STATE OF NEW YORK

11151

IN ASSEMBLY

June 11, 2018

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

AN ACT in relation to authorizing the town of Webster, county of Monroe to alienate and convey certain parcels of land used as parklands

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 town of Webster, county of Monroe, 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 sell and convey such lands at fair market value to the Webster Central School District, county of Monroe, for the purposes of extending the school's sports and recreational fields.

§ 2. The authorization contained in section one of this act shall take effect only upon the condition that the town of Webster, county of Monroe, shall acquire and dedicate an amount equal to or greater than the fair market value of the parklands being discontinued towards the acquisition of new parklands or towards capital improvements to existing parkland and recreational facilities.

§ 3. The parkland to be alienated, commonly known as "Town of Webster Park Parcel", consists of a total of 6.695 acres and is more particularly described as follows:

THAT TRACT OR PARCEL OF LAND situate in the Town of Webster, County of Monroe and State of New York, bounded and described as follows: COMMENCING at the centerline intersection of Boulter Industrial Parkway and Basket Road-County Road 4; thence S88°23'29"W, along the centerline of said Boulter Industrial Parkway, a distance of 913.00 feet to a point; thence S01°36'31"E, a distance of 30.00 feet to a point; then S88°23'29"W, a distance of 25.00 feet to a point; thence along a curve to the left, having a delta angle of 51°57'22", a radius of 170.00 feet, and an arc length of 154.16 feet, said curve also having a chord of S62°24'57"W 148.93 feet to a point; thence along a curve to the right, having a delta angle of 52"28'47", a radius of 330.00 feet and an arc length of 302.26 feet, said curve also having a chord of S63°06'47"W

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

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291.81 feet to a point; thence S89°20'59"W, a distance of 429.52 feet to the point and place of beginning; thence continuing S89°20'59"W along the aforesaid line, a distance of 450.21 feet to a point; thence N01°59'12"W, a distance of 637.43 feet to a point; thence N89°20"59"E, a distance of 465.07 feet to a point; thence S00"39'02"E, a distance of 637.25 feet to the point and place of beginning.

§ 4. In the event that the fair market value of the parklands acquired and dedicated as replacement parklands in accordance with the provisions of section two of this act, are not equal to or greater than the fair market value of the parklands to be alienated as described in section three of this act, the town of Webster shall dedicate the difference of the fair market value of the lands to be alienated and the lands to be dedicated for the acquisition of additional parklands or capital improvements to existing park and recreational facilities.

§ 5. In the event that the town of Webster 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 of parkland authorized by the provisions of this act shall not occur until the town of Webster 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 recreational usefulness to the lands being alienated or converted.

§ 6. This act shall take effect immediately.