STATE OF NEW YORK

8345--A

Cal. No. 1547

IN SENATE

May 2, 2018

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged and said bill committed to the Committee on Rules -- ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend chapter 420 of the laws of 2013 relating to authorizing the town of Orangetown, county of Rockland, to discontinue use of certain lands as park lands and sell such lands, and dedicate certain other lands as park lands, in relation to making technical corrections

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 4 of chapter 420 of the laws of 2013 relating to authorizing the town of Orangetown, county of Rockland, to discontinue use of certain lands as park lands and sell such lands, and dedicate certain other lands as park lands, is amended to read as follows:

§ 4. Prior to the discontinuance and alienation of the park land described in section three of this act, and subject to the requirements of section two of this act, the town of Orangetown, acting through its town board, shall dedicate lands from the description of lands below that the town of Orangetown has never used for public open space or park purposes, are not lands under water, **and** are at least thirty acres of land that include [~~all~~] land adjacent to a body of water known as Lake Tappan[~~, and that such lands form one contiguous park~~]. Such lands are located in an area bounded and described as follows:

ALL that certain plot, piece or parcel of land situate, lying and being in the Town of Orangetown, County of Rockland and State of New York, being more particularly bounded and described as follows:

[~~BEGINNING at a point in the northerly side of Old Orangeburg Road at its intersection with the northerly side of Veterans Memorial Drive a/k/a New Orangeburg Road and running thence North 84° 03' 48" West along the northerly side of Veterans Memorial Drive a/k/a New Orangeburg Road 42.77 feet; running thence North 70° 41' 42" West still along the northerly side of Veterans Memorial Drive a/k/a new Orangeburg Road 174.74 feet; running thence North 34° 14' 48" West 209.46 feet; running~~

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

LBD15687-04-8

~~thence North 22° 26' 12" East 1,022.58 feet to a corner; running thence South 85° 34' 12" West still along the same 166.55 feet to a corner; running thence North 12° 56' 22" East 285.35 feet; running thence North 1° 49' 08" West 222.46 feet; running thence North 17° 13' 32" East 207.02 feet; running thence North 80° 22' 22" East 93.34 feet; running thence South 52° 08' 58" East 93.41 feet; running thence South 88° 00' 38" East 133.52 feet; running thence North 69° 47' 12" East 141.69 feet; running thence North 47° 58' 52" East 338.13 feet; running thence North 78° 14' 52" East 123.15 feet; running thence South 81° 31' 48" East 122.77 feet; running thence North 57° 34' 42" East 97.72 feet; running thence North 30° 40' 32" East 184.56 feet; running thence North 0° 07' 58" West 148.68 feet; running thence North 41° 34' 12" East 322.84 feet; running thence South 84° 55' 08" East 273.91 feet thence North 86° 11' 40" East 452.00 feet; running thence South 20° 56' 14" East 123.13 feet; running thence North 58° 55' 10" East 768.44 feet; running thence North 63° 30' 13" East 599.40 feet; running thence South 0° 28' 51" West 517.55 feet; running thence South 88° 10' 59" West 576.17 feet; running thence South 4° 47' 04" East 859.02 feet; running thence South 70° 17' 25" West 84.17; running thence Due West 267.48 feet; running thence Due South 95.82 feet; running thence South 70° 17' 25" West 48.04 feet; running thence South 6° 39' 10" East 161.28 feet; running thence South 79° 53' 23" East 500.35 feet; running thence South 2° 34' 07" East 623.29 feet; running thence South 76° 20' 28" West 127.36 feet; running thence South 87° 18' 26" West 185.39 feet; running thence South 0° 00' 18" West 665.06 feet in the northerly side of Old Orangeburg Road; running thence South 86° 05' 03" West 59.81 feet; running thence North 89° 54' 12" West 583.36 feet; running thence South 87° 27' 33" West 197.88 feet; running thence South 86° 20' 03" West 193.02 feet in the northerly side of Old Orangeburg Road; running thence Due North, 743.60 feet; running thence Due West, 580.39 feet; running thence North 75°40'44" West 110.46 feet; running thence South 36°33'44" West 48.05 feet; running thence North 53°26'16" West 24.46 feet; running thence South 39°18'20" West 66.52 feet; running thence Southwesterly, on a curve to the right having a radius of 434.61 feet and an arc distance of 144.03 feet; running thence Southwesterly, on a curve to the right having a radius of 135.06 feet and an arc length of 71.92 feet of compound curvature; running thence Southwesterly, on a curve to the left having a radius of 115.05 feet and an arc length of 109.96 feet of reverse curvature; running thence Southeasterly, on a curve to the left having a radius of 65.00 feet and an arc length of 79.01 feet of compound curvature; running thence South 35°36'22" East 81.38 feet; running thence Southerly, on a curve to the right having a radius of 285.00 feet and an arc length of 211.28 feet; running thence South 06°52'07" West 200.23 feet; running thence Southerly, on a curve to the left having a radius of 115.00 feet and an arc length of 19.34 feet; running thence Southeasterly, along a curve to the left having a radius of 35.00 feet and an arc length of 56.72 feet along the northerly side of Old Orangeburg Road; running thence South 84° 23' 03" West 670.19 feet along the northerly side of Old Orangeburg Road to the point or place of BEGINNING.~~]

BEGINNING at a point said point being distant westerly from the intersection of the northerly side of Old Orangeburg Road and the northerly side of Veterans Memorial Drive a/k/a New Orangeburg Road, the following courses, namely:

1. North 84° 03' 48" West along the northerly side of Veterans Memorial Drive a distance of 42.77 feet to a point;

2. North 70° 41' 42" West still along the northerly side of Veterans Memorial Drive a/k/a New Orangeburg Road a distance of 174.74 feet to a point;

3. North 34° 14' 48" West a distance 89.79 feet to the place of BEGINNING;

RUNNING THENCE North 34° 14' 48" 119.67 feet; running thence North 22° 26' 12" East 1,022.58 feet; running thence South 85° 34' 12" West 166.55 feet; running thence North 12° 56' 22" East 285.35 feet; running thence North 1° 49' 08" West 222.46 feet; running thence North 17° 13' 32" East 207.02 feet; running thence North 80° 22' 22" East 93.34 feet; running thence South 52° 08' 58" East 93.41 feet; running thence South 88° 00' 38" East 133.52 feet; running thence North 69° 47' 12" East 141.69 feet; running thence North 47° 58' 52" East 338.13 feet; running thence North 78° 14' 52" East 123.15 feet; running thence South 81° 31' 48" East 122.77 feet; running thence North 57° 34' 42" East 97.72; running thence North 30° 40' 32" East 184.56 feet; running thence North 0° 07' 58" West 148.68 feet; running thence North 41° 34' 12" East 322.84 feet; running thence South 84° 55' 08" East 273.91 feet; running thence North 5° 21' 38" West 338.34 feet; running thence South 70° 36' 42" West 236.85'; running thence North 51° 44' 38" West 104.20 feet; running thence North 25° 36' 38" West 416.75 feet; running thence North 0° 38' 58" West 195.73 feet; running thence North 17° 14' 02" East 132.93 feet; running thence North 19° 17' 48" West 158.60 feet; running thence North 87° 52' 26" East 358.36 feet; running thence South 41° 16' 35" East 174.24 feet; running thence South 24° 09' 42" East 68.00 feet; running thence South 1° 53' 55" West 43.98 feet; running thence South 17° 56' 26" West 25.06 feet; running thence South 29° 28' 54" West 50.14 feet; running thence South 18° 57' 35" West 41.79 feet; running thence South 3° 36' 14" East 42.26 feet; running thence South 18° 36' 47" East 32.37 feet; running thence south 9° 24' 08" East 39.65 feet; running thence south 2° 14' 58" East 79.37 feet; running thence South 13° 58' 45" East 33.85 feet; running thence South 19° 41' 10" East 33.50 feet; running thence South 36° 53' 27" East 22.28 feet; running thence South 26° 58' 59" East 24.51 feet; running thence South 34° 09' 05" East 23.00 feet; running thence South 3° 05' 33" East 64.18 feet; running thence South 5° 14' 16" West 60.25 feet; running thence South 12° 54' 38" East 62.42 feet; running thence South 23° 34' 05" East 21.74 feet; running thence South 30° 40' 20" East 16.22 feet; running thence South 14° 09' 35" East 15.60 feet; running thence South 8° 37' 19" East 25.46 feet; running thence South 34° 20' 38" East 20.72 feet; running thence South 45° 14' 16" East 30.07 feet; running thence South 50° 10' 56" East 35.32 feet; running thence South 36° 08' 09" East 14.85 feet; running thence South 45° 17' 14" East 29.48 feet; running thence South 54° 39' 12" East 60.16 feet; running thence South 53° 21' 52" East 108.91 feet; running thence 51° 25' 18" East 82.91 feet; running thence North 86° 11' 40" East 122.05 feet; running thence South 20° 56' 14" East 123.13 feet; running thence North 58° 55' 10" East 768.44 feet; running thence North 63° 30' 13" East 49.53 feet; running thence South 2° 48' 24" West 31.36 feet; running thence South 42° 02' 52" East 41.12 feet; running thence South 18° 43' 41" East 60.11 feet; running thence South 8° 11' 59" East 29.61 feet; running thence South 22° 58' 37" East 23.68 feet; running thence South 9° 53' 45" East 14.64 feet; running thence South 54° 15' 04" East 144.01 feet; running thence South 50° 03' 00" West 23.63 feet; running thence south 88° 10' 59" West 241.58 feet; running thence South 4° 47' 04" East 510.64 feet; running thence South 26° 29' 58" West 36.89 feet; running thence South 1° 46' 27" West 36.33 feet; running thence South 43° 56'

33" West 58.61 feet; running thence South 20° 36' 02" West 52.68 feet; running thence South 51° 12' 20" West 131.03 feet; running thence North 58° 25' 38" West 96.00 feet; running thence South 12° 18' 47" West 30.86 feet; running thence North 77° 10' 58" West 214.79 feet; running thence North 5° 00' 45" West 54.21 feet; running thence North 43° 37' 43" West 65.25 feet; running thence North 48° 13' 39" West 47.46 feet; running thence North 69° 38' 40" West 71.50 feet; running thence North 76° 02' 30" West 68.73 feet; running thence North 51° 34' 51" West 48.43 feet; running thence North 72° 36' 31" West 68.71 feet; running thence North 9° 55' 16" West 157.20 feet; running thence South 48° 29' 02" West 139.50 feet; running thence South 39° 07' 24" West 83.49 feet; running thence South 33° 32' 56" West 64.03 feet; running thence South 22° 10' 58" West 77.52 feet; running thence South 18° 32' 31" West 321.81 feet; running thence South 13° 19' 10" West 208.15 feet; running thence South 3° 21' 18" East 76.95 feet; running thence South 14° 30' 40" East 170.50 feet; running thence South 1° 05' 19" West 48.73 feet; running thence South 78° 45' 28" East 99.05 feet; running thence South 51° 02' 19" East 77.23 feet; running thence North 57° 48' 19" East 26.95 feet; running thence North 84° 52' 15" East 33.40 feet; running thence North 60° 20' 25" East 32.41 feet; running thence North 77° 17' 22" East 67.71 feet; running thence North 63° 26' 21" East 41.53 feet; running thence North 47° 40' 17" East 128.77 feet; running thence North 53° 00' 07" East 144.03 feet; running thence North 47° 51' 51" East 54.95 feet; running thence North 33° 05' 13" East 38.42 feet; running thence North 47° 53' 29" East 42.73 feet; running thence North 37° 46' 36" East 71.05 feet; running thence North 79° 24' 51" East 94.01 feet; running thence South 63° 05' 13" East 14.18 feet; running thence South 6° 28' 47" East 110.40 feet; running thence South 79° 53' 23" East 500.35 feet; running thence South 2° 34' 07" East 648.69 feet; running thence South 76° 20' 28" West 127.36 feet; running thence South 87° 18' 26" West 185.39 feet; running thence South 0° 00' 18" West 665.06 feet to the northerly side of Old Orangeburg Road; running thence South 86° 05' 03" West 59.81 feet; running thence North 89° 54' 12" West 583.36 feet; running thence South 87° 27' 33" West 197.88 feet; running thence South 86° 20' 03" West 193.02 feet in the northerly side of Old Orangeburg Road; running thence Due North 743.60 feet; running thence North 56° 03' 37" West 107.16 feet; running thence North 44° 05' 35" West 90.45 feet; running thence North 72° 00' 47" West 249.06 feet; running thence North 65° 49' 15" West 116.32 feet; running thence North 59° 11' 48" 201.71 feet; running thence North 65° 27' 44" West 90.57 feet; running thence North 76° 15' 20" West 62.03 feet; running North 69° 37' 50" West 62.02 feet; running thence North 74° 48' 31" West 103.18 feet; running thence North 84° 29' 00" West 59.31 feet; running thence North 78° 26' 25" West 213.37 feet; running thence North 85° 01' 15" West 79.83 feet; running thence North 81° 14' 13" West 65.34 feet; running thence South 29° 54' 17" West 12.53 feet; running thence South 8° 20' 48" East 70.83 feet; running thence South 2° 54' 33" East 43.90 feet; running thence South 13° 04' 26" West 57.07 feet; running thence South 18° 10' 11" West 52.94 feet; running thence South 33° 56' 51" West 67.29 feet; running thence South 59° 49' 01" 29.54 feet; running thence South 22° 26' 12" West 1029.82 feet to the place of BEGINNING.

§ 2. Section 2 of chapter 420 of the laws of 2013 relating to authorizing the town of Orangetown, county of Rockland, to discontinue use of certain lands as park lands and sell such lands, and dedicate certain other lands as park lands, is amended to read as follows:

§ 2. The authorization contained in section one of this act shall take effect only upon the condition that the town of Orangetown shall dedicate lands from the lands described in section four of this act as additional park lands of the town, provided that the town of Orangetown has never used such lands for public open space or park purposes, are not lands under water, are improved such that the lands with improvements are of equal or greater fair market value than the value of the park lands being alienated by this act, **and** are at least thirty acres of land that include [~~**all**~~] land adjacent to a body of water within the lands described in section four of this act known as Lake Tappan[~~**, and that such lands form one contiguous park**~~]. Such improvements shall include, but not be limited to, a walking and/or bike path, and public access points to Lake Tappan. The authorization contained in section one of this act shall also only be effective on the condition that the Office of Parks, Recreation and Historic Preservation has agreed that such additional lands are suitable replacement park lands. In the event that such lands and improvements are not of equal or greater fair market value to the park lands being alienated by this act, the town of Orangetown shall dedicate the difference in such fair market value for the acquisition or designation of additional town park lands that the town of Orangetown has never used for public open space or park purposes, or for capital improvements to existing town park and recreational facilities.

§ 3. This act shall take effect immediately.