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

S. 5754--B A. 7946--B

2015-2016 Regular Sessions

S E N A T E - A S S E M B L Y

June 2, 2015

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- Introduced by M. of A. PALUMBO -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the Mattituck park district, in the town of Southold, county of Suffolk, to discontinue use of certain lands as parklands and sell such lands, and to use proceeds for capital improvements to existing park facilities in the Mattituck park district

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

Section 1. The Mattituck park district, in the town of Southold, county of Suffolk, is hereby authorized to discontinue use of certain parklands more particularly described in section three of this act which are no longer useful for park purposes, and sell and convey such district parklands in fee simple for its fair market value and upon such terms and conditions as it deems appropriate, subject to the provisions of section 4 of chapter 924 of the laws of 1941.

S 2. The authorization contained in section one of this act shall take effect only upon the condition that the Mattituck park district dedicated an amount equal to or greater than the fair market value of the property being alienated in section three of this act toward acquisition of additional parkland and/or capital improvements to existing parkland within the district.

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

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S 3. The lands authorized by section one of this act to be discontinued as parklands, and to be sold and conveyed are as follows:

ALL that certain plot, piece or parcel of land, situate, lying and being at Mattituck, in the Town of Southold, County of Suffolk and State of New York, being bounded and described as follows:

BEGINNING at a point on the southwesterly side of Love Lane distant 60.00 feet northwesterly from the corner formed by the intersection of the northwesterly side of Middle Road with the southwesterly side of Love Lane;

RUNNING THENCE South 53 degrees 30 minutes West, 115.00 feet to the northeast corner of land now or formerly of Abrahams;

THENCE North 36 degrees 30 minutes West, 33 feet to other land now or formerly of Mattituck Park District;

THENCE North 53 degrees 30 minutes East along said land now or formerly of Mattituck Park District and land now or formerly of Michael Perivolaris and Kathy Perivolaris, 115.00 feet to the southwesterly side of Love Lane;

THENCE South 36 degrees 30 minutes East along the southwesterly side of Love Lane, 33 feet to the point or place of BEGINNING, containing .087 acre of land.

S 4. In the event the Mattituck park district 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 Mattituck park district has complied with any federal requirements pertaining to the alienation or 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 immediately.