S T A T E O F N E W Y O R K

10641--A

I N A S S E M B L Y

June 10, 2016

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Ramos) -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT authorizing the alienation of certain parklands in the town of Islip, county of Suffolk

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

Section 1. Subject to the provisions of this act, the town of Islip, acting by and through its town board, is hereby authorized to discontinue as parklands and alienate the lands more particularly described in section three of this act, and to sell and convey such parklands upon such terms and conditions as determined by the town board of Islip.

S 2. The authorization contained in section one of this act shall only be effective on the condition that the town of Islip shall dedicate the lands described in section four of this act as additional parkland of the town.

S 3. The land to be discontinued as parkland and alienated and conveyed is bounded and described as follows:

BEGINNING AT A POINT, said point being 125 ft. east from the intersection formed from the easterly side of Lowell Ave. and the north side of Cypress Ave.

RUNNING THENCE in a northerly direction N7°40'00"W 233.00 feet to a point;

RUNNING THENCE in an easterly directly N82°20"00"E 125.00 feet to a point;

RUNNING THENCE in a northerly direction N7°40"00"W 33.00 feet to a point;

RUNNING THENCE in an easterly direction N82°20'00"E 100.00 feet to a point;

RUNNING THENCE in a southerly direction S7°40'00"E 266.00 feet to a point;

RUNNING THENCE in a westerly direction S82°20'00"W 225.00 feet to point or place of beginning. The said parcel containing 1.2 acres ±.

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

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S 4. The town of Islip, acting by and through its governing body, shall dedicate the replacement lands, for use as parkland for public park purposes consisting of 1.28 acres described as follows:

BEGINNING AT A POINT, said point being 1585.27 feet south from intersection formed by the west side of Lowell Avenue and the south side of Clayton Avenue:

RUNNING THENCE in a westerly direction S82°20'22"W 500.71 feet to a point;

RUNNING THENCE in a northerly direction N9°01'29"W 101.18 feet to a point;

RUNNING THENCE in a easterly direction N82°20'22"W 533.12 feet to a point;

RUNNING THENCE in a southerly direction S07°39'38"E 101.18 feet to the point or place of beginning.

S 5. In the event that the parklands to be acquired and dedicated by the town of Islip pursuant to this act are not of equal or greater fair market value to the parklands to be discontinued and conveyed, the town of Islip shall dedicate the difference of the fair market value of the lands to be alienated and the lands to be dedicated for the acquisition of additional parklands and/or for capital improvements to existing park and recreational facilities.

S 6. If the land that is the subject of this act has received funding pursuant to the federal land and water conservation fund, the discontinuance of parklands authorized by the provisions of this act shall not occur until the municipality has complied with the federal requirements pertaining to the conversion of parklands, including satisfying the secretary of the interior that the discontinuance will include all conditions which the secretary of the interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and recreational usefulness to the lands being discontinued.

S 7. This act shall take effect immediately.