

STATE OF NEW YORK

8705

IN SENATE

July 9, 2020

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

AN ACT to authorize the county of Nassau to discontinue use of certain lands as parkland located in the county's Bay Park and to authorize the city of Long Beach to convey to the county of Nassau an easement through land located in the city's Veteran's Memorial Park

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

1 Section 1. The county of Nassau, acting by and through its county
2 legislature, is hereby authorized to discontinue use of certain park-
3 lands as parklands in Bay Park described in section five of this act,
4 for the purpose of constructing, installing, operating and maintaining a
5 force main from the city of Long Beach to the Bay Park sewage treatment
6 plant. Upon completion of the force main related construction, the coun-
7 ty of Nassau shall restore the surface of the lands more particularly
8 described in section five of this act and the lands shall continue to be
9 used for park purposes.

10 § 2. The city of Long Beach, acting by and through its city council,
11 is hereby authorized to convey by appropriate instrument to the county
12 of Nassau, an easement in Veteran's Memorial Park described in section
13 six of this act, for the purpose of enabling the county to construct,
14 install, operate and maintain a sewage force main from the city of Long
15 Beach to the Bay Park sewage treatment plant. Upon completion of the
16 force main related construction, the county of Nassau shall restore the
17 surface of the lands more particularly described in section six of this
18 act and the lands shall continue to be used for park purposes.

19 § 3. The authorization provided in section one of this act shall be
20 effective only upon the condition that the county of Nassau will perform
21 capital improvements to Bay Park in an amount equal to or greater than
22 the fair market value of the parklands being alienated pursuant to
23 section one of this act.

24 § 4. The authorization provided in section two of this act shall be
25 effective only upon the condition that the city of Long Beach will
26 perform capital improvements to Veteran's Memorial Park in an amount

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

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1 equal to or greater than the fair market value of the parklands being
2 alienated pursuant to section two of this act.

3 § 5. The parklands to be alienated by the county of Nassau, pursuant
4 to section one of this act are described as follows:

5 All that certain plot, piece or parcel of land, situate, lying and
6 being at, Town of Hempstead, County of Nassau and State of New York,
7 said parcel on Tax Map Section 42 Block S Lot 20 being more particularly
8 described as follows:

9 BEGINNING at a point on the northerly line of the BPSTP at its inter-
10 section with the easterly line of First Avenue;

11 RUNNING THENCE South 29 degrees 52 minutes 07 seconds West a distance of
12 approximately 246 feet to the POINT OF BEGINNING;

13 South 71 degrees 18 minutes 58 seconds West a distance of 38.03 feet to
14 a point;

15 South 26 degrees 18 minutes 58 seconds West a distance of 105.21 feet to
16 a point;

17 South 15 degrees 03 minutes 58 seconds West a distance of 1113.63 feet
18 to a point;

19 South 26 degrees 18 minutes 53 seconds West a distance of 25.63 feet to
20 a point;

21 South 15 degrees 03 minutes 58 seconds West a distance of 482.20 feet to
22 a point;

23 South 29 degrees 56 minutes 02 seconds East a distance of 72.71 feet to
24 a point;

25 South 74 degrees 56 minutes 02 seconds East a distance of 22.49 feet to
26 a point of curvature;

27 Thence on a curve to the right having an arc length of 27.22 feet, a
28 radius of 1000.00 feet, a chord bearing of South 74 degrees 09 minutes
29 14 seconds East, and a chord length of 27.22 feet to a point of tangen-
30 cy;

31 South 73 degrees 22 minutes 27 seconds East a distance of 161.54 feet to
32 a point;

33 South 50 degrees 52 minutes 27 seconds East a distance of 148.85 feet to
34 a point of curvature;

35 Thence on a curve to the left having an arc length of 110.25 feet, a
36 radius of 1000.00 feet, a chord bearing of South 54 degrees 01 minutes
37 57 seconds East, and a chord length of 110.20 feet to a point of tangen-
38 cy;

39 South 57 degrees 11 minutes 28 seconds East a distance of 66.27 feet to
40 a point;

41 South 68 degrees 26 minutes 28 seconds East a distance of 1045.56 feet
42 to a point;

43 Thence on a curve to the right having an arc length of 45.77 feet, a
44 radius of 1000.00 feet, a chord bearing of South 67 degrees 07 minutes
45 47 seconds East, and a chord length of 45.77 feet to a point;

46 South 65 degrees 49 minutes 07 seconds East a distance of 35.46 feet to
47 a point;

48 South 20 degrees 49 minutes 07 seconds East a distance of 8.85 feet to a
49 point;

50 South 24 degrees 10 minutes 53 seconds West a distance of 419.12 feet to
51 a point;

52 South 69 degrees 11 minutes 01 seconds West a distance of 15.92 feet to
53 a point;

54 South 24 degrees 11 minutes 01 seconds West a distance of 518.23 feet to
55 a point;

1 South 25 degrees 42 minutes 47 seconds West a distance of 37.27 feet to
2 a point of curvature;
3 Thence on a curve to the right having an arc length of 103.79 feet, a
4 radius of 1000.00 feet, a chord bearing of South 28 degrees 41 minutes
5 11 seconds West, and a chord length of 103.74 feet to a point of tangen-
6 cy;
7 South 31 degrees 39 minutes 35 seconds West a distance of 14.08 feet to
8 a point of curvature;
9 Thence on a curve to the left having an arc length of 43.58 feet, a
10 radius of 1000.00 feet, a chord bearing of South 30 degrees 24 minutes
11 40 seconds West, and a chord length of 43.58 feet, to a point of tangen-
12 cy;
13 South 29 degrees 09 minutes 46 seconds West a distance of 11.18 feet to
14 a point;
15 South 15 degrees 50 minutes 14 seconds East a distance of 15.90 feet to
16 a point;
17 South 27 degrees 05 minutes 14 seconds East a distance of 59.51 feet to
18 a point;
19 South 17 degrees 54 minutes 46 seconds West a distance of 191.05 feet to
20 a point;
21 South 27 degrees 05 minutes 14 seconds East a distance of 16.00 feet to
22 a point;
23 South 72 degrees 05 minutes 14 seconds East a distance of 60.65 feet to
24 a point;
25 South 27 degrees 05 minutes 14 seconds East a distance of 13.08 feet to
26 a point;
27 South 17 degrees 54 minutes 46 seconds West a distance of 468.42 feet to
28 a point;
29 South 16 degrees 29 minutes 16 seconds West a distance of 532.43 feet to
30 a point on the south line of Parcel 2 of lands conveyed to the County of
31 Nassau by deed recorded in the Nassau County Clerk's Office in Liber
32 9184 of Deeds at page 117, said easement
33 Containing 120,598 square feet or 2.768 acres of land more or less.
34 All that certain plot, piece, or parcel of land, situate, lying and
35 being at, Town of Hempstead, County of Nassau and State of New York,
36 said parcel on Tax Map Section 42, Block A, Lot 50 being more partic-
37 ularly described as follows:
38 BEGINNING at a point on the northerly line of the BPSTP at its inter-
39 section with the easterly line of First Avenue;
40 RUNNING THENCE South 20 degrees 36 minutes 18 seconds West a distance of
41 approximately 203 feet to the POINT OF BEGINNING;
42 South 23 degrees 38 minutes 27 seconds West a distance of 30.00 feet to
43 a point;
44 South 76° degrees 38 minutes 37 seconds West a distance of 35.40 feet to
45 a point;
46 North 18 degrees 55 minutes 59 seconds West a distance of 27.00 feet to
47 a point;
48 North 58 degrees 04 minutes 18 seconds East a distance of 38.09 feet to
49 a point;
50 South 66 degrees 21 minutes 33 seconds East a distance of 25.00 feet to
51 the point or place of beginning,
52 Containing 1,566 square feet or 0.036 acre of land more or less.
53 All that certain plot, piece, or parcel of land, situate, lying and
54 being at, Town of Hempstead, County of Nassau and State of New York,
55 said parcel on Tax Map Section 42, Block S, Lot 20 being more partic-
56 ularly described as follows:

1 BEGINNING at a point on the northerly line of the Nassau County Sewage
2 Treatment Plant at its intersection with the easterly line of First
3 Avenue;

4 RUNNING THENCE South 04 degrees 18 minutes 21 seconds East a distance of
5 approximately 4401 feet to the POINT OF BEGINNING;

6 South 17 degrees 54 minutes 46 seconds West a distance of 10.00 feet to
7 a point;

8 North 72 degrees 05 minutes 14 seconds West a distance of 10.00 feet to
9 a point;

10 North 17 degrees 54 minutes 46 seconds East a distance of 10.00 feet to
11 a point;

12 South 72 degrees 05 minutes 14 seconds East a distance of 10.00 feet to
13 the point or place of beginning,

14 Containing 100 square feet or 0.002 acre of land more or less.

15 § 6. The parklands to be conveyed by the city of Long Beach, pursuant
16 to section two of this act are described as follows:

17 All that certain plot, piece, or parcel of land, situate, lying and
18 being in Long Beach, Town of Hempstead, County of Nassau and State of
19 New York, said parcel on Tax Map Section 59, Block 278, Lot 39 being
20 more particularly described as follows:

21 BEGINNING at a point at the southwest corner of lands conveyed to the
22 City of Long Beach by deed recorded in the Nassau County Clerk's Office
23 in Liber 10938 of Deeds at page 659;

24 RUNNING THENCE North 82 degrees 50 minutes 44 seconds East a distance of
25 approximately 559 feet to the POINT OF BEGINNING;

26 North 59 degrees 16 minutes 14 seconds West a distance of 121.85 feet to
27 a point;

28 North 89 degrees 21 minutes 25 seconds East a distance of 38.42 feet to
29 a point;

30 South 59 degrees 16 minutes 14 seconds E a distance of 114.28 feet to a
31 point;

32 South 82 degrees 19 minutes 33 seconds West a distance of 32.20 feet to
33 the point or place of beginning,

34 Containing 2361 square feet or 0.054 acre of land more or less.

35 § 7. The alienation and conveyance of the parklands authorized by the
36 provisions of this act shall not occur until the county of Nassau, has
37 complied with any federal requirements pertaining to the alienation or
38 conversion of parklands, including satisfying the Secretary of the Inte-
39 rior that the alienation or conversion complies with all conditions
40 which the Secretary of the Interior deems necessary.

41 § 8. This act shall take effect immediately.