

STATE OF NEW YORK

S. 8658--A
Cal. No. 1617

A. 10681--A

SENATE - ASSEMBLY

May 10, 2018

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- reported favorably from said committee and committed to the Committee on Rules -- ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT authorizing the county of Suffolk to transfer and convey a portion of County parkland to the town of Southampton, county of Suffolk

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

1 Section 1. (a) The county of Suffolk acting through its legislative
2 body, is hereby authorized to discontinue the use of a portion of county
3 parkland, described in section two of this act, and to convey its interest in the real property to the town of Southampton, county of Suffolk
4 upon terms agreed upon by the county of Suffolk and the town of Southampton, for use by the town of Southampton for park and recreational
5 purposes and as a commercial fishing dock; provided that the town of
6 Southampton shall provide access to such parklands and/or recreational
7 facilities to all residents of the county of Suffolk.

10 (b) Any revenues received by such county from such town from the
11 transfer of the property described in section two of this act shall be
12 used for capital improvements of existing park and recreational facilities and/or for the acquisition of additional park and recreational
13 facilities.

15 § 2. The real property authorized to be conveyed by the county of
16 Suffolk pursuant to section one of this act shall be bounded and
17 described as follows:

18 All that certain piece or parcel of land situate lying and being at
19 Hampton Bays, in the Town of Southampton, County of Suffolk, and State

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

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1 of New York, being Parcel 43 as shown on a map on file in the office of
2 the Commissioner of Public Works of Suffolk County titled "Map Showing
3 Property to be Acquired for County Purposes, Town of Southampton, County
4 of Suffolk, New York, Sheet 5 of 5" more particularly bound and
5 described as follows:

6 Commencing at the intersection of the easterly boundary of Road I and
7 the existing northerly boundary of County Road 89 Dune Road. Running
8 thence, along said northerly boundary of County Road 89 Dune Road, N 65°
9 48' 14" E a distance of 100 feet to the division line between the
10 subject parcel on the east and other land of Suffolk County on the west,
11 or the POINT OF BEGINNING;

12 Thence, from said place or point of Beginning northerly along said
13 division line N 23° 11' 46" W a distance of 436± feet more or less, to a
14 point on the mean high water line of Shinnecock Bay, said line being the
15 division line between the lands of the subject parcel to the south and
16 the lands of the Town of Southampton to the north;

17 Thence, along said division line a distance of 1475± feet more or
18 less, to a point on the division line between the lands of the subject
19 parcel to the west and the lands now or formerly of Shinnecock Fish
20 Packers, Inc. on the east;

21 Thence, along said division line S 23° 11' 46" E a distance of 314±
22 feet, more or less, to the aforementioned existing northerly boundary of
23 County Road 89 Dune Road;

24 Thence along said northerly boundary S 68° 28' 14" W a distance of
25 525.51 feet to a point;

26 Thence continuing along said northerly boundary S 65° 48' 14" W a
27 distance of 875.12 feet to the point or place of beginning; being
28 402,449± square feet or 9.24± acres more or less.

29 § 3. Should the lands described in section two of this act cease to be
30 used for the purposes described in section one of this act, those lands
31 shall revert to the county of Suffolk for public park and recreational
32 purposes.

33 § 4. The land to be transferred pursuant to this act, and all struc-
34 tures and facilities situated on such land, shall be maintained, owned
35 and operated by the town of Southampton.

36 § 5. The use of such parkland and facilities shall be available to the
37 general public. Where the availability of such facilities is limited,
38 use of such facilities must be determined by an equitable method.

39 § 6. In the event that the county of Suffolk received any funding
40 support or assistance from the federal government for the purchase,
41 maintenance or improvement of the parklands set forth in section two of
42 this act, the discontinuance and alienation of such parkland authorized
43 by the provisions of this act shall not occur until the county of
44 Suffolk has complied with any federal requirements pertaining to the
45 alienation or conversion of parklands, including satisfying the secre-
46 tary of the interior that the alienation or conversion complies with all
47 conditions which the secretary of the interior deems necessary to assure
48 the substitution of other lands shall be equivalent in fair market value
49 and usefulness to the lands being alienated or converted.

50 § 7. This act shall take effect immediately.