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

5851

2015-2016 Regular Sessions

I N S E N A T E

June 8, 2015

Introduced by Sen. LATIMER -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT relating to the alienation of certain parklands in the city of Yonkers, county of Westchester

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 city of Yonkers, acting by and through its city council, is authorized to discontinue use as park land and sell at fair market value the park land described in section three of this act which is no longer needed for park purposes. Such land is authorized to be sold and conveyed to the Carriage House Co-op for the purpose of providing a parking facility for such co-op and upon such terms and conditions as shall be agreed upon between the parties.

S 2. The authorization contained in section one of this act shall only be effective on the condition that the city of Yonkers dedicate an amount equal to or greater than the fair market value of the parklands being alienated pursuant to section one of this act to the acquisition of new parklands and/or capital improvements to existing park and recreational facilities.

S 3. The land to be discontinued as parkland and alienated and conveyed is described as follows: All that certain plot, piece or parcel of land, situate, lying and being in the City of Yonkers, County of Westchester and State of New York, being Tax Lot No. 60 in Block 4450 being more particularly bounded and described as follows; Beginning on the northerly side of Sadore Lane as intersected by the westerly side of Central Park Avenue as widened, and running along the westerly side of Central Park Avenue as widened the following courses and distances: North 52 degrees 04 minutes 18 seconds East 16.82 ft.; North 41 degrees 13 minutes 48 seconds East 25.21 ft.; North 09 degrees 04 minutes 42 seconds East 184.89 ft.; Thence leaving Central Park Avenue on a bearing

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

LBD11469-04-5

North 77 degrees 20 minutes 45 seconds West 938.89 ft. to the easterly side of the Catskill Aqueduct, the true point or place of Beginning; Thence heading Northeast along the easterly side of the Catskill Aqueduct North 33 degrees 54 minutes 40 seconds East 213.81 ft. to the Southwest corner of lands now or formerly of Carriage House Owners Corp.; Thence running Southeast and Southwest along the lands now or formerly of Carriage House Owners Corp. the following courses and distances: South 64 degrees 43 minutes 00 seconds East 95.77 ft.; South 16 degrees 06 minutes 00 seconds West 178.40 ft. to the dividing line between said lands and lands now or formerly of Sadore Lane Gardens, Inc.; Thence running along said line North 77 degrees 20 minutes 45 seconds West 160.23 ft. to the true point or place of Beginning consisting of .5464 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.