

# STATE OF NEW YORK

8961

## IN SENATE

June 7, 2018

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

AN ACT in relation to authorizing the town of Webster, county of Monroe to alienate and convey certain parcels of land used 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 Webster,  
2 county of Monroe, acting by and through its governing body, is hereby  
3 authorized to discontinue as parklands and alienate the lands more  
4 particularly described in section three of this act, and to sell and  
5 convey such lands at fair market value to the Webster Central School  
6 District, county of Monroe, for the purposes of extending the school's  
7 sports and recreational fields.

8 § 2. The authorization contained in section one of this act shall take  
9 effect only upon the condition that the town of Webster, county of  
10 Monroe, shall acquire and dedicate an amount equal to or greater than  
11 the fair market value of the parklands being discontinued towards the  
12 acquisition of new parklands or towards capital improvements to existing  
13 parkland and recreational facilities.

14 § 3. The parkland to be alienated, commonly known as "Town of Webster  
15 Park Parcel", consists of a total of 6.695 acres and is more particular-  
16 ly described as follows:

17 THAT TRACT OR PARCEL OF LAND situate in the Town of Webster, County of  
18 Monroe and State of New York, bounded and described as follows: COMMENC-  
19 ING at the centerline intersection of Boulter Industrial Parkway and  
20 Basket Road-County Road 4; thence S88°23'29"W, along the centerline of  
21 said Boulter Industrial Parkway, a distance of 913.00 feet to a point;  
22 thence S01°36'31"E, a distance of 30.00 feet to a point; then  
23 S88°23'29"W, a distance of 25.00 feet to a point; thence along a curve  
24 to the left, having a delta angle of 51°57'22", a radius of 170.00 feet,  
25 and an arc length of 154.16 feet, said curve also having a chord of  
26 S62°24'57"W 148.93 feet to a point; thence along a curve to the right,  
27 having a delta angle of 52°28'47", a radius of 330.00 feet and an arc  
28 length of 302.26 feet, said curve also having a chord of S63°06'47"W

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

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1 291.81 feet to a point; thence S89°20'59"W, a distance of 429.52 feet to  
2 the point and place of beginning; thence continuing S89°20'59"W along  
3 the aforesaid line, a distance of 450.21 feet to a point; thence  
4 N01°59'12"W, a distance of 637.43 feet to a point; thence N89°20'59"E, a  
5 distance of 465.07 feet to a point; thence S00°39'02"E, a distance of  
6 637.25 feet to the point and place of beginning.

7 § 4. In the event that the fair market value of the parklands acquired  
8 and dedicated as replacement parklands in accordance with the provisions  
9 of section two of this act, are not equal to or greater than the fair  
10 market value of the parklands to be alienated as described in section  
11 three of this act, the town of Webster shall dedicate the difference of  
12 the fair market value of the lands to be alienated and the lands to be  
13 dedicated for the acquisition of additional parklands or capital  
14 improvements to existing park and recreational facilities.

15 § 5. In the event that the town of Webster received any funding  
16 support or assistance from the federal government for the purchase,  
17 maintenance or improvement of the parklands set forth in section three  
18 of this act, the discontinuance of parkland authorized by the provisions  
19 of this act shall not occur until the town of Webster has complied with  
20 any federal requirements pertaining to the alienation or conversion of  
21 such parklands, including satisfying the secretary of the interior that  
22 the alienation or conversion complies with all conditions which the  
23 secretary of the interior deems necessary to assure the substitution of  
24 other lands shall be equivalent in fair market value and recreational  
25 usefulness to the lands being alienated or converted.

26 § 6. This act shall take effect immediately.