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

5012--A

2015-2016 Regular Sessions

I N A S S E M B L Y

February 10, 2015

Introduced by M. of A. GUNTHER -- read once and referred to the Committee on Governmental Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to the village of Otisville

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 but notwithstanding any other provision of law to the contrary, the commissioner of general services is hereby authorized to transfer and convey to the village of Otisville the state land described in section two of this act at the Otisville correctional facility, in the village of Otisville and the county of Orange, declared to be abandoned state land by the department of corrections and community supervision. The transfer and conveyance of the land described in section two of this act shall be made in consideration of the sum of one dollar and upon such conditions as the commissioner of general services may deem proper.

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

ALL that certain tract, piece or parcel of land, situate, lying and being in the Town of Mount Hope, Village of Otisville, County of Orange and the State of New York, being more particularly bounded and described as follows:

BEGINNING at a point on the northwest bounds of NYS Route No. 211, at the southeast corner of lands granted to the Village of Otisville by Letters Patent dated October 9, 1964, recorded in the Department of State in Book 77 of Patents at page 438, thence northwesterly along said lands of the Village of Otisville a distance of 235 feet, more or less, to a point, thence through lands of the People of the State of New York the following two (2) courses and distances;

1. easterly a distance of 97 feet, more or less, to a point, and

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

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2. southeasterly a distance of 144 feet, more or less, to a point on the first mentioned northwest bounds of NYS Route No. 211, thence southwesterly along said bounds a distance of 70 feet more or less to the point or place of beginning, containing 0.4 acre of land, more or less.

S 3. The description in section two of this act is not intended to be a legal description but is intended to identify the parcel to be conveyed. As a condition of the transfer, the village of Otisville may submit to the commissioner of general services, for his or her approval, an accurate survey and description of the lands to be conveyed, which may be used in the conveyance thereof.

S 4. The office of general services shall not transfer or convey the aforesaid land unless application is made to the office of general services by the village of Otisville within 1 year after the effective date of this act. Said application shall be in the form of a resolution setting forth a comprehensive statement approved by its managing board acknowledging and accepting the use restrictions set forth in section five of this act.

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

(a) The land described in this act shall be used exclusively for the Village of Otisville's fire department.

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

S 6. This act shall take effect immediately.