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

8126

2015-2016 Regular Sessions

I N A S S E M B L Y

June 9, 2015

Introduced by M. of A. LUPARDO -- read once and referred to the Committee on Local Governments

AN ACT to authorize the town of Vestal, in the county of Broome, to alienate and convey certain parklands

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

Section 1. The town of Vestal, in the county of Broome, acting by and through its town board, is hereby authorized to discontinue the use of certain parklands, described in section three of this act, and to sell and convey, in fee simple, such parklands for fair market value to the Vestal Veterinary Hospital and upon such terms and conditions as may be determined by the town board of such town.

S 2. The authorization granted pursuant to section one of this act shall only be effective upon the condition that the town of Vestal shall dedicate the fair market value of the lands authorized to be conveyed for the acquisition of additional parkland and/or capital improvements to existing park facilities in the town of Vestal.

S 3. The lands to be discontinued as parkland and alienated and conveyed pursuant to section one of this act are bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Vestal, County of Broome, State of New York, being a portion of the property now or formerly of the Town of Vestal described in Liber 1112 Page 199 as recorded in the Broome County Clerk's Office on November 4, 1966 (TM# 158.14-4-1), bounded and described as follows:

BEGINNING at a point on the southwesterly boundary of African Road at its intersection with the division line between the property now or formerly of Jeffrey Shafer & Laura Shafer per L. 1796 P. 820 (TM# 158.13-2-3) on the northwest and the property now or formerly of the Town of Vestal per L. 1112 P. 199 (TM# 158.14-4-1) on the southeast;

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

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RUNNING THENCE S40°00'02"E along said African Road, a distance of 232.63 feet to a point; thence through said Town of Vestal the following two (2) courses and distances:

1) S49°59'58"W, a distance of 96.62 feet to a point;

2) N40°00'02"W, a distance of 225.74 feet to a point at its intersection with the division line between the property now or formerly of Jyoti S. Bhardwaj per L. 1905 P. 829 (TM# 158.13-2-2) on the west and said Town of Vestal on the east; thence N04°28'10"W along the last mentioned division line, a distance of 38.16 feet to a point at its intersection with the division line between said Shafer on the northeast and said Town of Vestal on the southwest; thence along the division lines between said Shafer and said Town of Vestal the following two (2) courses and distances:

1) S54°17'02"E, a distance of 24.94 feet to a point;

2) N49°59'58"E, a distance of 68.29 feet to the POINT OF BEGINNING.

The above described parcel contains 22,743 square feet or 0.522 acre, more or less.

Bearings are referred to True North at the 76°35' Meridian of West Longitude.

The above described parcel is shown on the map entitled "Parcel to be Conveyed by Town of Vestal to Jeffrey Shafer, Laura Shafer, Portion of 200 African Road, Town of Vestal, Broome County, New York State" prepared by Keystone Associates Architects, Engineers and Surveyors, LLC as project number 2384.21614, sheet PC-1 dated April 3, 2015.

S 4. In the event that the town of Vestal received any funding support or assistance from the federal government for the purchase, maintenance or improvement of the parklands set forth in section three of this act, the discontinuance and conveyance of parkland authorized by the provisions of this act shall not occur until the town of Vestal has complied with any federal requirements pertaining to the alienation of conversion of parklands, including satisfying the secretary of the interior that the alienation or conversion complies with 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 alienated or converted.

S 5. This act shall take effect on the ninetieth day after it shall have become a law.