STATE OF NEW YORK

8349

IN SENATE

May 2, 2018

Introduced by Sen. MAYER -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT authorizing the commissioner of general services to transfer and convey certain unappropriated state land to the town of Bedford

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 but notwithstanding any other provision of law to the contrary, the commissioner of general services is hereby authorized, subject to the consent of the commissioner of corrections and community supervision, to transfer and convey to the town of Bedford in the county of Westchester, the state land described in section two of this act, owned by the department of corrections and community supervision and being a part of lot 60.12-1-1, in the town of Bedford in the county of Westchester, declared to be abandoned state land by the department of corrections and community supervision. The transfer and conveyance of the land described in section two of this act shall be made in consideration of the sum of one dollar and upon such conditions as the commissioner of general services may deem proper.

§ 2. The lands authorized by section one of this act to be transferred and conveyed are as follows:

All that lot, parcel or piece of land situate in the Town of Bedford, County of Westchester, State of New York, being a portion of parcel with Tax ID: 60.12-1-1 and being more particularly described as follows:

Beginning at a point on the westerly line of Beaver Dam Road Lane, said point being located North 45°52'53" East a distance of 70.41 feet from the intersection of said Beaver Dam Road and the northerly line of Harris Road; thence continuing through the lands, now or formerly, The People of the State of New York (Tax ID: 60.12-1-1) North 46°11'10" West a distance of 175.18 feet to a point located in the center of a brook; thence continuing generally along the centerline of said brook in part the following fifteen (15) courses:

1. North 33°31'14" East a distance of 110.41 feet;

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

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2. North 08°07'55" East a distance of 218.59 feet;
3. North 54°39'45" West a distance of 46.89 feet;
4. South 45°26'23" East a distance of 58.06 feet;
5. North 36°31'33" East a distance of 75.99 feet;
6. North 17°44'21" West a distance of 50.51 feet;
7. North 45°12'45" East a distance of 61.05 feet;
8. North 85°25'54" East a distance of 128.65 feet;
9. North 42°23'06" East a distance of 271.93 feet;
10. North 07°51'40" East a distance of 56.66 feet;
11. North 75°54'45" East a distance of 141.29 feet;
12. North 00°52'44" East a distance of 123.66 feet;
13. North 78°25'38" East a distance of 61.56 feet;
14. South 51°46'31" East a distance of 128.57 feet and
15. South 36°19'43" East a distance of 233.56 feet

to a point located on the westerly line of said Beaver Dam Road; thence along the same the following six (6) courses:

1. South 29°42'24" West a distance of 114.40 feet;
2. Along a curve to the right having a radius of 733.50 and an arc length of 327.17 feet;
3. South 55°15'47" West a distance of 98.10 feet;
4. South 55°07'43" West a distance of 397.39 feet;
5. South 50°36'45" West a distance of 99.42 feet and
6. South 45°52'53" West a distance of 76.64 feet

To the point or place of Beginning containing 9.134 Acres.

Subject to any enforceable easements, restrictions or covenants of record that may exist.

§ 3. The description in section two of this act is not intended to be a legal description, but is intended to identify the parcel to be conveyed. As a condition of the transfer, the town of Bedford may submit to the commissioner of general services, for his or her approval, an accurate survey and description of the lands to be conveyed, which may be used in the conveyance thereof.

§ 4. The office of general services shall not transfer or convey the aforesaid land unless the application is made to the office of general services by the town of Bedford within one year after the effective date of this act. Said application shall be in the form of a resolution setting forth a comprehensive statement approved by the Bedford town board acknowledging and accepting the use restrictions set forth in section five of this act.

§ 5. The transfer and conveyance made pursuant to this act shall be subject to the following use restrictions and reverter:

(a) The land described in this act shall be used exclusively for the purposes of operating and maintaining a wastewater treatment plant and appurtenant facilities and operations as reasonably may be necessary or desirable in connection therewith and water quality control.

(b) The conveyance of the land described in this act shall contain a covenant and restriction requiring that the land be used for the purpose set forth in subdivision (a) of this section. In the event the premises are not accepted and/or used for such purposes, ownership of the land shall revert to the state of New York.

§ 6. This act shall take effect immediately.