STATE OF NEW YORK

8347

2017-2018 Regular Sessions

IN ASSEMBLY

June 9, 2017

Introduced by M. of A. STECK -- read once and referred to the Committee on Cities

AN ACT authorizing the city of Schenectady to alienate certain parcels of land used as parkland and to acquire other parcels of land to replace such parkland

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

Section 1. Subject to the provisions of this act, the city of Schenectady, Schenectady county, acting by and through its governing body, is hereby authorized to discontinue the use of waterfront parklands and alienate such lands more particularly described in section three of this act, for the purpose of constructing and maintaining a pump station on such waterfront parklands, and upon such other terms and conditions as determined by the governing body of the city of Schenectady.

§ 2. The authorization contained in section one of this act shall take effect only upon the condition that the city of Schenectady shall acquire and dedicate an amount equal to or greater than the fair market value of the waterfront parklands being discontinued towards the acquisition of new waterfront parklands and/or towards capital improvements to existing waterfront parkland and recreational facilities.

§ 3. The waterfront parklands authorized by section one of this act to be discontinued as parklands are described as follows:

All that certain piece or parcel of land located in the City of Schenectady, County of Schenectady, State of New York and being more particularly bounded and described as follows:

BEGINNING at a point on the westerly boundary of lands now or formerly of the City of Schenectady, known as North Ferry Street Pumping Station (TM#39.55-1-38.2), at its intersection with the property division line between lands now or formerly of Thomas Killeen (TM#39.55-1-22), on the south and other lands of the City of Schenectady, known as Riverside Park, on the north; thence South 58°-59'-05" West, along said property

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

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division line, and lands now of formerly of Bradley J. Fisher (TM#39.55-1-21), lands now of formerly of Michael J. Petta (TM#39.55-1-20), lands now of formerly of St. George's Church (TM#39.55-1-19.2), lands now of formerly of Lynn D. Seal (TM#39.55-1-18), and lands now of formerly of Ronald J. Chard (TM#39.55-117), a distance of 231.35 feet to a point on the northerly terminus of Governors Lane, thence through said lands of the City of Schenectady, known as Riverside Park the following three (3) courses and distances:

1. North 24°-12'-16" West, a distance of 59.35 feet to a point,

2. North 13°-06'-35" West, a distance of 38.93 feet to a point, and

3. North 58°-59'-05" East, a distance of 217.88 feet to a point on the property division line between said lands now of the City of Schenectady, known as North Ferry Street Pumping Station, on the east and said lands of the City of Schenectady, known as Riverside Park, on the west; thence South 27°-42'-47" East, along said property division line, a distance of 96.14 feet to the point or place of beginning and being 21,780 square feet or 0.50 acres of land, more or less.

Subject to all rights, easements, covenants or restrictions of record.

Subject to any statement of facts that an up to date abstract of title would disclose.

§ 4. In the event that the city of Schenectady 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 section three of this act shall not occur until the city of Schenectady has complied with any federal requirements pertaining to the alienation or conversion of such 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.

§ 5. This act shall take effect immediately.