

HOME RULE REQUEST RESOLUTION NO. ___ - 2021

RESOLVED, that the Westchester County Board of Legislators approves the making of a Home Rule Request in the following format:

To the Legislature:

Pursuant to Article IX of the Constitution, the County of Westchester requests the enactment of Senate Bill No. S01138 and Assembly Bill No. A04017 entitled "AN ACT authorizing the commissioner of general services to convey real property in Westchester County to the County of Westchester"

A necessity exists for the enactment of this legislation because the local government does not have the power to enact such legislation by local law.

Dated: February 8, 2021
White Plains, New York




Colin V. [Signature]
Benjamin Bayliss
Dedat [Signature]
K. J. [Signature]

COMMITTEE ON
LEGISLATION

Dated: February 8, 2021
White Plains, New York

The following members attended the meeting remotely, as per Governor Cuomo's Executive Order 202.1 and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

COMMITTEE ON

LEGISLATION

STATE OF NEW YORK

1138

2021-2022 Regular Sessions

IN SENATE

January 7, 2021

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT authorizing the commissioner of general services to convey real property in Westchester county to the county of Westchester

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

1 Section 1. The commissioner of the office of
general services is
2 authorized and empowered to transfer and convey certain
state property,
3 as further described in section two of this act, to the
county of West-
4 chester for one dollar, upon such terms and conditions
as such commis-
5 sioner may fix and determine.

6 § 2. The land authorized by this act to be conveyed
consists of the
7 North County Trailway, and is generally described as
follows:

8 A parcel of land located in the Towns of Mount
Pleasant, New Castle,
9 Yorktown and Somers in Westchester consisting of
approximately 20.8

10 miles with varying width, as described in the lease agreement dated
11 December 3, 2018 between the commissioner of transportation for the
12 people of the state of New York and the county of Westchester, as
13 described and on Exhibit A - Depiction of Proposed Lease Area delineated
14 on Sheet Nos. 1-40 of Map 1, Parcels 1-39 subject to any and all ease-
15 ments and conveyances granted by the state by and through the commis-
16 sioner; Exhibit B - Map of the existing North County Trailway; and
17 further described as:
18 From 110 feet south of old saw mill river road in eastview, north to
19 3,000 feet south of route 1117, a total distance of approximately 15,000
20 linear feet.
21 From route 117 to 350 feet south of route 9A for a total distance of
22 approximately 8,800± linear feet.
23 From a point 2,000± feet north of route 9A/100 intersection to camp-
24 fire road, approximately 4,000 linear feet.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets

[-] is old law to be omitted.

LBD01695-01-1

S. 1138

2

1 From a point 2,000± feet south of route 133 in miliwood, north to the
2 south side of underhill avenue located in the hamlet of Yorktown
3 Heights, town of Yorktown, a distance of 52,400 linear feet.
4 From the north side of underhill avenue to the south side of hanover
5 street for a distance of 1,250± linear feet.
6 From hanover street, located in Yorktown Heights, north to the Putnam
7 county boundary, a total distance of approximately 28,000± linear feet.

8 The entire linear distance of the parcel of land is
approximately 20.8

9 miles (109,530± linear feet).

10 § 3. The commissioner of the office of general
services shall not

11 transfer or convey the aforesaid land unless
application in a form

12 acceptable to the office of general services is made
to the office of

13 general services by the county of Westchester which
application must be

14 made within one year after the effective date of this
act.

15 § 4. Any land transferred pursuant to this act shall
be used and main-

16 tained by the county of Westchester for the purpose of
a pedestrian and

17 non-motorized bicycle trailway, and upon termination of
such use, title

18 to the land so transferred shall revert to the state of
New York.

19 § 5. This act shall take effect immediately.

A04017 Text:

STATE OF NEW YORK

4017

2021-2022 Regular Sessions

IN ASSEMBLY

February 1, 2021

Introduced by M. of A. ABINANTI -- read once and referred to the Committee on Governmental Operations

AN ACT authorizing the commissioner of general services to convey real property in Westchester county to the county of Westchester

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

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12 people of the state of New York and the county of
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13 described and on Exhibit A - Depiction of Proposed Lease
Area delineated
14 on Sheet Nos. 1-40 of Map 1, Parcels 1-39 subject to
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LBD01695-01-1

A. 4017

2

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hamlet of Yorktown
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