutchess and the State of New York, as shown on a map prepared by
15 Spencer S. Hall, Land Surveyor, entitled, "Map of a Survey for Safe
16 Haven Animal Shelter & Wildlife Center", dated May 10, 2013, more
17 particularly bounded and described as follows:

18 BEGINNING at an iron rod to be set in the assumed road line (25' from
19 the center of pavement) of South Green Haven Road, said point being in
20 the southeast corner of the herein described parcel and said point being
21 located S29°08'44"E 821.58' and S60°15'00"W 25.00' from the intersection
22 of the center of South Green Haven Road and the center of the tracks of
23 the Metro-North Commuter Railroad tracks where they cross said road;
24 thence S60°15'00"W 300.00' to an iron rod to be set; thence N29°45'00"W

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

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1 600.00' to an iron rod to be set; thence N60°15'00"E 300.00' to an iron
2 rod to be set on the said assumed road line of said South Green Haven
3 Road; thence along same, S29°45'00"E 600.00' to the point or place of
4 beginning. Containing 4.13 acres of land more or less.

5 Together with any right, title or interest in and to the center of
6 South Green Haven Road.

7 S 3. The description in section two of this act is not intended to be
8 a legal description but is intended to identify the parcel to be
9 conveyed. As a condition of the transfer, Safe Haven Animal Shelter and
10 Wildlife Center may submit to the commissioner of general services, for
11 his or her approval, an accurate survey and description of the lands to
12 be conveyed, which may be used in the conveyance thereof.

13 S 4. The office of general services shall not transfer or convey the
14 aforesaid land unless application is made to the office of general
15 services by the Safe Haven Animal Shelter and Wildlife Center within 1
16 year after the effective date of this act. Said application shall be in
17 the form of a resolution setting forth a comprehensive statement
18 approved by its managing board acknowledging and accepting the use
19 restrictions set forth in section five of this act.

20 S 5. The transfer and conveyance made pursuant to this act shall be
21 subject to the following use restrictions and reverter:

22 (a) The land described in this act shall be used exclusively for the
23 purposes of operating and maintaining a no-kill animal rescue shelter,
24 and an educational and rehabilitation center for pets and wildlife.

25 (b) The conveyance of the land described in this act shall contain a
26 covenant and restriction requiring that the land be used for the
27 purposes set forth in subdivision (a) of this section. In the event the
28 premises are not accepted and/or used for such purposes, it shall revert
29 to the state of New York.

30 S 6. This act shall take effect immediately.