

5246--A

2015-2016 Regular Sessions

I N   A S S E M B L Y

February 13, 2015

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Introduced by M. of A. SIMOTAS -- read once and referred to the Committee on Cities -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the city of New York to discontinue use of and convey a parcel of certain park land consisting of Saint Michael's Park in the borough of Queens

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 city of New  
2     York, acting by and through the commissioner of parks and recreation of  
3     such city, is authorized to discontinue use as park land and sell at  
4     fair market value the park land described in section three of this act  
5     which is no longer needed for park purposes. Such land is authorized to  
6     be sold and conveyed to Saint Michael's Protestant Episcopal Church for  
7     the purpose of properly memorializing the deceased and upon such terms  
8     and conditions as shall be agreed upon between the parties.  
9     S 2. The authorization provided in section one of this act shall be  
10    subject to the requirement that the city of New York shall use the  
11    proceeds of such sale authorized by section one of this act for the  
12    acquisition of additional park land, and/or for capital improvements to  
13    existing park and recreational facilities within the borough of Queens.  
14    S 3. The land authorized to be discontinued as park land and conveyed  
15    is as follows:  
16    ALL that certain plot, piece or parcel of land situate, lying and  
17    being in the Borough and County of Queens, City and State of New York,  
18    bounded and described as follows:  
19    BEGINNING at the corner formed by the intersection of the northwester-  
20    ly side of 30th Avenue (80 feet wide) with the westerly side of Brook-  
21    lyn-Queens Expressway East (also known as Boody Street) (134 feet wide)  
22    RUNNING THENCE northerly, the following nine courses and distance  
23    along the westerly side of Brooklyn-Queens Expressway East;

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

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1 1. THENCE North 01 degrees 17 minutes 43.9 seconds West, 730.91 feet  
2 to a point of curvature;  
3 2. THENCE northeasterly, along a curve bearing to the right having a  
4 radius of 500 feet, an arc length of 94.51 feet to a point of reverse  
5 curvature;  
6 3. THENCE northeasterly and northerly, along a curve bearing to the  
7 left having a radius of 630.991 feet, an arc length of 105.76 feet to a  
8 point of tangency;  
9 4. THENCE North 00 degrees 04 minutes 05.3 seconds West, 335.51 feet  
10 to a point of curvature;  
11 5. THENCE northeasterly, along a curve bearing to the right having a  
12 radius of 816.101 feet, an arc length of 275.78 feet to a point of  
13 tangency;  
14 6. THENCE North 19 degrees 17 minutes 37.0 seconds East, 93.40 feet to  
15 a point of curvature;  
16 7. THENCE northerly and northwesterly, along a curve bearing to the  
17 left having a radius of 569.635 feet, an arc length of 337.96 feet to a  
18 point of tangency;  
19 8. THENCE North 14 degrees 41 minutes 57.9 seconds West, 556.50 feet  
20 to a point of curvature;  
21 9. THENCE northwesterly, along a curve bearing to the left having a  
22 radius of 30.00 feet, an arc length of 22.63 feet to the southerly side  
23 of Grand Central Parkway Extension (also known as Astoria Boulevard  
24 South);  
25 RUNNING THENCE South 73 degrees 53 minutes 24.9 seconds West, along  
26 the southerly side of Grand Central Parkway Extension, 15.99 feet to a  
27 point;  
28 RUNNING THENCE South 11 degrees 05 minutes 28.4 seconds East, 301.87  
29 feet to a point;  
30 RUNNING THENCE South 11 degrees 45 minutes 55.0 seconds East, 363.31  
31 feet to a point;  
32 RUNNING THENCE South 08 degrees 45 minutes 15.0 seconds East, 25.00  
33 feet to a point;  
34 RUNNING THENCE South 04 degrees 20 minutes East, 206.73 feet to a  
35 point;  
36 RUNNING THENCE South 19 degrees 17 minutes 37.0 seconds West, 31.31  
37 feet to a point;  
38 RUNNING THENCE North 88 degrees 20 minutes 01.5 seconds West, 142.31  
39 feet to a point;  
40 RUNNING THENCE South 01 degrees 15 minutes 59.9 seconds East, 1635.52  
41 feet to the northwesterly side of 30th Avenue;  
42 RUNNING THENCE North 53 degrees 05 minutes 15.0 seconds East, 57.40  
43 feet to the corner formed by the intersection of the northwesterly side  
44 of 30th Avenue with the westerly side of Brooklyn-Queens Expressway  
45 East, the point or place of BEGINNING.  
46 Consisting of 3.77 acres ±, more or less.  
47 S 4. If the property described in section three of this act, and sold  
48 to Saint Michael's Protestant Episcopal Church pursuant to the  
49 provisions of this act, shall ever be used for a purpose other than for  
50 the reason described in section one of this act, ownership of such prop-  
51 erty shall revert back to the city of New York to be used for park and  
52 recreational purposes.  
53 S 5. If the parkland that is the subject of this act has received  
54 funding pursuant to the federal land and water conservation fund, the  
55 discontinuance of parkland authorized by the provisions of this act  
56 shall not occur until the municipality has complied with the federal

1 requirements pertaining to the conversion of parklands, including satis-  
2 fying the secretary of the interior that the discontinuance will include  
3 all conditions which the secretary of the interior deems necessary to  
4 assure the substitution of other lands shall be equivalent in fair  
5 market value and recreational usefulness to the lands being discontin-  
6 ued.

7 S 6. This act shall take effect immediately.