

9916

I N A S S E M B L Y

April 27, 2016

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

AN ACT in relation to authorizing the county of Westchester to alienate and convey certain parcels of land used as parkland

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, the county of West-
2 chester, acting by and through its governing body, is hereby authorized
3 to discontinue as parklands and alienate the lands more particularly
4 described in section three of this act, and to grant an access easement
5 over such parklands at fair market value and upon such other terms and
6 conditions as determined by the governing body of Westchester county to
7 WP East Acquisitions, LLC.

8 S 2. The authorization provided in section one of this act shall be
9 effective only upon the condition that the county of Westchester dedi-
10 cate an amount equal to or greater than the fair market value of the
11 easement interest being alienated pursuant to section one of this act to
12 the acquisition of new parklands and/or improvements to existing park-
13 lands.

14 S 3. The lands authorized by section one of this act to be discontin-
15 ued as parklands and conveyed by the county of Westchester are described
16 as follows:

17 BEGINNING at the point on the southerly line of East Lincoln Avenue
18 where it is met by the westerly most line of Plot No. 9 shown in that
19 certain "Map Showing Lands ... East Hudson Parkway Authority ... Hutch-
20 inson River Parkway ... Sheet No. 4" which was filed in the Westchester
21 County Clerk's office on March 5, 1965, us Map No. 14262, which point
22 occupies coordinate position

23 N 759.451.82 (y)

24 E 682.088.52 (x)

25 of the New York State Coordinate System, East Zone (NAD 83, expressed in
26 feet).

27 THENCE from the said point of beginning through Parcel 1 on said Filed
28 Map No. 2754, continuing through the parcel shown on said Filed Map No.

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

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1 6650 and continuing further through Parcel 40 on said Filed Map No. 2753
2 the following, first on a curve to the left, the center of which bears
3 $524^{\circ}15'21''\text{E}$, the central angle of which is $36^{\circ}56'57''$, the radius of
4 which is 33.00 feet for 21.28 feet, then on a curve reversing to the
5 right, the center of which bears $\text{N}61^{\circ}12'18''\text{W}$, the central angle of which
6 is $16^{\circ}00'18''$, the radius of which is 660.00 feet for 184.36 feet, then
7 $\text{S } 44^{\circ}48'00'' \text{ W } 164.00$ feet
8 then on a tangent curve to the left, the central angle of which is
9 $20^{\circ}03'00''$, the radius of which is 280.00 feet for 97.98 feet, then
10 $\text{S } 24^{\circ}45'00'' \text{ W } 32.00$ feet
11 then on a tangent curve to the left, the central angle of which is
12 $06^{\circ}39'00''$, the radius of which is 3,095.00 feet for 359.22 feet, then
13 $\text{S } 18^{\circ}06'00'' \text{ W } 110.00$ feet
14 then on a tangent curve to the right, the central angle of which is
15 $04^{\circ}00'00''$, the radius of which is 850.00 feet for 59.34 feet, then
16 $\text{S } 22^{\circ}06'00'' \text{ W } 62.30$ feet
17 then on a tangent curve to the right, the central angle of which is
18 $25^{\circ}44'00''$, the radius of which is 525.00 feet for 235.79 feet, then
19 $\text{S } 47^{\circ}50'00'' \text{ W } 23.00$ feet, and
20 $\text{S } 36^{\circ}40'40'' \text{ W } 45.76$ feet
21 then on a non-tangent curve to the right, the center of which bears
22 $\text{S}64^{\circ}33'00''\text{W}$, the central angle of which is $50^{\circ}29'00''$, the radius of
23 which is 34.00 feet for 29.96 feet, and then
24 $\text{S } 45^{\circ}20'00'' \text{ W } 20.44$ feet,
25 to a point on the northerly line of lands now or formerly of the City of
26 Mount Vernon Industrial Development Agency, which point occupies coordi-
27 nate position
28 $\text{N } 758.225,65(\text{y})$
29 $\text{E } 681.376,57(\text{x})$
30 of the said New York State Coordinate System, East Zone, Thence along
31 the said City of Mount Vernon Industrial Development Agency land, and in
32 part along the northerly terminus of Bradford Road, which appears as
33 Parcel 41 on the said Filed Map No. 2753 and is part of the said City of
34 Mount Vernon Industrial Development Agency's land
35 $\text{N } 67^{\circ}06'40'' \text{ W } 32.55$ feet,
36 to a point. Thence once again through Parcel 40 on said Filed Map No.
37 2753, continuing through the parcel shown on said Filed Map No. 6650 and
38 continuing further through Parcel 1 on said Filed Map No. 2754 the
39 following, first
40 $\text{N } 44^{\circ}50'00'' \text{ E } 10.70$ feet
41 then on a tangent curve to the left, the central angle of which is
42 $162^{\circ}55'01''$, the radius of which is 7.50 feet for 21.33 feet, then
43 $\text{N } 28^{\circ}05'01'' \text{ W } 30.00$ feet
44 then on a non-tangent curve to the left, the center of which bears
45 $\text{N}28^{\circ}05'01''\text{W}$, the central angle of which is $14^{\circ}13'35''$, the radius of
46 which is 420.00 feet for 104.29 feet, then on a curve compounding to the
47 left, the center of which bears $\text{N}42^{\circ}18'36''\text{W}$, the central angle of which
48 is $25^{\circ}35'24''$, the radius of which is 495.00 feet for 221.08 feet, then
49 $\text{N } 22^{\circ}06'00''\text{E } 62.30$ feet
50 then on a tangent curve to the left, the central angle of which is
51 $04^{\circ}00'00''$, the radius of which is 820.00 feet for 57.25 feet,
52 then $\text{N } 18^{\circ}06'00''\text{E } 175.84$ feet
53 then on a tangent curve to the right, the central angle of which is
54 $06^{\circ}39'00''$, the radius of which is 1,100.00 feet for 127.67 feet, then
55 $\text{N } 24^{\circ}45'00''\text{E } 201.11$ feet

1 then on a tangent curve to the right, the central angle of which is
2 $12^{\circ}11'00''$, the radius of which is 304.00 feet for 64.64 feet, then
3 N $36^{\circ}56'00''$ E 344.00 feet
4 and then on a tangent curve to the left, the central angle of which is
5 $67^{\circ}06'40''$, the radius of which is 27.50 feet for 32.21 feet, to another
6 point on the southerly line of East Lincoln Avenue, Thence easterly
7 along the said southerly line of East Lincoln Avenue
8 S $80^{\circ}24'35''$ E 77.91 feet
9 to the point or place of beginning of this easement area.
10 S 4. In the event that the county of Westchester received any funding
11 support or assistance from the federal government for the purchase,
12 maintenance or improvement of the parklands set forth in section three
13 of this act, the discontinuance and alienation of such parkland author-
14 ized by the provisions of section three of this act shall not occur
15 until the county of Westchester has complied with any federal require-
16 ments pertaining to the alienation or conversion of such parklands,
17 including satisfying the secretary of the interior that the alienation
18 or conversion complies with all conditions which the secretary of the
19 interior deems necessary to assure the substitution of other lands shall
20 be equivalent in fair market value and usefulness to the lands being
21 alienated or converted.
22 S 5. This act shall take effect immediately.