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

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:

Section 1. Subject to the provisions of this act, the county of Westchester, acting by and through its governing body, is hereby authorized to discontinue as parklands and alienate the lands more particularly described in section three of this act, and to grant an access easement over such parklands at fair market value and upon such other terms and conditions as determined by the governing body of Westchester county to WP East Acquisitions, LLC.

S 2. The authorization provided in section one of this act shall be effective only upon the condition that the county of Westchester dedicate an amount equal to or greater than the fair market value of the easement interest being alienated pursuant to section one of this act to the acquisition of new parklands and/or improvements to existing parklands.

S 3. The lands authorized by section one of this act to be discontinued as parklands and conveyed by the county of Westchester are described as follows:

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

N 759.451.82 (y)

E 682.088.52 (x)

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

THENCE from the said point of beginning through Parcel 1 on said Filed 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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6650 and continuing further through Parcel 40 on said Filed Map No. 2753 the following, first on a curve to the left, the center of which bears 524°15'21"E, the central angle of which is 36°56'57", the radius of which is 33.00 feet for 21.28 feet, then on a curve reversing to the right, the center of which bears N61°12'18"W, the central angle of which is 16°00'18", the radius of which is 660.00 feet for 184.36 feet, then

S 44°48'00" W 164.00 feet

then on a tangent curve to the left, the central angle of which is 20°03'00", the radius of which is 280.00 feet for 97.98 feet, then

S 24°45'00" W 32.00 feet

then on a tangent curve to the left, the central angle of which is 06°39'00", the radius of which is 3,095.00 feet for 359.22 feet, then

S 18°06'00" W 110.00 feet

then on a tangent curve to the right, the central angle of which is 04°00'00", the radius of which is 850.00 feet for 59.34 feet, then

S 22°06'00" W 62.30 feet

then on a tangent curve to the right, the central angle of which is 25°44'00", the radius of which is 525.00 feet for 235.79 feet, then

S 47°50'00" W 23.00 feet, and

S 36°40'40" W 45.76 feet

then on a non-tangent curve to the right, the center of which bears S64°33'00"W, the central angle of which is 50°29'00", the radius of which is 34.00 feet for 29.96 feet, and then

S 45°20'00" W 20.44 feet,

to a point on the northerly line of lands now or formerly of the City of Mount Vernon Industrial Development Agency, which point occupies coordinate position

N 758.225,65(y)

E 681.376.57(x)

of the said New York State Coordinate System, East Zone, Thence along the said City of Mount Vernon Industrial Development Agency land, and in part along the northerly terminus of Bradford Road, which appears as Parcel 41 on the said Filed Map No. 2753 and is part of the said City of Mount Vernon Industrial Development Agency's land

N 67°06'40" W 32.55 feet,

to a point. Thence once again through Parcel 40 on said Filed Map No. 2753, continuing through the parcel shown on said Filed Map No. 6650 and continuing further through Parcel 1 on said Filed Map No. 2754 the following, first

N 44°50'00" E 10.70 feet

then on a tangent curve to the left, the central angle of which is 162°55'01", the radius of which is 7.50 feet for 21.33 feet, then

N 28°05'01" W 30.00 feet

then on a non-tangent curve to the left, the center of which bears N28°05'01"W, the central angle of which is 14°13'35", the radious of which is 420.00 feet for 104.29 feet, than on a curve compounding to the left, the center of which bears N42°18'36"W, the central angle of which is 25°35'24", the radius of which is 495.00 feet for 221.08 feet, then

N 22°06'00"E 62.30 feet

then on a tangent curve to the left, the central angle of which is 04°00'00", the radious of which is 820.00 feet for 57.25 feet,

then N 18°06'00"E 175.84 feet

then on a tangent curve to the right, the central angle of which is 06°39'00", the radius of which is 1,100.00 feet for 127.67 feet, then

N 24°45'00"E 201.11 feet

then on a tangent curve to the right, the central angle of which is 12°11'00", the radius of which is 304.00 feet for 64.64 feet, then

N 36°56'00"E 344.00 feet

and then on a tangent curve to the left, the central angle of which is 67°06'40", the radius of which is 27.50 feet for 32.21 feet, to another point on the southerly line of East Lincoln Avenue, Thence easterly along the said southerly line of East Lincoln Avenue

S 80°24'35"E 77.91 feet

to the point or place of beginning of this easement area.

S 4. In the event that the county of Westchester 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 alienation of such parkland authorized by the provisions of section three of this act shall not occur until the county of Westchester has complied with any federal requirements pertaining to the alienation or conversion of such 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 usefulness to the lands being alienated or converted.

S 5. This act shall take effect immediately.