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

10599

I N A S S E M B L Y

June 7, 2016

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Tenney) -- read once and referred to the Committee on Local Governments

AN ACT to authorize the village of Montgomery, in the county of Orange, to discontinue use of certain parkland

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, the village of Montgomery, in the county of Orange, is hereby authorized, acting by and through its board of trustees, to discontinue use as parkland of the parcel described in section two of this act, and to use such parcel for the installation and operation of solar panels to generate energy to be used for village purposes.

S 2. The lands to be discontinued as parklands are more fully described as follows:

ALL that parcel of land, lying, situate and being in the Village of Montgomery, Town of Montgomery, County of Orange, State of New York, and being more accurately described as follows:

BEGINNING at a point in common with lands now or formerly of the Village of Montgomery, Tax Map Section 201, Block 3, Lot 18.1, said point also being a point in common with lands now or formerly of the Village of Montgomery, Tax Map Section 201, Block 3, Lot 19.2; and running thence along said Lot 18.1 N70°28'00"W 160.00 feet; thence leaving said Lot 18.1 and running through Lot 19.2 N00°00'00"E 220.95 feet; thence N27°59'05"E 261.84 feet to a point in common with lands now or formerly of Riverside Cemetery, Tax Map Section 201, Block 3, Lot 3; thence along said Lot 3 S58°50'00"E 298.62 feet; thence S31°10'00"W 24.00 feet; thence S58°50'00"E 45.00 feet; thence N31°10'00"E 24.00 feet; thence S60°18'00"E 186.00 feet; thence leaving said Lot 3 and running through Lot 19.2 S30°39'00"W 372.09 feet; thence N70°28'00"W 252.50 feet to the point or place of beginning.

Containing 4.74± acres of land.

Subject to any easements or agreements, if any.

S 3. The authorization, granted pursuant to section one of this act, shall be subject to a requirement that the village of Montgomery dedi-

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

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cate an amount equal to or greater than the fair market value of the parcel, described in section two of this act, for capital improvements of existing park and recreational facilities and/or for acquisition of additional park and recreational facilities.

S 4. In the event that the village of Montgomery received any funding support or assistance from the federal government for the purchase, maintenance or improvement of the parklands set forth in section two of this act, discontinuance of such parkland authorized by the provisions of section one of this act shall not occur until the village of Montgomery has complied with any federal requirements pertaining to the conversion of such parklands, including satisfying the secretary of the interior that the 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 usefulness to the lands being converted.

S 5. This act shall take effect immediately.