

STATE OF NEW YORK

9804

IN SENATE

May 30, 2024

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

AN ACT in relation to authorizing the city of Poughkeepsie to alienate and discontinue the use of certain 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 city of Pough-
2 keepsie is hereby authorized, acting by and through its governing body,
3 and upon such terms and conditions as determined by such governing body,
4 to discontinue the use as parkland and alienate the lands described in
5 section three of this act, for the purpose of constructing an emergency
6 communications tower on such lands for use by the city of Poughkeepsie.

7 § 2. The authorization contained in section one of this act shall only
8 be effective on the condition that, the city of Poughkeepsie dedicate an
9 amount equal to or greater than the fair market value of the parklands
10 being discontinued toward the acquisition of new parklands and/or capi-
11 tal improvements to existing park and recreational facilities.

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

14 ALL THAT CERTAIN PARCEL OF LAND SITUATE IN THE CITY OF POUGHKEEPSIE,
15 COUNTY OF DUTCHESS AND STATE OF NEW YORK AND BEING A PORTION OF LAND
16 CONVEYED TO THE CITY OF POUGHKEEPSIE, A MUNICIPAL CORPORATION BY LIBER
17 200 AT PAGE 239, LIBER 200 AT PAGE 241 AND LIBER 200 AT PAGE 243 AND
18 RECORDED IN THE DUTCHESS COUNTY CLERK'S OFFICE BOUNDED AND DESCRIBED AS
19 FOLLOWS:

20 COMMENCING AT A POINT, SAID POINT BEING LOCATED ON THE EASTERLY BOUNDS
21 OF NORTH CLINTON STREET, SAID POINT BEING THE NORTHWESTERLY CORNER OF
22 TAX PARCEL 6162-63-327371-0000, BEING OWNED NOW OR FORMERLY BY DEBORAH
23 A. WHITTON, THENCE FROM SAID POINT OF COMMENCEMENT ALONG SAID EASTERLY
24 BOUNDS OF NORTH CLINTON STREET, N. 11° 02' 43" E., 402.00' TO A POINT,
25 THEN FROM SAID POINT THROUGH THE SAID LANDS OF THE CITY OF POUGHKEEPSIE,
26 A MUNICIPAL CORPORATION AND PARALLEL WITH THE NORTH LINE OF SAID TAX
27 PARCEL 6162-63-327371-0000, S 81° 04' 59" E, 979.30', MORE OR LESS TO
28 THE NORTHEASTERLY CORNER OF AN EXISTING TELECOMMUNICATION COMPOUND AND

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

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1 THE POINT AND PLACE OF BEGINNING, THENCE FROM SAID POINT AND PLACE OF
2 BEGINNING THE FOLLOWING EIGHT (8) COURSES AND DISTANCES:

- 3 1) S. 73° 24' 59" E., 21.00', THENCE
- 4 2) N. 16° 35' 01" E., 45.60', THENCE
- 5 3) N. 43° 35' 01" E., 25.00', THENCE
- 6 4) N. 46° 24' 59" W., 20.00', THENCE
- 7 5) S. 43° 35' 01" W., 33.50', THENCE
- 8 6) N. 73° 24' 59" W., 33.34', THENCE
- 9 7) S. 16° 35' 01" W., 59.56', THENCE
- 10 8) S. 73° 24' 59" E., 29.00' TO THE POINT AND PLACE OF BEGINNING,
11 CONTAINING 3,447.03 SQ. FEET, OR 0.079 ACRES MORE OR LESS.

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

23 § 5. This act shall take effect immediately.