# STATE OF NEW YORK

6587

2017-2018 Regular Sessions

# IN SENATE

June 5, 2017

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to direct the commissioner of general services to purchase certain properties in the town of Oyster Bay

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

Section 1. Notwithstanding any other provision of law to the contrary, the commissioner of general services is hereby authorized and directed to purchase the following parcel of land for fair market value from the town of Oyster Bay.

Such parcel includes:

Land commonly known as Goat Hill, Pine Hollow Road in East Norwich, Section 24, Block B, Lot 377, constituting 43.21 acres:

All of the undivided one-half interest in the following described premises:

ALL That certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at East Norwich, in the Town of Oyster Bay, County of Nassau and State of New York, bounded and described as follows: BEGINNING at a point on the easterly line of Terrace Lane, said point being 321.91 feet northerly from the terminus of an arc connecting the northerly line of Lawn Lane with the easterly line of Terrace Lane; running thence northerly along the easterly line of Terrace Lane; the following five (5) courses and distances:

(1) North 13 degrees 13 minutes 00 seconds west, 411.26 feet. (2) along a curve to the right having a radius of 153.92 feet and a length of 124.93 feet. (3) North 33 degrees 17 minutes 20 seconds east 49.53 feet. (4) along a curve to the left having a radius of 309.96 feet and a length of 292.94 feet. (5) North 20 degrees 51 minutes 40 seconds west 273.60 feet to a point; running thence westerly along the northerly line of Hillcrest Lane south 69 degrees 08 minutes 20 seconds west, 152.00 feet to a point; running thence northerly along the division line

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

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between the Inc. Village of Upper Brookville on the west and the Town of Oyster Bay on the east, north 9 degrees 08 minutes 20 seconds east 370.00 feet to a point; running thence easterly along the southerly line of land now or formerly of Pine Hollow Sand and Gravel Co., the following nine (9) courses and distances: (1) South 86 degrees 02 minutes 10 seconds east, 422.71 feet. (2) South 85 degrees 50 minutes 54 seconds east, 758.60 feet. (3) North 8 degrees 39 minutes 50 seconds east, 160.27 feet. (4) North 89 degrees 59 minutes 30 seconds east 38.00 feet. (5) South 48 degrees 26 minutes 10 seconds east, 86.92 feet. (6) South 81 degrees 39 minutes 10 seconds east 83.52 feet. (7) South 87 degrees 08 minutes 10 seconds east 68.15 feet. (8) North 82 degrees 06 minutes 50 seconds east 41.83 feet. (9) North 60 degrees 33 minutes 50 seconds east 99.72 feet to a point; running thence southerly along the westerly line of Pine Hollow Road the following courses and distances: (1) South 4 degrees 51 minutes 30 seconds west 148.26 feet. (2) South 13 degrees 37 minutes 30 seconds west 747.24 feet. (3) South 13 degrees 06 minutes 00 seconds west 283.83 feet. (4) South 15 degrees 25 minutes 10 seconds west 169.64 feet to a point; running thence southwesterly along the division line between the Incorporated Village of Upper Brookville on the south and the Town of Oyster Bay on the north, the following six courses and distances: (1) North 72 degrees 50 minutes 10 seconds west 26.84 feet. (2) South 40 degrees 31 minutes 50 seconds west 323.08 feet. (3) South 62 degrees 25 minutes 50 seconds west 102.50 feet. (4) South 47 degrees 53 minutes 50 seconds west 91.00 feet. (5) South 41 degrees 09 minutes 40 seconds west 62.89 feet. (6) North 71 degrees 56 minutes 00 seconds west 646.77 feet (actual) 626 feet (deed) to the point or place of beginning.

§ 2. Subject to the provisions of this act, the town of Oyster Bay, acting by and through its governing body, is hereby authorized to discontinue as parklands and alienate the lands more particularly described in section three of this act, and to grant an access easement over such parklands at fair market value and upon such other terms and conditions as determined by the governing body of the town of Oyster Bay to the state of New York.

§ 3. The authorization provided in section two of this act shall be effective only upon the condition that the town of Oyster Bay dedicate an amount equal to or greater than the fair market value of the easement interest being alienated pursuant to section two of this act to the acquisition of new parklands and/or improvements to existing parklands.

Land commonly known as Washington Avenue, in Plainview, Section 13, Block B, Lot 354, constituting 9 acres:

DESCRIPTION OF REAL PROPERTY
KNOWN AS
354 BLOCK B, SECTION 13 OF
THE NASSAU COUNTY LAND AND TAX MAP

All that certain plot, piece or parcel of land, situate, lying and being at Plainview, Town of Oyster Bay, County of Nassau and State of New York, said parcel being more particularly described as follows:

COMMENCING at a point formed by the intersection of the old northerly line of the Long Island Expressway-North Service Road with the westerly line of Round Swamp Road;

RUNNING THENCE from said point of commencement the following two (2) courses:

1. THENCE N 63°-27'-35" W a distance of 200.05 feet as measured along said old northerly line of the Long Island Expressway-North Service Road to the division line between Nassau County and Suffolk County (also

being the division line between the Town of Oyster Bay and Town of Huntington);

2. THENCE N 00°-05'-04" E a distance of 2090.85 feet along said division line to the true point of beginning;

CONTINUING from said point of beginning the following ten (10) courses, the first four courses being along the southerly line of the parcel described herein;

1. THENCE N 46°-28'-12"W a distance of 166.54 feet;
2. THENCE N 77°-34'-36"W a distance of 94.46 feet;
3. THENCE S 87°-47'-32"W a distance of 130.12 feet;
4. THENCE N 89°-54'-32"W a distance of 442.87 feet;
5. THENCE N 41°-03'-30"E a distance of 307.43 feet;
6. THENCE N 35°-43'-20"E a distance of 330.18 feet;
7. THENCE N 28°-31'-40"E a distance of 30.42 feet;
8. THENCE N 40°-37'-00"E a distance of 424.25 feet;
9. THENCE N 43°-30'-00"E a distance of 148.28 feet to the division line between Nassau County and Suffolk County (also being the division line between the Town of Oyster Bay and Town of Huntington);
10. THENCE S 00°-05'-04"W a distance of 1086.92 feet along said division line to the point or place of beginning.

Containing within said bounds 9.00 acres more or less.

§ 4. In the event that the town of Oyster Bay received any funding, support or assistance from the federal government for the purchase, maintenance or improvement of the parkland 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 town of Oyster Bay 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 conveyed.

§ 5. This act shall take effect immediately.