

# STATE OF NEW YORK

9741

## IN SENATE

May 24, 2024

Introduced by Sen. PALUMBO -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT authorizing the town of East Hampton to alienate and convey certain parcels of land used as parkland for the purpose of a Suffolk County roadway improvement project

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 East  
2 Hampton, acting by and through its governing body, and upon such terms  
3 and conditions as determined by such body, is hereby authorized to  
4 discontinue as parkland and to alienate the lands described in section  
5 three of this act, and to convey such parklands to the county of Suffolk  
6 for the purposes of a roadway improvement project along Three Mile  
7 Harbor Road.

8 § 2. The authorization provided in section one of this act shall be  
9 effective only upon the condition that the town of East Hampton acquire  
10 and dedicate the lands described in section four of this act as park-  
11 lands, provided that the town of East Hampton has never used such lands  
12 for public open space or park purposes.

13 § 3. The parklands authorized by section one of this act to be alien-  
14 ated are more particularly described as follows:

15 ALL that certain plot, piece or parcel of land, with the buildings and  
16 improvements thereon erected, situate, lying and being in the Town of  
17 East Hampton, County of Suffolk, and State of New York, more particular-  
18 ly bounded and described as follows:

19 BEGINNING at a point on the easterly side of Three Mile Harbor Road  
20 distant northerly 354 feet more or less from the corner formed by the  
21 intersection of the easterly side of Three Mile Harbor Road with the  
22 westerly side of Springs Fireplace Road;

23 RUNNING THENCE along the easterly side of Three Mile Harbor Road the  
24 following two courses and distances:

25 (1) North 0°26'58" west 543.50 feet;

26 (2) North 8°10'03" west 100.00 feet to land now or formerly of Peter  
27 Fedi;

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

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1 THENCE south 78°39'42" east along said last mentioned land and also  
2 along land now or formerly of Edna Rozzi, 230.07 feet to the westerly  
3 side of Spring Fireplace Road;

4 THENCE along the westerly side of Springs Fireplace Road the following  
5 two courses and distances:

6 (1) South 5°26'58" west 21.15 feet;

7 (2) South 12°56'01" west 593.58 feet to a monument;

8 THENCE north 88°08'44" west along land now or formerly of East Hampton  
9 Lions Club, 72.29 feet to the easterly side of Three Mile Harbor Road,  
10 to the point or place of beginning.

11 Containing 2.34 acres of land.

12 § 4. Prior to the discontinuance and alienation of the parklands  
13 described in section three of this act, the town of East Hampton shall  
14 acquire and dedicate as parklands such land described as follows:

15 ALL that certain plot, piece or parcel of land, situate, lying and  
16 being in the Town of East Hampton, County of Suffolk and State of New  
17 York, bounded and described as follows:

18 BEGINNING at the corner formed by the intersection of the Northwester-  
19 ly side of Swamp Road with the Northeasterly side of East Hampton-Sag  
20 Harbor Turnpike (Route 114);

21 RUNNING THENCE along the Northeasterly side of East Hampton-Sag Harbor  
22 Turnpike, the following two (2) courses and distances:

23 1. North 49 degrees 35 minutes 21 seconds West, 91.96 feet - actual  
24 (91.76 feet - deed);

25 2. North 31 degrees 41 minutes 41 seconds West, 68.87 feet - actual  
26 (North 30 degrees 50 minutes 11seconds West, 69.28 feet - deed) to a  
27 pin;

28 THENCE North 47 degrees 28 minutes 47 seconds East, 300.00 feet -  
29 actual (298.88 feet - deed) to a monument;

30 THENCE North 31 degrees 41 minutes 41 seconds West, 263.84 feet to a  
31 monument;

32 THENCE North 54 degrees 44 minutes 10 seconds East, 249.99 feet -  
33 actual (250.00 feet - deed) to a set pin and land now or formerly of  
34 Town of East Hampton;

35 THENCE along said land, South 28 degrees 43 minutes 37 seconds East,  
36 507.62 feet to the Northwesterly side of Swamp Road;

37 THENCE along the Northwesterly side of Swamp Road, the following three  
38 (3) courses and distances:

39 1. South 59 degrees 20 minutes 07 seconds West, 7.42 feet to a pin;

40 2. South 79 degrees 59 minutes 59 seconds West, 195.63 feet to a monu-  
41 ment;

42 3. South 47 degrees 26 minutes 39 seconds West, 305.92 feet to the  
43 corner first above-mentioned, the point or place of BEGINNING

44 Containing 3.56 acres of land.

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

53 § 6. In the event that the town of East Hampton received any funding  
54 support or assistance from the federal government for the purchase,  
55 maintenance or improvement of the parklands set forth in section three  
56 of this act, the discontinuance and alienation of such parkland author-

1 ized by the provisions of this act shall not occur until the town of  
2 East Hampton has complied with any federal requirements pertaining to  
3 the alienation or conversion of parklands, including satisfying the  
4 secretary of the interior that the alienation or conversion complies  
5 with all conditions which the secretary of the interior deems necessary  
6 to assure the substitution of other lands shall be equivalent in fair  
7 market value and usefulness to the lands being alienated or converted.  
8 § 7. This act shall take effect immediately.