STATE OF NEW YORK

6171

2023-2024 Regular Sessions

IN SENATE

March 31, 2023

Introduced by Sen. JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Cities 1

AN ACT to amend chapter 470 of the laws of 2022 authorizing the city of New York to discontinue the use as parkland of a portion of real property in the county of New York and to grant easements to the metropolitan transportation authority so that it may make handicapped accessible improvements and upgrades to the New York city transit authority 168 Street transit station, in relation to making technical amendments thereto

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

Section 1. Sections 3 and 4 of chapter 470 of the laws of 2022 authorizing the city of New York to discontinue the use as parkland of a portion of real property in the county of New York and to grant easements to the metropolitan transportation authority so that it may make handicapped accessible improvements and upgrades to the New York city transit authority 168 Street transit station, are amended to read as follows:

§ 3. The lands hereby authorized by section one of this act to be discontinued as parkland and granted as a subsurface easement to the metropolitan transportation authority are located in the city, county and state of New York in a park known as the Mitchel Square and Broadway Mall are bounded and described as follows:

Permanent subsurface easement 1 at Broadway Mall (Passageway) located at the center median of Broadway, Borough of Manhattan:

Beginning at a point (N=245589.52, E=1000840.51) (NAD83) at the westerly line of Broadway Mall being situate S.02°57'09"E., 120.86 feet from the intersection of the westerly street line of Broadway with the southerly street line of W. 168 Street, running thence,

1) S.60°58'46"E. a distance of 15.95 feet to the easterly line of Broadway Mall, thence,

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

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2) S.29°01'14"W. along the easterly line of Broadway Mall a distance of 30.00 feet, thence,

3) N.60°58'46"W. a distance of 15.95 feet to the westerly line of Broadway Mall, thence

4) N.29°01'14"E. along the westerly line of Broadway Mall a distance of 30.00 feet to the Point of Beginning.

The easement described above begins at an elevation of 167.64 feet(NAVD 1988) and has no lower limit.

Said parcel containing 479 square feet of land more or less.

Permanent subsurface easement [~~2~~] 1 at Mitchel Square (Egress Stairs) on Tax Lot 65 in Block 2124, Borough of Manhattan:

Beginning at a point (N=245537.62, E=1000877.44)(NAD83) at the easterly street line of Broadway being situate S.14°02'22"E., 177.92 feet from the intersection of the westerly street line of Broadway with the southerly street line of W. 168 Street, running thence,

1) S.61°17'06"E. a distance of 14.15 feet, thence,

2) S.28°42'54"W. a distance of 14.32 feet, thence,

3) S.61°17'06"E. a distance of 29.75 feet, thence,

4) N.28°42'54"E. a distance of 13.50 feet, thence,

5) S.61°17'06"E. a distance of 12.81 feet to the westerly Street Line of St. Nicholas Avenue, thence,

6) S.11°34'21"W. along the westerly street line of St. Nicholas Avenue a distance of 24.13 feet, thence,

7) S.28°42'54"W. a distance of 6.28 feet, thence,

8) N.61°17'06"W. a distance of 61.34 feet to the easterly street line of Broadway, thence,

9) N.24°00'59"E. along the easterly street line of Broadway a distance of 30.25 feet to the Point of Beginning.

The easement described above begins at an elevation of 167.64 feet(NAVD 1988) and has no lower limit.

Said parcel containing 1,362 square feet of land more or less.

Permanent subsurface easement [~~3~~] 2 at Mitchel Square (Elevator Shaft) on Tax Lot 65 in Block 2124, Borough of Manhattan:

Beginning at a point (N=245530.10, E=1000889.45) (NAD83) being situate S.17°01'48"E., 188.38 feet from the intersection of the westerly street line of Broadway with the southerly street line of W. 168 Street, running thence,

1) S.61°17'06"E. a distance of 29.75 feet, thence,

2) S.28°42'54"W. a distance of 13.50 feet, thence,

3) N.61°17'06"W. a distance of 29.75 feet, thence,

4) N.28°42'54"E. a distance of 13.50 feet to the Point of Beginning.

The easement described above begins at an elevation of 170.64 feet(NAVD 1988) and has no lower limit.

Said parcel containing 402 square feet of land more or less.

Permanent subsurface easement [~~4~~] 3 at Mitchel Square (Passageway) on Tax Lot 65 in Block 2124, Borough of Manhattan:

Beginning at a point (N=245536.75, E=1000908.37) (NAD83) being situate S.23°07'39"E., 188.64 feet from the intersection of the westerly street line of Broadway with the southerly street line of W. 168 Street, running thence,

1) S.61°17'06"E. a distance of 24.56 feet to the Westerly Street Line of St. Nicholas Avenue, thence,

2) S.11°34'21"W. along the westerly Street Line of St. Nicholas Avenue a distance of 15.61 feet, thence,

3) N.61°17'06"[~~E~~] W. a distance of 29.16 feet, thence,

4) N.28°42'54"E. a distance of 14.92 feet to the Point of Beginning.

The easement described above begins at an elevation of 167.64 feet(NAVD 1988) and has no lower limit.

Said parcel containing 401 square feet of land more or less.

§ 4. The lands hereby authorized by section one of this act to be discontinued temporarily as parkland and granted as a temporary easement to metropolitan transportation authority for use by the New York city transit authority in connection with the construction of the improvements are located in the city, county and state in New York in parks known as Mitchel Square and Broadway Mall and are bounded and described as follows:

Temporary easement 1 [~~(Passageway)~~] **(Broadway Mall)** at Broadway Mall located at the center median of Broadway, Borough of Manhattan:

Beginning at a point (N=245589.52, E=1000840.51) (NAD83) at the westerly line of Broadway Mall being situate S.02°57'09"E., 120.86 feet from the intersection of the westerly street line of Broadway with the southerly street line of W. 168 Street, running thence,

1) S.60°58'46"E. a distance of 15.95 feet to the easterly line of Broadway Mall, thence,

2) S.29°01'14"W. along the easterly line of Broadway Mall a distance of 30.00 feet, thence,

3) N.60°58'46"W. a distance of 15.95 feet to the westerly line of Broadway Mall, thence,

4) N.29°01'14"E. along the westerly line of Broadway Mall a distance of 30.00 feet to the Point of Beginning.

Said parcel containing 479 square feet of land more or less.

Temporary easement 2 on Tax Lot 65 in Block 2124, Mitchel Square, Borough of Manhattan:

Beginning at a point (N=245497.23, E=1000859.45) (NAD83) at the easterly street line of Broadway being situate S.06°44'20"E., 214.47 feet from the intersection of the westerly street line of Broadway with the southerly street line of W. 168 Street, running thence,

1) N.24°00'59"E. along the easterly street line of Broadway a distance of 61.69 feet, thence,

2) N.29°01'14"E. along the easterly street line of Broadway a distance of 63.00 feet, thence,

3) In a generally easterly direction along a tangent curve to the right having a delta angle of 90°, an arc length of 18.85 feet and a radius of 12.00 feet, thence,

4) S.60°58'46"E. a distance of 8.25 feet, thence,

5) In a generally southerly direction along a tangent curve to the right having a delta angle of 72°22'08", an arc length of 15.16 feet and a radius of 12.00 feet to the westerly street line of St. Nicholas Avenue, thence,

6) S.11°34'21"W. along the westerly street line of St. Nicholas Avenue a distance of 133.86 feet, thence,

7) N.61°17'06"W. through Mitchel Square a distance of 66.42 feet to the Point of Beginning.

Said parcel containing 6,664 square feet of land more or less.

§ 2. This act shall take effect immediately.