

STATE OF NEW YORK

8895--A

IN SENATE

April 27, 2022

Introduced by Sen. KAPLAN -- 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 authorizing the village of Mineola, county of Nassau, to alienate certain parklands for use in the village of Mineola public water supply system and replace such alienated parkland with a new, dedicated parkland

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 village of
2 Mineola, located in the county of Nassau, acting by and through its
3 governing body and upon such terms and conditions as determined by such
4 body, is hereby authorized to discontinue as parklands and alienate the
5 lands more particularly described in section three of this act, for the
6 construction of necessary and appropriate water treatment facilities.

7 § 2. The authorization contained in section one of this act shall take
8 effect only upon the condition that the village of Mineola shall
9 acquire and dedicate the lands of equal or greater fair market value
10 that have never been used for park purposes described in section four of
11 this act as additional parklands of the village.

12 § 3. The parklands authorized by section one of this act to be discon-
13 tinued as parklands are described as follows:

14 All that piece or parcel of property, situated in the Incorporated
15 Village of Mineola, Nassau County, New York shown as Part of Lot 9 in
16 Block 671 of Section 9 on the Nassau County Land and Tax Map, and being
17 more particularly described as follows:

18 Beginning at a point on the westerly line of Eighth Avenue, said point
19 being 124.53 feet northerly from the intersection of the northerly line
20 of Old Country Road and the westerly line of Eighth Avenue;

21 Thence South 85°26'06" West a distance of 100.27 feet to a point;

22 Thence North 08°46'00" West a distance of 84.84 feet to a point;

23 Thence North 81°14'00" East a distance of 100.00 feet to a point on
24 the westerly line of Eighth Avenue;

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

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1 Thence South 08°46'00" East along the westerly line of Eighth Avenue a
2 distance of 92.19 feet to the point or place of beginning.

3 Said parcel containing 8,852 square feet or 0.2032 more or less acres.

4 § 4. Prior to the discontinuance and alienation of parkland described
5 in section three of this act, the village of Mineola, acting by and
6 through its governing body, shall dedicate replacement lands for use as
7 parklands for public park purposes described as follows:

8 All that piece or parcel of property situated in the Incorporated
9 Village of Mineola, Nassau County, New York, shown as part of Lot 225 on
10 Block 1 in Section 9 of the Nassau County Land and Tax Map and being
11 more particularly described as follows:

12 Beginning at a point on the easterly line of Emory Road, said point
13 being 357.41 feet southerly from the intersection of the southerly line
14 of Wilson Boulevard and the easterly line of Emory Road;

15 Thence North 76°20'00" East a distance of 41.20 feet to a point on a
16 chain link fence;

17 Thence the following two (2) courses and distance along said chain
18 link fence:

19 (1) Easterly along the arc of a curve to the left having a radius of
20 69.11 feet and an arc length of 61.07 feet, subtended by a chord bearing
21 South 78°55'29" East a distance of 59.101 feet to a point, and

22 (2) North 76°32'16" East a distance of 77.15 feet to a point;

23 Thence South 09°51'54" East a distance of 117.83 feet to a point;

24 Thence South 76°20'00" West a distance of 164.21 feet to a point on
25 the easterly line of Emory Road;

26 Thence North 13°40'00" West along the easterly line of Emory Road a
27 distance of 142.59 feet to the point or place of beginning.

28 Said parcel containing 21,222 square feet or 0.4872 acres more or
29 less.

30 § 5. In the event that the parklands described in section four of this
31 act to be acquired and dedicated by the village of Mineola pursuant
32 to this act are not equal to or greater than the parklands described
33 in section three of this act being alienated, the village of Mineola
34 shall dedicate the difference of the fair market value of the lands
35 to be alienated and the lands to be dedicated for the acquisition of
36 additional parklands and/or capital improvements to existing park and
37 recreational facilities.

38 § 6. In the event that the village of Mineola received any funding
39 support or assistance from the federal government for the purchase,
40 maintenance, or improvement of the parklands set forth in section three
41 of this act, the discontinuance and alienation of such parklands author-
42 ized by the provisions of this act shall not occur until the county of
43 Nassau has complied with any federal requirements pertaining to the
44 alienation or conversion of parklands, including satisfying the secre-
45 tary of the interior that the alienation or conversion complies with all
46 conditions which the secretary of the interior deems necessary to assure
47 the substitution of other lands shall be equivalent in fair market value
48 and usefulness to the lands being alienated or converted.

49 § 7. This act shall take effect immediately.