STATE OF NEW YORK

5305

2017-2018 Regular Sessions

IN SENATE

March 20, 2017

Introduced by Sen. CROCI -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

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

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 town of Islip, acting by and through its town board, is hereby authorized to discontinue as parklands and alienate the lands more particularly described in section three of this act, and to lease such parklands, for up to forty years, upon such terms and conditions as determined by the town board of Islip.

§ 2. The authorization contained in section one of this act shall only be effective on the condition that the town of Islip shall dedicate the lands described in section four of this act as additional parkland of the town.

§ 3. The land to be discontinued as parkland and alienated and conveyed is bounded and described as follows:

All that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in central Islip in the town of Islip and the county of Suffolk in the state of New York and being more particularly described as follows:

BEGINNING AT A POINT being 5799.81 feet southerly from the corner formed by the southerly side of Smith St. and the westerly side of Carleton Ave. (C.R. 17)

RUNNING THENCE south 8 degrees 25 minutes 53 seconds east 571.55 feet

RUNNING THENCE south 81 degrees 30 minutes 15 seconds west 993.29 feet

RUNNING THENCE north 30 degrees 36 minutes 04 seconds west 142.06 feet

RUNNING THENCE north 67 degrees 23 minutes 05 seconds east 145.59 feet

RUNNING THENCE north 8 degrees 08 minutes 13 seconds west 219.30 feet

RUNNING THENCE north 49 degrees 11 minutes 33 seconds east 178.83 feet

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

LBD10599-02-7

RUNNING THENCE north 19 degrees 51 minutes 33 seconds east 301.79 feet
RUNNING THENCE north 05 degrees 00 minutes 28 seconds east 276.60 feet
RUNNING THENCE south 88 degrees 51 minutes 55 seconds east 215.98 feet
RUNNING THENCE south 08 degrees 27 minutes 26 seconds east 379.64 feet
RUNNING THENCE north 81 degrees 32 minutes 34 seconds east 145.29 feet
RUNNING THENCE south 08 degrees 27 minutes 26 seconds east 29.00 feet
RUNNING THENCE north 81 degrees 32 minutes 34 seconds east 187.82 feet to the point or place of beginning.

§ 4. The town of Islip, acting by and through its governing body, shall dedicate the replacement lands, for use as parkland for public park purposes consisting of 14.82 acres described as follows:

All that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in central Islip in the town of Islip and the county of Suffolk in the state of New York and being more particularly described as follows:

BEGINNING AT A POINT being 4076.00 feet southerly from the corner formed by the westerly side of Lowell Ave. and the easterly side of Eastview Blvd. (Belt Drive East)

RUNNING THENCE north 81 degrees 33 minutes 43 seconds east 431.24 feet
RUNNING THENCE south 08 degrees 26 minutes 17 seconds east 1745.28 feet
RUNNING THENCE south 81 degrees 33 minutes 43 seconds east 50.00 feet
RUNNING THENCE north 08 degrees 26 minutes 17 seconds east 150.00 feet
RUNNING THENCE south 81 degrees 33 minutes 43 seconds east 150.00 feet
RUNNING THENCE south 08 degrees 26 minutes 17 seconds east 130.00 feet
RUNNING THENCE south 81 degrees 33 minutes 43 seconds west 139.32 feet to the easterly side of Eastview Blvd.
RUNNING THENCE in a northerly direction along a curve bearing to the left having a radius of 1277.13 feet for a length of 105.22
RUNNING THENCE north 11 degrees 45 minutes 49 seconds west 1321.15 feet
RUNNING THENCE in a northerly direction along a curve bearing to the right having a radius of 11429.16 feet for a length of 301.49 feet to the point or place of beginning.

§ 5. In the event that the parklands to be acquired and dedicated by the town of Islip pursuant to this act are not of equal or greater fair market value to the parklands to be discontinued and conveyed, the town of Islip shall dedicate the difference of the fair market value of the lands to be alienated and the lands to be dedicated for the acquisition of additional parklands and/or for capital improvements to existing park and recreational facilities.

§ 6. If the land that is the subject of this act has received funding pursuant to the federal land and water conservation fund, the discontinuance of parklands authorized by the provisions of this act shall not occur until the municipality has complied with the federal requirements pertaining to the conversion of parklands, including satisfying the secretary of the interior that the discontinuance will include 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 recreational usefulness to the lands being discontinued.

§ 7. This act shall take effect immediately.