

STATE OF NEW YORK

S. 8386

A. 10509

SENATE - ASSEMBLY

May 4, 2018

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

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Local Governments

AN ACT to authorize the town of Brookhaven, county of Suffolk, to alienate certain parklands and to dedicate other lands as parklands

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 town of Brookha-
2 ven, county of Suffolk, is hereby authorized to discontinue and alienate
3 as parklands the lands described in section three of this act, and to
4 convey such parklands to Michael Christopher Trimarco.

5 § 2. The authorization provided in section one of this act shall be
6 effective only upon the condition that Michael Christopher Trimarco
7 convey to the town of Brookhaven, and that the town of Brookhaven
8 acquire and dedicate the lands described in section four of this act as
9 parklands.

10 § 3. The parklands authorized by section one of this act to be alien-
11 ated as parklands and conveyed by the town of Brookhaven to Michael
12 Christopher Trimarco are described as follows:

13 All that certain plot, piece or parcel of land situated, lying and
14 being at Moriches, Town of Brookhaven, County of Suffolk and State of
15 New York being known and designated as p/o Lot 124 on the Map of Crystal
16 Beach, Section 2, filed in the Suffolk County Clerk's Office on
17 09/06/1957 as Map No. 2750, which said p/o lots are bounded and
18 described as follows:

19 BEGINNING at a point on the west side of Crystal Beach Boulevard
20 distance 1,348.32 feet southerly from the corner formed by the inter-
21 section of the southerly side of Beverly Court and the westerly side of
22 Crystal Beach Boulevard;

23 RUNNING THENCE South 27 degrees 00 minutes 11 seconds West 75.00 feet;
24 THENCE North 63 degrees 00 minutes 00 seconds West 98.16 feet;

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

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1 THENCE North 27 degrees 00 minutes 00 seconds East 15.00 feet;
2 THENCE North 63 degrees 01 minutes 45 seconds East 74.19 feet;
3 THENCE South 63 degrees 00 minutes 00 seconds East 54.54 feet, to the
4 westerly side of Crystal Beach Boulevard at point or place of BEGINNING.
5 Area = 6,054-sq.ft.

6 § 4. Prior to the discontinuance and alienation of the parklands
7 described in section three of this act, Michael Christopher Trimarco
8 shall convey to the town of Brookhaven and the town of Brookhaven shall
9 acquire and dedicate as parklands such land described as follows:

10 All that certain plot, piece or parcel of land situated, lying and
11 being at Moriches, Town of Brookhaven, County of Suffolk and State of
12 New York being known and designated as p/o Lot 123 on the Map of Crystal
13 Beach, Section 2, filed in the Suffolk County Clerk's Office on
14 09/06/1957 as Map No. 2750, which said p/o lots are bounded and
15 described as follows:

16 BEGINNING at a point on the west side of Crystal Beach Boulevard
17 distance 1,273.32 feet southerly from the corner formed by the inter-
18 section of the southerly side of Beverly Court and the westerly side of
19 Crystal Beach Boulevard;

20 RUNNING THENCE South 27 degrees 00 minutes 11 seconds West 32.00 feet;
21 THENCE North 63 degrees 00 minutes 00 seconds West 23.27 feet;
22 THENCE South 63 degrees 01 minutes 45 seconds West 53.17 feet;
23 THENCE North 63 degrees 00 minutes 00 seconds West 215.46 feet;
24 THENCE North 22 degrees 31 minutes 43 seconds East 75.23 feet;
25 THENCE South 63 degrees 00 minutes 00 seconds East 275.87 feet, to the
26 westerly side of Crystal Beach Boulevard at point or place of BEGINNING.
27 Area = 18,797-sq.ft.

28 § 5. In the event that the fair market value of the parklands
29 described in section four of this act to be dedicated as parklands by
30 the town of Brookhaven pursuant to this act are not equal to or greater
31 than the fair market value of the parklands described in section three
32 of this act being alienated as parklands, the town of Brookhaven shall
33 dedicate the difference of the fair market value of the lands to be
34 alienated and the lands to be dedicated for the acquisition of addi-
35 tional parklands and/or capital improvements to existing park and recre-
36 ational facilities.

37 § 6. In the event that the town of Brookhaven received any funding
38 support or assistance from the federal government for the purchase,
39 maintenance or improvement of the parklands set forth in section three
40 of this act, the discontinuance and conveyance of parklands authorized
41 by the provisions of this act shall not occur until the town of Brookha-
42 ven has complied with any federal requirements pertaining to the alien-
43 ation or conversion of parklands, including satisfying the secretary of
44 the interior that the alienation or conversion complies with all condi-
45 tions which the secretary of the interior deems necessary to assure the
46 substitution of other lands shall be equivalent in fair market value and
47 recreational usefulness to the lands being alienated or converted.

48 § 7. This act shall take effect immediately.