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

7018--A

Cal. No. 533

I N S E N A T E

March 16, 2016

Introduced by Sen. RITCHIE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT authorizing the village of Philadelphia to alienate and convey certain parcels of land used as parkland and to acquire other parcels of land to replace such parkland

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

Section 1. The village of Philadelphia, county of Jefferson, acting by and through its village council, is hereby authorized to discontinue and alienate as parklands, the lands described in section three of this act.

S 2. The authorization provided in section one of this act shall be effective only upon the condition that the village of Philadelphia dedicate an amount equal to or greater than the fair market value of the parklands being alienated to the acquisition of new parklands and/or toward capital improvements to existing parkland and recreational facilities.

S 3. The lands to be discontinued as parklands and alienated and conveyed is more fully described as follows:

ALL that Tract or Parcel of land situate in the Village of Philadelphia, County of Jefferson and State of New York and is a part of subdivision of lots Nos. 610 and 611 of Great Lot No. 4 of McComb's purchase and bounded as follows, beginning at a point in centre of road leading westerly from the Village of Philadelphia, past the M.E. Church lot, also a corner of Philena Jacob's land and north 5 1/2° E. 2 chains from an oak stake, thence S. 5 1/2° W. 2 chains and 69 links to an oak stake, thence S. 86 1/2° W. 77 feet to an oak stake, thence N. 5 1/2° E. 2 chains and 69 links to the center of aforesaid road, thence easterly along centre of said road 77 feet to the place of beginning. The foregoing description is from a deed by Mattie H. Rodenhurst to Celia Dayton dated Aug. 11, 1896 and recorded in Jefferson County Clerk's Office March 1, 1897, in Book 285 of Deeds, page 299.

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

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ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Village of Philadelphia, County of Jefferson, State of New York, and being part of the same premises conveyed by Estella Ashley to James E. Leach and May E. Leach, his wife, by deed dated April 5, 1921 and recorded in the Jefferson County Clerk's Office April 12, 1921 in Liber 363 of Deeds, page 502, and later conveyed by Shirley Armina Davis and Jeaniene Muse Sech to Rosanna D. Graves by warranty deed dated May 23, 1950, and recorded in the Jefferson County Clerk's Office May 24, 1950, in Liber 534 of Deeds, page 174, bounded and described as follows: BEGINNING at the Northwest corner of the above parcel and running along the westerly boundary thereof as described and perpendicular to Church Street in a generally Southerly direction 191 feet to a point; thence a- generally right angles thereto and in a generally Easterly direction and along the Southerly boundary of said parcel 25 feet to a point; thence at generally right angles thereto and in a generally Northerly direction and parallel with the Westerly line herein described 191 feet to the center of Church Street; thence at right angles thereto and in a generally Westerly direction along the center of Church Street 25 feet to the place of beginning, said parcel of land containing 15,912 square feet or 0.37 acres, more or less.

S 4. 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 5. This act shall take effect immediately.