

# STATE OF NEW YORK

11060

## IN ASSEMBLY

June 1, 2018

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

AN ACT authorizing the alienation of certain parklands in the town of  
Brookhaven, county of Suffolk

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 town of Brookha-  
2 ven, acting by and through its town board, is hereby authorized to lease  
3 to the Patchogue-Medford Library, for up to thirty years, and upon such  
4 terms and conditions as the town board deems appropriate, the munici-  
5 pality owned parklands more particularly described in section three of  
6 this act.

7 § 2. The authorization contained in section one of this act shall be  
8 effective only upon the condition that the town of Brookhaven, county of  
9 Suffolk dedicate an amount equal to the fair market value of those  
10 interests being transferred by this act, for the acquisition of addi-  
11 tional parklands and/or capital improvements to existing park and recre-  
12 ational facilities.

13 § 3. The parklands authorized by section one of this act to be leased  
14 to the Patchogue-Medford Library are as follows:

15 BEGINNING at a point the following three courses and distances from  
16 the intersection of the westerly side of Port Jefferson - Patchogue Road  
17 (New York State Route 112) and the northerly side of Horseblock Road  
18 (County Road 16);

19 1. Westerly along the northerly side of Horseblock Road (County Road  
20 16) North 73 degrees 25 minutes 03 seconds West, 440.42 feet;

21 2. North 3 degrees 10 minutes 00 seconds East, 126.28 feet;

22 3. North 55 degrees 22 minutes 56 seconds West, 910.15 feet to said  
23 point of beginning;

24 RUNNING THENCE North 86 degrees 50 minutes 00 seconds West, 180.00  
25 feet;

26 THENCE North 3 degrees 10 minutes 00 seconds East, 344.00 feet;

27 THENCE South 86 degrees 50 minutes 00 seconds East, 189.50 feet;

28 THENCE South 3 degrees 10 minutes 00 seconds West, 206.50 feet;

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

LBD16119-01-8

1 THENCE North 86 degrees 50 minutes 00 seconds West, 9.50 feet;  
2 THENCE South 3 degrees 10 minutes 00 seconds West 83.50 feet to THE  
3 POINT OR PLACE OF BEGINNING;

4 Containing: 64,395 square feet or 1.48 acres, more or less

5 § 4. Should the interest described in section three of this act cease  
6 to be operated as a library, such interests shall revert to the town of  
7 Brookhaven, county of Suffolk for public park and recreational purposes.  
8 The library shall be made available to the general public on an equita-  
9 ble basis. Where availability of public facilities are limited, the use  
10 of such facilities must be determined by a reservation policy which  
11 provides priority use to the general public.

12 § 5. If the parkland that is the subject of this act has received  
13 funding pursuant to the federal land and water conversation fund, the  
14 discontinuance of parklands authorized by the provisions of this act  
15 shall not occur until the municipality has complied with the federal  
16 requirements pertaining to the conversion of parklands, including satis-  
17 fying the secretary of the interior that the discontinuance will include  
18 all conditions which the secretary of the interior deems necessary to  
19 assure the substitution of other lands shall be equivalent in fair  
20 market value and recreational usefulness to the lands being discontin-  
21 ued.

22 § 6. This act shall take effect immediately.