STATE OF NEW YORK

10573--A

IN ASSEMBLY

June 3, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. McDonough, Mikulin) -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT authorizing the town of Hempstead to transfer and convey certain state land to Levittown school district

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, the town of Hempstead, county of Nassau, acting by and through its governing body and upon such terms and conditions as determined by such body, is hereby authorized to discontinue as parklands and to alienate the lands described in section three of this act to the Levittown School District for the purpose of expanding parking and accesses facilities for Jonas E. Salk Middle School.

§ 2. The authorization provided in section one of this act shall be effective only upon the condition that the Levittown School District convey to the town of Hempstead, and that the town of Hempstead acquire and dedicate the lands described in section four of this act as parklands, provided that the town of Hempstead has never used such lands for public open space or park purposes.

§ 3. The parklands authorized by section one of this act to be alienated are described as follows: ALL that certain plot, piece or parcel of land, situate, lying and being at Levittown, Town of Hempstead, County of Nassau and State of New York, known and designated as and by Lot Number 18 in Block 192 on a certain map entitled "Subdivision Map Levittown Section 30" and filed in the Office of the Clerk of the County of Nassau on April 6, 1951 as Case Number 5197, said parcel being more particularly bounded and described as follows:

BEGINNING at the corner formed by the intersection of the widened northerly side of North Jerusalem Road with the easterly side of Water Lane South:

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

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RUNNING THENCE from said point of beginning the following nine (9) courses, the first course being along said easterly side of Water Lane South;

1. North 24 degrees 57 minutes 45 seconds East, a distance of 41.79 feet to the southerly side of Serpentine Lane and the beginning of a non-tangent curve;

2. Easterly along said Serpentine Lane, along the arc of a circular curve bearing to the left having a radius of 550.32 feet and a length of 174.51 feet to a point of tangency;

3. South 83 degrees 12 minutes 24 seconds East still along said southerly side of Serpentine Lane, a distance of 126.43 feet;

4. South 06 degrees 47 minutes 36 seconds West, a distance of 100.00 feet;

5. South 84 degrees 50 minutes 49 seconds East, a distance of 113.91 feet;

6. North 74 degrees 20 minutes 04 seconds East, a distance of 89.94 feet;

7. North 38 degrees 13 minutes 38 seconds East, a distance of 179.41 feet;

8. South 00 degrees 06 minutes 37 seconds West, a distance of 314.56 feet to the widened northerly side of North Jerusalem Road; and

9. North 65 degrees 02 minutes 15 seconds West along said northerly side of North Jerusalem Road, a distance of 671.71 feet to the easterly side of Water Lane South and the point or place of BEGINNING.

Containing within said bounds 57,434 Sq. Ft. or 1.318 Acres, more or less.

§ 4. Prior to the discontinuance and alienation of the parklands described in section three of this act, the Levittown school district shall convey to the town of Hempstead and the town of Hempstead shall acquire and dedicate as parklands such land described as follows:

Nassau County Tax Map Section 51 Block 492 part of Lot 28

All that certain plot, piece or parcel of land, situate, lying and being in Levittown, Town of Hempstead, County of Nassau and State of New York, being more particularly and described as follows:

Beginning at a point on the westerly side of Seamans Neck Road, distant 610.76 feet southerly from the corner formed by the intersection of the southerly side of Hunt Road with the westerly side of Seamans Neck Road;

Running Thence South 01 degrees 28 minutes 55 seconds West, 81.39 feet along the westerly side of Seamans Neck Road;

Thence South 89 degrees 37 minutes 47 Seconds West, 387.55 feet;

Thence North 00 degrees 22 minutes 13 seconds West, 104.34 feet;

Thence South 86 degrees 59 minutes 42 seconds East, 390.86 feet to the westerly side of Seamans Neck Road and the POINT OR PLACE OF BEGINNING.

Containing 36,118 square feet or 0.829 acres, more or less.

§ 5. In the event that the fair market value of the lands described in section four of this act to be dedicated by the town of Hempstead pursuant to this act are not equal to or greater than the fair market value of the parklands to be alienated as described in section three of this act, the town of Hempstead, shall dedicate the difference of fair market value of the lands to be alienated and the lands to be dedicated for the acquisition of additional parklands and/or capital improvements to existing park and recreational facilities.

§ 6. In the event that the town of Hempstead 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 authorized by the provisions of this act shall not occur until the town of Hempstead 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 converted.

§ 7. This act shall take effect immediately.