

# STATE OF NEW YORK

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8059--C

2017-2018 Regular Sessions

## IN ASSEMBLY

May 25, 2017

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Introduced by M. of A. JENNE -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Local Governments in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the village of Massena, in the town of Massena in the county of St. Lawrence, to alienate certain parklands and to dedicate other lands as parklands

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 village of  
2 Massena, in the town of Massena in the county of St. Lawrence, acting by  
3 and through its governing body and upon such terms and conditions as  
4 determined by such board is hereby authorized to discontinue as park-  
5 lands and alienate the lands described in section three of this act for  
6 the purpose of the expansion of an existing village department of public  
7 works facility.

8 § 2. The authorization provided in section one of this act shall be  
9 effective only upon the condition that the village of Massena dedicates  
10 the lands described in section four of this act as parkland provided  
11 that the village of Massena has never used such lands for public open  
12 space or park purposes.

13 § 3. The parklands authorized by section one of this act to be alien-  
14 ated consist of 15.4 acres and are described as follows:

15 Beginning at the Northwest corner of the GPD parcel (NYS Plane Coordi-  
16 nates N 2220205.77, E 395222.04) thence heading N43° 52' 49.16"E a  
17 distance of 1114.68' to a point thence S41°53'56.05"E a distance of  
18 718.28' to a point thence S57° 14' 19.25"W a distance of 1207.21' to a  
19 point thence N31° 40' 07.28"W a distance of 451.71' to Point of Begin-  
20 ning. Said parcel containing 15.4 acres more or less.

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

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§ 4. Prior to the discontinuance and alienation of the parkland described in section three of this act, the village of Massena shall dedicate as parkland such land consisting of 23.8 acres described as follows:

Beginning at the Northwest corner of the DPW parcel (NYS Plane Coordinate N 2219622.19 E 396070.69) thence heading N60° 16' 01.67"E a distance of 112.41' to a point thence S32° 13' 46.34"E a distance of 453.14' to a point thence N57° 46' 13.66"E a distance of 100.00' to a point thence S32° 13' 46.34"E a distance of 1047.51' to a point thence N73° 04' 53.63"E a distance of 1541.39' to a point thence N41° 53' 56.05"W a distance of 533.42' to a point thence N57° 14' 19.25"E a distance of 161.66' to a point thence S31° 36' 28.46"E a distance of 870.95' to a point thence S57° 15' 50.06"W a distance of 123.90' to a point thence S31° 43' 06.13"E a distance of 84.64' to a point thence S72° 52' 52.95"W a distance of 66.25' to a point thence N31° 06' 15.38"W a distance of 139.86' to a point thence S57° 36' 34.00"W a distance of 97.07' to a point thence N54° 20' 14.53"W a distance of 86.62' to a point thence S68° 01' 13.59"W a distance of 190.37' to a point thence N31° 37' 05.66"W a distance of 152.95' to a point thence S61° 20' 53.42"W a distance of 138.17' to a point thence S30° 50' 16.91"E a distance of 136.56' to a point thence S67° 15' 24.34"W a distance of 330.44' to a point thence S17° 00' 48.29"E a distance of 117.91' to a point thence S72° 59' 29.03"W a distance of 61.54' to a point thence N16° 52' 49.91"W a distance of 117.30' to a point thence S73° 24' 44.87"W a distance of 335.99' to a point thence S80° 05' 49.81"W a distance of 241.78' to a point thence S19° 38' 21.07"E a distance of 32.91' to a point thence S72° 52' 56.07"W a distance of 140.15' to a point thence S17° 29' 31.10"E a distance of 117.69' to a point thence S72° 47' 14.21"W a distance of 43.09' to a point thence N19° 18' 27.38"W a distance of 115.50' to a point thence S73° 09' 34.21"W a distance of 104.42' to a point thence N32° 59' 21.16"W a distance of 1292.67' to a point thence N60° 54' 28.19"E a distance of 60.00' to a point thence N32° 55' 24.37"W a distance of 295.00' to a point thence N57° 30' 03.05"E a distance of 70.08' to a point thence N34° 41' 08.66"W a distance of 167.00' to Point of Beginning. Said parcel containing 23.8 acres more or less.

§ 5. In the event that the fair market value of the parklands described in section four of this act to be dedicated by the village of Massena pursuant to 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 village of Massena 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 and/or capital improvements to existing park and recreational facilities.

§ 6. In the event that the village of Massena 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 this act shall not occur until the village of Massena has complied with any federal requirements pertaining to the alienation or conversion of 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.

§ 7. This act shall take effect immediately.