

STATE OF NEW YORK

4373

2017-2018 Regular Sessions

IN ASSEMBLY

February 2, 2017

Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Local Governments

AN ACT in relation to authorizing the county of Westchester to alienate and convey certain parcels of land used as parkland

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 county of West-
2 chester, acting by and through its governing body, is hereby authorized
3 to discontinue as parklands and alienate the lands more particularly
4 described in section three of this act, and to grant an access easement
5 over such parklands at fair market value and upon such other terms and
6 conditions as determined by the governing body of Westchester county to
7 WP East Acquisitions, LLC.

8 § 2. The authorization provided in section one of this act shall be
9 effective only upon the condition that the county of Westchester dedi-
10 cate an amount equal to or greater than the fair market value of the
11 easement interest being alienated pursuant to section one of this act to
12 the acquisition of new parklands and/or improvements to existing park-
13 lands.

14 § 3. The lands authorized by section one of this act to be discontin-
15 ued as parklands and conveyed by the county of Westchester are described
16 as follows:

17 BEGINNING at the point on the southerly line of East Lincoln Avenue
18 where it is met by the westerly most line of Plot No. 9 shown in that
19 certain "Map Showing Lands ... East Hudson Parkway Authority ... Hutch-
20 inson River Parkway ... Sheet No. 4" which was filed in the Westchester
21 County Clerk's office on March 5, 1965, us Map No. 14262, which point
22 occupies coordinate position

23 N 759.451.82 (y)

24 E 682.088.52 (x)

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

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1 of the New York State Coordinate System, East Zone (NAD 83, expressed in
2 feet).
3 THENCE from the said point of beginning through Parcel 1 on said Filed
4 Map No. 2754, continuing through the parcel shown on said Filed Map No.
5 6650 and continuing further through Parcel 40 on said Filed Map No. 2753
6 the following, first on a curve to the left, the center of which bears
7 $524^{\circ}15'21''\text{E}$, the central angle of which is $36^{\circ}56'57''$, the radius of
8 which is 33.00 feet for 21.28 feet, then on a curve reversing to the
9 right, the center of which bears $\text{N}61^{\circ}12'18''\text{W}$, the central angle of which
10 is $16^{\circ}00'18''$, the radius of which is 660.00 feet for 184.36 feet, then
11 $\text{S } 44^{\circ}48'00'' \text{ W } 164.00$ feet
12 then on a tangent curve to the left, the central angle of which is
13 $20^{\circ}03'00''$, the radius of which is 280.00 feet for 97.98 feet, then
14 $\text{S } 24^{\circ}45'00'' \text{ W } 32.00$ feet
15 then on a tangent curve to the left, the central angle of which is
16 $06^{\circ}39'00''$, the radius of which is 3,095.00 feet for 359.22 feet, then
17 $\text{S } 18^{\circ}06'00'' \text{ W } 110.00$ feet
18 then on a tangent curve to the right, the central angle of which is
19 $04^{\circ}00'00''$, the radius of which is 850.00 feet for 59.34 feet, then
20 $\text{S } 22^{\circ}06'00'' \text{ W } 62.30$ feet
21 then on a tangent curve to the right, the central angle of which is
22 $25^{\circ}44'00''$, the radius of which is 525.00 feet for 235.79 feet, then
23 $\text{S } 47^{\circ}50'00'' \text{ W } 23.00$ feet, and
24 $\text{S } 36^{\circ}40'40'' \text{ W } 45.76$ feet
25 then on a non-tangent curve to the right, the center of which bears
26 $\text{S}64^{\circ}33'00''\text{W}$, the central angle of which is $50^{\circ}29'00''$, the radius of
27 which is 34.00 feet for 29.96 feet, and then
28 $\text{S } 45^{\circ}20'00'' \text{ W } 20.44$ feet,
29 to a point on the northerly line of lands now or formerly of the City of
30 Mount Vernon Industrial Development Agency, which point occupies coordi-
31 nate position
32 $\text{N } 758.225,65(\text{y})$
33 $\text{E } 681.376,57(\text{x})$
34 of the said New York State Coordinate System, East Zone, Thence along
35 the said City of Mount Vernon Industrial Development Agency land, and in
36 part along the northerly terminus of Bradford Road, which appears as
37 Parcel 41 on the said Filed Map No. 2753 and is part of the said City of
38 Mount Vernon Industrial Development Agency's land
39 $\text{N } 67^{\circ}06'40'' \text{ W } 32.55$ feet,
40 to a point. Thence once again through Parcel 40 on said Filed Map No.
41 2753, continuing through the parcel shown on said Filed Map No. 6650 and
42 continuing further through Parcel 1 on said Filed Map No. 2754 the
43 following, first
44 $\text{N } 44^{\circ}50'00'' \text{ E } 10.70$ feet
45 then on a tangent curve to the left, the central angle of which is
46 $162^{\circ}55'01''$, the radius of which is 7.50 feet for 21.33 feet, then
47 $\text{N } 28^{\circ}05'01'' \text{ W } 30.00$ feet
48 then on a non-tangent curve to the left, the center of which bears
49 $\text{N}28^{\circ}05'01''\text{W}$, the central angle of which is $14^{\circ}13'35''$, the radius of
50 which is 420.00 feet for 104.29 feet, then on a curve compounding to the
51 left, the center of which bears $\text{N}42^{\circ}18'36''\text{W}$, the central angle of which
52 is $25^{\circ}35'24''$, the radius of which is 495.00 feet for 221.08 feet, then
53 $\text{N } 22^{\circ}06'00'' \text{ E } 62.30$ feet
54 then on a tangent curve to the left, the central angle of which is
55 $04^{\circ}00'00''$, the radius of which is 820.00 feet for 57.25 feet,
56 then $\text{N } 18^{\circ}06'00'' \text{ E } 175.84$ feet

1 then on a tangent curve to the right, the central angle of which is
2 06°39'00", the radius of which is 1,100.00 feet for 127.67 feet, then
3 N 24°45'00"E 201.11 feet
4 then on a tangent curve to the right, the central angle of which is
5 12°11'00", the radius of which is 304.00 feet for 64.64 feet, then
6 N 36°56'00"E 344.00 feet
7 and then on a tangent curve to the left, the central angle of which is
8 67°06'40", the radius of which is 27.50 feet for 32.21 feet, to another
9 point on the southerly line of East Lincoln Avenue, Thence easterly
10 along the said southerly line of East Lincoln Avenue
11 S 80°24'35"E 77.91 feet
12 to the point or place of beginning of this easement area.
13 § 4. In the event that the county of Westchester received any funding
14 support or assistance from the federal government for the purchase,
15 maintenance or improvement of the parklands set forth in section three
16 of this act, the discontinuance and alienation of such parkland author-
17 ized by the provisions of section three of this act shall not occur
18 until the county of Westchester has complied with any federal require-
19 ments pertaining to the alienation or conversion of such parklands,
20 including satisfying the secretary of the interior that the alienation
21 or conversion complies with all conditions which the secretary of the
22 interior deems necessary to assure the substitution of other lands shall
23 be equivalent in fair market value and usefulness to the lands being
24 alienated or converted.
25 § 5. This act shall take effect immediately.