STATE OF NEW YORK

8140

2025-2026 Regular Sessions

IN ASSEMBLY

May 1, 2025

Introduced by M. of A. P. CARROLL -- read once and referred to the Committee on Local Governments

AN ACT in relation to authorizing the village of Nyack 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:

Section 1. Subject to the provisions of this act, the village of Nyack is hereby authorized, acting by and through its governing body, and upon such terms and conditions as determined by such governing body, to discontinue the use as parkland and alienate the lands described in section three of this act, and to convey property interests in such lands for the purpose of the construction of a restaurant.

§ 2. The authorization contained in section one of this act shall only be effective on the condition that the village of Nyack dedicate an amount equal to or greater than fair market value of the parklands being alienated pursuant to section one of this act towards the acquisition of new parklands and/or capital improvements to existing park and recreational facilities.

§ 3. The parklands authorized by section one of this act to be discontinued as parkland is described as follows:

All that certain piece, parcel, or tract of land situate in the Village of Nyack, Town of Orangetown, County of Rockland, State of New York as depicted on a map entitled "Leased Area Only Part of Tax Lot 66.39-1-5 Village of Nyack, Town of Orangetown, Rockland County, New York" as prepared by Maser Consulting P.A., dated 10/20/03 and being more particularly described as follows:

Beginning in the southern road boundary of Burd Street at a point located in the division line between lands of Village of Nyack (tax parcel 66.39-1-5) to the west and Clermont Condominiums (tax parcel 66.39-1-4) to the north and east;

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

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Thence southerly along said division line South 19°32'05" West a distance of 32.47 feet to a point; thence continuing through the lands of Village of Nyack (tax parcel 66.39-1-5) the following four courses and distances:
1. North 67°49'55" West a distance of 57.93 feet to a point;
2. South 22°10'05" West a distance of 39.19 feet to a point;
3. North 67°49'55" West a distance of 72.70 feet to a point;
4. North 22°10'05" East a distance of 71.63 feet to a point located in the aforementioned southern road boundary of Burd Street;
Thence along said road boundary South 67°49'55" East a distance of 129.14 feet to the point and place of beginning.
Containing 7,062 Square Feet of land more or less.

§ 4. In the event that the village of Nyack received any funding support or assistance from the federal government for the purchase, maintenance, or improvement of the parklands set forth in section three of this act, the discontinuance and alienation of such parklands authorized by the provisions of this act shall not occur until the village of Nyack has complied with any federal requirements pertaining to the alienation or conversion of parklands, including satisfying the secretary of the interior that the alienation or conversion complies with all conditions which the secretary of the interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and usefulness to the lands being alienated or converted.

§ 5. This act shall take effect immediately.