

5259--A

Cal. No. 1068

2013-2014 Regular Sessions

I N S E N A T E

May 15, 2013

Introduced by Sen. ZELDIN -- 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 report, amended on first report, ordered to a second report and ordered reprinted, retaining its place in the order of second report

AN ACT to authorize the town of Islip to transfer ownership of certain parklands to the village of Islandia

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

1 Section 1. (a) The town of Islip acting through its legislative body
2 is hereby authorized to discontinue the use of Nichols Road Park,
3 described in section two of this act, and to convey its interest in the
4 parkland to the village of Islandia upon terms agreed upon by the town
5 if Islip and the village of Islandia, provided that such village uses
6 such lands for continued park and recreational purposes. (b) The village
7 of Islandia shall continue to provide access to the parklands and/or
8 recreational facilities described in section two of this act to all
9 residents of the town of Islip, and shall not enact any fees which are
10 higher for the residents of the town of Islip who are not residents of
11 the village of Islandia. (c) Any revenues received by the town of Islip
12 from the conveyance of parkland authorized by this act shall be used for
13 capital improvements to existing town park and recreational facilities
14 and/or for the acquisition of additional town park and recreational
15 facilities.

16 S 2. The parkland authorized to be conveyed by the town of Islip
17 pursuant to this act are located, bounded and described as follows:

18 All that certain plot, piece or parcel of land situate lying and being
19 at the village of Islandia, Town of Islip, County of Suffolk and State
20 of New York, being bounded and described as follows:

21 Beginning at a point on the easterly line of Nichols Road (Old Nichols
22 Road), said point being distant the following two (2) courses and

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

LBD11017-03-3

1 distances southerly from the intersection between the easterly side of
2 Nichols Road (Old Nichols Road) and the southerly side of South Connect-
3 ing Road. Along the widened line of Nichols Road (Old Nichols Road)
4 proceed:

5 1. South 40 Degrees 40 Minutes 00 Seconds West 141.54 feet;
6 2. North 56 Degrees 36 Minutes 00 Seconds West 10.29 feet to the
7 existing line of Nichols Road (Old Nichols Road) and the point of begin-
8 ning (POB).

9 From said point of beginning proceed along the following seven (7)
10 courses and distances:

11 1. South 56 Degrees 36 Minutes 00 Seconds East 200.07 feet;
12 2. North 41 Degrees 30 Minutes 35 Seconds East 151.90 feet;
13 3. South 56 Degrees 36 Minutes 00 Seconds East 448.00 feet;
14 4. South 43 Degrees 45 Minutes 00 Seconds West 223.57 feet;
15 5. South 44 Degrees 54 Minutes 52 Seconds West 336.35 feet;
16 6. North 50 Degrees 47 Minutes 54 Seconds West 608.36 feet;
17 7. North 40 Degrees 40 Minutes 00 Seconds East 340.37 feet to the
18 point of beginning and containing within said bounds 298,786 square feet
19 or 6.86 acres more or less.

20 S 3. The parkland to be conveyed pursuant to this act, and all struc-
21 tures and facilities situated on such parkland, shall be maintained,
22 owned and operated by the village of Islandia.

23 S 4. The use of such parkland and facilitates shall be available to
24 the public. Where the availability of such facilities is limited, the
25 use of such facilities shall be determined by an equitable method which
26 provides priority use to the public based on a reservation policy for
27 free or nominal charge.

28 S 5. This act shall take effect immediately.