STATE OF NEW YORK

7542

2023-2024 Regular Sessions

IN SENATE

June 5, 2023

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

AN ACT authorizing the commissioner of general services to transfer and convey certain unappropriated state land to the town of Romulus

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

Section 1. Subject to the provisions of this act but notwithstanding any other provision of law to the contrary, the commissioner of general services is hereby authorized, subject to the consent of the commissioner of corrections and community supervision, to transfer and convey to the town of Romulus in the county of Seneca, the state land described in section two of this act, owned by the department of corrections and community supervision and being in the town of Romulus in the county of Seneca, declared to be abandoned state land by the department of corrections and community supervision. The transfer and conveyance of the land described in section two of this act shall be made in consideration of the sum of one dollar and upon such conditions as the commissioner of general services may deem proper.

§ 2. The lands authorized by section one of this act to be transferred and conveyed shall be those parcels as follows:

All those parcels of land situate in the Town of Ovid, County of Seneca and State of New York, being more particularly described as follows:

Building 122 (Water Pump Station)

A rectangular parcel of land generally being bounded by the following boundaries:

(a) On the North being 5 feet northerly of and parallel to Building 122;

(b) On the East being 10 feet easterly of and parallel to Building 122;

(c) On the South being 25 feet southerly of and parallel to Building 122; and

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

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(d) On the West being 20 feet westerly of and parallel to Building 122.

Buildings 163, 253 & 254 (Water Treatment Plant & Tanks)

A parcel of land generally being bounded by the following boundaries:

(a) On the North being 24.75 feet southerly of and parallel to the existing roadway;

(b) On the East being 50 feet easterly of and parallel to the projection of the most easterly sides of the existing Raw Water Tank and Finish Water Tank;

(c) On the South being 50 feet southerly of the most southerly side of the existing Finish Water Tank and at right angles to the easterly boundary;

(d) On the Southwest being 50 feet at right angle to the most southwest corner of the existing Water Plant and at a 45-degree angle to the southerly boundary; and

(e) On the West being 50 feet westerly of and parallel to the most westerly edge of the parking lot.

Building 255 (Elevated Water Tank)

A parcel of land generally being bounded by the following boundaries:

(a) On the North being 100 feet northerly of the center of the Elevated Water Tank running due east - west based upon New York State Plane Coordinates, Central Zone, NAD 83;

(b) On the East being 100 feet easterly of the center of the Elevated Water Tank and at right angles to the northerly boundary;

(c) On the South being 100 feet southerly of the center of the Elevated Water Tank and at right angles to the easterly boundary; and

(d) On the West being 100 feet westerly of the center of the Elevated Water Tank and at right angles to the southerly boundary.

Buildings 64 & 65 (Staff Residence & Staff Garage)

A rectangular parcel of land generally being bounded by the following boundaries:

(a) On the North being along the southerly boundary of East Lake Road, having an assumed 3 rod (49.5 foot) right of way;

(b) On the East being 75 feet easterly of and parallel to the most easterly wall of Building 64 (Staff Residence);

(c) On the South being along a line 10 northerly of and parallel to the northerly top of bank of a drainage channel; and

(d) On the West being 50 feet westerly of and parallel to the most westerly wall of Building 64 (Staff Residence).

§ 3. The description in section two of this act is not intended to be a legal description, but is intended to identify the parcels to be conveyed. As a condition of the transfer, the town of Romulus may submit to the commissioner of general services, for his or her approval, an accurate survey and description of the lands to be conveyed, which may be used in the conveyance thereof.

§ 4. The office of general services shall not transfer or convey the aforesaid land unless the application is made to the office of general services by the town of Romulus within one year after the effective date of this act. Said application shall be in the form of a resolution setting forth a comprehensive statement approved by the Romulus town board acknowledging and accepting the use restrictions set forth in section five of this act.

§ 5. The transfer and conveyance made pursuant to this act shall be subject to the following use restrictions and reverter:

(a) The land described in this act shall be used exclusively for the purposes of operating and maintaining a water treatment plant and appur-

tenant facilities and operations as reasonably may be necessary or desirable in connection therewith and water quality control.

(b) The conveyance of the land described in this act shall contain a covenant and restriction requiring that the land be used for the purpose set forth in subdivision (a) of this section. In the event the premises are not accepted and/or used for such purposes, ownership of the land shall revert to the state of New York.

§ 6. This act shall take effect immediately.