

STATE OF NEW YORK

6441

2019-2020 Regular Sessions

IN SENATE

June 11, 2019

Introduced by Sen. O'MARA -- 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 Ithaca, county of Tompkins, 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 Ithaca,
2 county of Tompkins, acting by and through its governing body and upon
3 such terms and conditions as determined by such body, is hereby author-
4 ized to transfer and convey at fair market value, the interest described
5 in section three of this act, to the Coddington Road Community Center
6 for the purpose of expanding a child care building and installing, oper-
7 ating and maintaining a septic system. Upon completion of installation
8 of the septic system upon the parklands described in section three of
9 this act, the Coddington Road Community Center shall restore the surface
10 of such parklands.

11 § 2. The authorization contained in section one of this act shall take
12 effect only upon the condition that the town of Ithaca shall dedicate an
13 amount equal to or greater than the fair market value of the interest
14 being discontinued toward the acquisition of new parklands and/or capi-
15 tal improvements to existing park and recreational facilities.

16 § 3. The interest authorized to be conveyed pursuant to section one of
17 this act is an access easement benefiting the town of Ithaca, more
18 particularly described as follows:

19 All that tract and parcel of land depicted upon the attached Sketch
20 Plan (here the "Map") of the Property, consisting of a demarked area
21 encompassing and enclosing the Ball Field and pavilion and related hedg-
22 es, parking areas and walkways as depicted upon the Map, more partic-
23 ularly, but generally, described as follows:

24 Beginning at a point in the centerline of Coddington Road opposite a
25 set survey pin as shown upon the Map, then running approximately North

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

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1 50° 16' 38" East approximately 330' to a point in a hedgerow; thence
2 running generally southerly as shown upon the Map to a point behind the
3 pavilion, which point is approximately 68.75' northeasterly from the
4 southwesterly line of the Coddington lands (upon the border with lands
5 now or formerly of Desch, R.O., 692/269); thence southeasterly as shown
6 on the Map to the southerly boundary of the Coddington lands (upon the
7 border of lands now or formerly of Young, R.O., 818/284); thence North
8 39° 05' 40" East approximately 451.19' to a point in the centerline of
9 said Coddington Road (and passing through a pipe found 58'66" southwes-
10 terly from said centerline of the highway); thence North 32° 32' 49"
11 West along the centerline of said Coddington Road approximately 206.50'
12 to the point and place of beginning. Subject parcel area being 2.2
13 acres, more or less.

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

25 § 5. This act shall take effect immediately.