

STATE OF NEW YORK

6401--A

2017-2018 Regular Sessions

IN SENATE

May 16, 2017

Introduced by Sen. TEDISCO -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee and committed to the Committee on Rules -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

1 Section 1. Subject to the provisions of this act, the city of Schenectady, acting by and through its governing body, is hereby authorized to
2 discontinue as parklands and alienate the lands more particularly
3 described in section three of this act, and to sell and convey such
4 parklands upon such other terms and conditions as determined by the
5 governing body of the city of Schenectady to the Boys & Girls Club for
6 the purpose of constructing a new Boys & Girls Club facility at Quacken-
7 bush Park.

9 § 2. The authorization contained in section one of this act shall take
10 effect only upon the condition that the city of Schenectady shall
11 acquire and dedicate the lands of equal or greater fair market value
12 described in section four of this act as additional parklands of the
13 city.

14 § 3. The lands authorized by section one of this act to be discontinued
15 as parklands and conveyed to the Boys & Girls Club consists of 1.35
16 acres and are described as follows:

17 All that certain tract, piece, or parcel of land situate, lying and
18 being in the City of Schenectady, County of Schenectady and State of New
19 York and being more particularly bounded and described as follows:

20 Beginning at a point on the division line of lands herein described as
21 Lot 1 on the south and lands now or formerly of Schenectady City School

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

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District as described in Liber 279 of deeds at page 209 on the north, said point being the northeast corner of Lot 2; thence running along said division line North 30°59'00" East, 150.10 feet to a point with the lands herein described as Lot 1 on the south, lands now or formerly of Schenectady City School District on the west and lands now or formerly of the City of Schenectady as described in Liber 222 of deeds at page 479 on the east; thence South 53°08'09" East, 151.20 feet to a point on the division line of lands herein described as Lot 1 on the west and lands now or formerly of The City of Schenectady on the east; thence running along said division line South 12°44'55" East, 195.16 feet to a point on the division line of lands herein described as Lot 1 on the north and lands now or formerly of The City of Schenectady as described in Liber 302 of deeds at page 18 on the south; thence running along said division line South 78°47'04" West, 271.14 feet to a point at its intersection with lands herein described as Lot 1 on the east, lands of Lot 2 on the west and the lands now or formerly of The City of Schenectady on the south; thence running along the division line of Lot 1 and Lot 2 the following four (4) courses and distances: 1.) North 11°11'16" West, 90.73 feet to a point; 2.) North 78°47'04" East, 42.99 feet to a point; 3.) North 11°12'56" West, 49.48 feet to a point; and 4.) North 09°19'00" East, 60.00 feet to the point or place of beginning.

Containing 1.35 Acres of land more or less.

§ 4. The replacement lands to be acquired and dedicated by the city of Schenectady, county of Schenectady, to use as new parkland for public park purposes are described as follows:

All that certain piece or parcel of land situate in the City of Schenectady, County of Schenectady and the State of New York, lying along the westerly line of Crane Street, being further bounded and described as follows:

Beginning at a point located along the westerly line of Crane Street, further located 149.10 feet northerly from the northwesterly intersection of Crane Street and Third Avenue, said point being the intersection formed by said westerly line of Crane Street with the division line between the lands now or formerly of Wieslaw & Krystyna Cyrulik (Book 1518, Page 601) on the south and the lands herein described on the north and running along said division line of the following six courses: 1) South 84°36'22" West, 137.39 feet to a point; 2) South 84°36'22" West, 42.99 feet to a point; 3) South 75°58'38" West, 32.19 feet to a point; 4) South 09°14'09" East, 52.00 feet to a point; 5) South 87°21'19" East, 2.50 feet to a point; and 6) South 02°24'08" East, 64.00 feet to a point located on the northerly line of Third Avenue; thence in a westerly direction and along said northerly line of Third Avenue, North 87°21'19" West, 74.87 feet to a point being the division line of lands now or formerly of Mohanie Lallbachan (Book 1720, Page 70) on the west and the lands herein described on the east; thence in a northerly and westerly direction along said division line the following two courses: 1) North 02°02'52" West, 153.00 feet to a point and 2) South 77°54'49" West, 40.00 feet to a point being the division line of lands now or formerly of Awadnarie Lallbachan (Book 1624, Page 802) on the west and the lands herein described on the east, thence in a northerly and westerly direction along said division line the following two courses: 1) North 20°52'36" West, 12.11 feet to a point and 2) South 89°00'29" West, 1.38 feet to a point; thence in a northerly direction and along the division line of the lands now or formerly of George David Sr. (Book 1571, Page 733), Boodnarie and Rawattie Sewpersaud (Book 1687, Page 210), Maharanie Latchana (Book 1624, Page 713), Michael Koronkiew-

iczy (Book 1245, Page 192) and Karey Gwinn (Book 1798, Page 153), North 21°26'46" West, 196.91 feet to a point on the division line of Richard Valentine (Book 1757, Page 698) on the north and the lands herein described on the south and east; thence in a easterly and northerly direction along said division line the following two courses: 1) North 84°11'00" East, 5.89 feet to a point; and 2) North 13°11'50" West, 150.24 feet to a point on the southerly line of Second Avenue; thence in an easterly direction and along the aforesaid southerly line of Second Avenue, North 84°11'00" East, 29.30 feet to a point being the division line of the lands now or formerly of Diaram Yeapersaud (Book 1897, Page 85) on the east and the lands herein described on the west; thence in a southerly direction and along said division line, South 05°49'00" East, 149.00 feet to a point; thence in an easterly and northerly direction along said lands of Yeapersaud and continuing along the lands of Kumar and Meenawatti Gooniah (Book 1708, Page 647) the following two courses: 1) North 84°11'00" East, 66.67 feet to a point and 2) North 05°49'00" West, 149.00 feet to a point on the southerly line of Second Avenue; thence in an easterly direction and along said southerly line of Second Avenue, North 84°11'00" East, 66.67 feet to a point on the division line between the lands now or formerly of Yognie and Jankie Lakhram (Book 1867, Page 719) on the east and the lands herein described on the west; thence in a southerly direction and along said division line, South 05°49'00" East, 149.00 feet to a point; thence in an easterly direction and along said lands of Lakhram and continuing along the lands now or formerly of Jason Sacks (Book 1642, Page 210), North 84°11'00" East, 57.73 feet to a point being the division line of the lands now or formerly of Tareh and Nehru Mahabir (Book 1793, Page 262) on the east and the lands herein described on the west; thence in a southerly and easterly direction and along aforesaid division line the following four courses: 1) South 08°27'34" East, 38.40 feet to a point, 2) North 81°32'26" East, 19.10 feet to a point, 3) North 82°49'53" East, 26.10 feet to a point and 4) North 88°22'48" East, 145.72 feet to a point on the westerly line of Crane Street; thence in a southerly direction and along said westerly line of Crane Street, South 02°14'18" West, 68.50 feet to a point being the division line of the lands now or formerly of Frank Leszczynski, Jr. and Zita Leszczynski (Book 1618, Page 459) on the south and the lands herein described on the north; thence in a westerly, southerly and easterly direction and along aforesaid division line the following four courses: 1) South 86°51'49" West, 153.36 feet to a point; 2) South 12°46'42" East, 70.00 feet to a point; 3) North 78°27'18" East, 72.00 feet to a point and 4) North 79°19'18" East, 66.30 feet to a point on the westerly line of Crane Street; thence in a southerly direction and along said westerly line of Crane Street, South 02°14'18" West, 77.23 to the point or place of beginning.

Containing in all 2.03 acres of land being more or less.

§ 5. In the event that the parklands to be dedicated by the city of Schenectady pursuant to this act are not equal to or greater than the fair market value of the parkland to be discontinued and conveyed, the city of Schenectady 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. 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 author-

1 ized by the provisions of this act shall not occur until the city of
2 Schenectady has complied with any federal requirements pertaining to the
3 alienation or conversion of such parklands, including satisfying the
4 secretary of the interior that the alienation or conversion complies
5 with all conditions which the secretary of the interior deems necessary
6 to assure the substitution of other lands shall be equivalent in fair
7 market value and usefulness to the lands being alienated or converted.
8 § 7. This act shall take effect immediately.