STATE OF NEW YORK

5566--A

2019-2020 Regular Sessions

IN SENATE

May 7, 2019

Introduced by Sen. BROOKS -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to authorizing the county of Nassau to transfer ownership of certain parkland to the village of Freeport

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

Section 1. Notwithstanding the provisions of any law to the contrary, the Nassau county legislature is hereby authorized and empowered to convey the property described in section two of this act, which was heretofore used by such county for park and/or recreational purposes, upon terms agreed upon between the parties, to the village of Freeport for use by such village for park and/or recreational purposes, provided, however, that such village of Freeport shall continue to provide access to such parkland and/or recreational facilities to all residents of the county of Nassau and the village shall not enact any fees or charges which are higher for county residents who are not village residents. Any revenues received from the county from the transfer shall be used for capital improvements of existing park or recreational and/or the acquisition of additional park or recreational facilities.

§ 2. The lands referred to in section one of this act are located, bounded and described as follows:

All that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the village of Freeport, town of Hempstead, county of Nassau, State of New York, being bounded and described as follows:

Beginning at a point, said point being the intersection of the southerly line of West 5th Street and the westerly line of South Main Street; running thence along the westerly line of South Main Street, South 01 degrees 29 minutes 00 seconds west 160.00 feet to a point of inter-

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

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section with the southerly line of South Main Street; running thence along the westly line of South Main Street, South 88 degrees 31 minutes 00 seconds east 60 feet to the true point or place of beginning; running thence along the northerly line of the parcel here in described south, 88 degrees 31 minutes 00 seconds east 1504.45 feet to a point on the easterly line of the parcel herein described; running thence along said easterly line the following twenty-four (24) courses and distances:

1. South 28 degrees 52 minutes 09 seconds east 196.64 feet
2. South 42 degrees 12 minutes 10 seconds west 104.32 feet
3. South 50 degrees 05 minutes 40 seconds west 135.68 feet
4. South 37 degrees 26 minutes 30 seconds west 86.22 feet
5. South 20 degrees 41 minutes 50 seconds west 55.94 feet
6. South 08 degrees 39 minutes 10 seconds west 92.97 feet
7. South 05 degrees 50 minutes 50 seconds east 67.51 feet
8. South 11 degrees 04 minutes 40 seconds west 115.38 feet
9. South 14 degrees 28 minutes 00 seconds west 124.56 feet
10. South 01 degrees 09 minutes 50 seconds west 149.73 feet
11. South 06 degrees 38 minutes 50 seconds west 39.75 feet
12. South 60 degrees 17 minutes 30 seconds west 87.50 feet
13. South 16 degrees 24 minutes 20 seconds west 334.75 feet
14. South 04 degrees 52 minutes 40 seconds east 185.18 feet
15. South 07 degrees 42 minutes 00 seconds west 123.46 feet
16. South 28 degrees 49 minutes 40 seconds east 81.88 feet
17. South 03 degrees 00 minutes 50 seconds west 61.59 feet
18. South 24 degrees 50 minutes 00 seconds east 82.46 feet
19. South 39 degrees 23 minutes 50 seconds east 121.59 feet
20. South 56 degrees 54 minutes 20 seconds east 131.45 feet
21. South 40 degrees 47 minutes 30 seconds east 67.35 feet
22. South 72 degrees 54 minutes 10 seconds east 107.35 feet
23. South 62 degrees 38 minutes 20 seconds east 99.27 feet
24. South 27 degrees 57 minutes 30 seconds east 81.66 feet to a point on the southerly line of the parcel herein described; running thence along the southerly line the following twenty-four (24) courses and distances;

1. South 11 degrees 32 minutes 50 seconds west 94.74 feet
2. South 23 degrees 06 minutes 20 seconds west 300.93 feet
3. South 18 degrees 49 minutes 00 seconds west 90.22
4. South 35 degrees 59 minutes 00 seconds west 111.41 feet
5. South 53 degrees 50 minutes 30 seconds west 270.94 feet
6. North 85 degrees 31 minutes 00 seconds west 81.52 feet
7. South 78 degrees 23 minutes 10 seconds west 253.52 feet
8. South 22 degrees 09 minutes 20 seconds east 62.12 feet
9. South 65 degrees 07 minutes 10 seconds west 273.16 feet
10. South 84 degrees 26 minutes 00 seconds west 134.97 feet
11. South 49 degrees 50 minutes 50 seconds west 97.46 feet
12. South 72 degrees 27 minutes 50 seconds west 113.53 feet
13. South 83 degrees 11 minutes 30 seconds west 63.81 feet
14. South 44 degrees 11 minutes 20 seconds west 90.82 feet
15. South 62 degrees 30 minutes 00 seconds west 133.49 feet
16. South 48 degrees 52 minutes 30 seconds west 100.63 feet
17. South 62 degrees 27 minutes 10 seconds west 84.11 feet
18. South 30 degrees 47 minutes 40 seconds west 201.10 feet
19. North 57 degrees 57 minutes 20 seconds west 196.14 feet
20. South 87 degrees 13 minutes 20 seconds west 134.12 feet
21. South 75 degrees 29 minutes 40 seconds west 117.38 feet
22. South 61 degrees 13 minutes 20 seconds west 243.27 feet

23. South 83 degrees 09 minutes 50 seconds west 104.52 feet
24. South 37 degrees 52 minutes 10 seconds west 103.77 feet to a point on the westerly line of the parcel herein described; running thence along the westerly line the following sixty-four (64) courses and distances;
1. North 00 degrees 30 minutes 30 seconds east 111.51 feet
2. North 03 degrees 19 minutes 10 seconds west 75.09 feet
3. North 13 degrees 01 minutes 00 seconds west 108.80 feet
4. North 08 degrees 36 minutes 50 seconds east 51.06 feet
5. North 52 degrees 36 minutes 00 seconds east 46.59 feet
6. North 57 degrees 17 minutes 30 seconds west 53.19 feet
7. North 07 degrees 03 minutes 30 seconds west 68.30 feet
8. North 66 degrees 31 minutes 30 seconds east 55.57 feet
9. North 47 degrees 49 minutes 30 seconds west 33.99 feet
10. North 00 degrees 18 minutes 00 seconds west 81.27 feet
11. North 57 degrees 02 minutes 00 seconds east 50.66 feet
12. North 59 degrees 03 minutes 30 seconds west 48.92 feet
13. North 18 degrees 01 minutes 00 seconds west 84.79 feet
14. North 59 degrees 24 minutes 10 seconds east 61.94 feet
15. North 50 degrees 52 minutes 10 seconds west 74.58 feet
16. North 15 degrees 48 minutes 20 seconds east 97.86 feet
17. North 68 degrees 26 minutes 10 seconds east 58.82 feet
18. North 50 degrees 26 minutes 50 seconds west 68.61 feet
19. North 09 degrees 21 minutes 20 seconds east 79.06 feet
20. North 72 degrees 26 minutes 40 seconds east 35.22 feet
21. North 36 degrees 05 minutes 20 seconds west 43.34 feet
22. North 05 degrees 43 minutes 50 seconds west 59.99 feet
23. North 40 degrees 03 minutes 50 seconds east 48.89 feet
24. North 41 degrees 24 minutes 40 seconds west 62.58 feet
25. North 29 degrees 35 minutes 00 seconds east 112.57 feet
26. North 53 degrees 30 minutes 30 seconds west 48.24 feet
27. North 07 degrees 41 minutes 30 seconds west 50.60 feet
28. North 39 degrees 05 minutes 00 seconds east 39.58 feet
29. North 27 degrees 11 minutes 00 seconds west 46.29 feet
30. North 34 degrees 39 minutes 10 seconds east 48.15 feet
31. North 03 degrees 22 minutes 50 seconds east 70.53 feet
32. North 74 degrees 08 minutes 00 seconds west 38.83 feet
33. North 00 degrees 24 minutes 00 seconds west 151.69 feet
34. North 13 degrees 43 minutes 30 seconds east 73.55 feet
35. North 31 degrees 47 minutes 30 seconds west 43.09 feet
36. North 31 degrees 23 minutes 00 seconds east 45.59 feet
37. North 27 degrees 20 minutes 20 seconds west 41.23 feet
38. North 02 degrees 10 minutes 50 seconds east 92.55 feet
39. North 11 degrees 47 minutes 10 seconds east 111.34 feet
40. North 05 degrees 23 minutes 20 seconds west 158.79 feet
41. North 61 degrees 23 minutes 20 seconds east 49.68 feet
42. North 70 degrees 40 minutes 10 seconds west 56.65 feet
43. North 25 degrees 20 minutes 40 seconds west 43.66 feet
44. North 68 degrees 14 minutes 40 seconds east 50.88 feet
45. North 08 degrees 47 minutes 30 seconds east 68.41 feet
46. North 40 degrees 03 minutes 20 seconds west 98.95 feet
47. North 36 degrees 32 minutes 50 seconds east 39.17 feet
48. North 31 degrees 08 minutes 50 seconds west 45.30 feet
49. North 24 degrees 54 minutes 50 seconds east 49.16 feet
50. North 20 degrees 32 minutes 40 seconds west 62.64 feet
51. North 41 degrees 27 minutes -40 seconds east 38.86 feet

52. North 35 degrees 49 minutes 30 seconds west 28.89 feet
53. North 04 degrees 17 minutes 30 seconds west 65.60 feet
54. North 62 degrees 46 minutes 10 seconds east 50.28 feet
55. North 13 degrees 33 minutes 20 seconds west 80.96 feet
56. North 12 degrees 23 minutes 30 seconds east 102.50 feet
57. South 87 degrees 26 minutes 50 seconds east 126.47 feet
58. North 58 degrees 53 minutes 10 seconds east 77.24 feet
59. South 88 degrees 31 minutes 00 seconds east 177.55 feet
60. North 01 degrees 29 minutes 00 seconds east 363.00 feet
61. South 88 degrees 31 minutes 00 seconds east 509.00 feet
62. North 01 degrees 29 minutes 00 seconds east 100.00 feet
63. South 88 degrees 31 minutes 00 seconds east 90.00 feet
64. North 01 degrees 29 minutes 00 seconds east 400 feet to the point or place of beginning and containing 171.2 +/- acres.

All as shown on the maps entitled; "Map showing real property to be acquired for public structures and facilities south of Ann Drive and east of South Maun Street to Dentons Pond Creek, Freeport, known as Cow Meadow Vicinity of Freeport Town of Hempstead" and dated March, 1964 and filed in the Office of the County Clerk on July 22, 1964 as Case No. 7806 pursuant to Resolution No. 564 adopted by the Nassau County Board of Supervisors on July 13, 1964 and "Map Showing Real Property to be acquired for Public Structures and Facilities at the Southerly end of South Main Street, Freeport, known as Cow Meadow Vicinity of Freeport, Town of Hempstead" and dated October, 1963 and filed in the office of the County Clerk on March 10, 1964 as case No. 7774 pursuant to Resolution No. 230 adopted by the Nassau County Board of Supervisors on March 9, 1964.

§ 3. The land to be transferred pursuant to this act and all structures and facilities situated on such land shall be maintained, owned and operated for park purposes by the village of Freeport. The use of such parkland and facilities shall continue to be made available to the general public of the state of New York, including all residents of Nassau county and the village of Freeport.

§ 4. Where availability of such public parkland and facilities is limited, the use of such parkland and facilities must be determined by an equitable method which provides priority use to the general public of the state of New York, including all residents of Nassau county and the village of Freeport, based on a reservation policy for free or for a nominal charge. Fees charged to non-residents of Nassau county or the village of Freeport shall not exceed twice those charged to residents of such county or village. Where there is no charge for residents of such county or village but a fee is charged to non-residents, non-residents fees cannot exceed fees charged for residents at comparable state or local public facilities. Reservation, membership or annual permit systems available to residents must also be available to non-residents and the period of availability must be the same for both residents and non-residents.

§ 5. This act shall take effect immediately.