

**MEMORANDUM FROM:
OFFICE OF THE TOWN ATTORNEY**

No. 1

TO: SUPERVISOR ANGIE M. CARPENTER
COUNCILMAN JAMES P. O'CONNOR
COUNCILMAN JORGE C. GUADRÓN
COUNCILMAN JOHN M. LORENZO
COUNCILMAN MICHAEL MCELWEE, JR.

FROM: MICHAEL P. WALSH, TOWN ATTORNEY

RE: SPECIAL TOWN BOARD DISCUSSION AGENDA

**Authorization for the Town Board to adopt a Home Rule
Resolution supporting Bills S-9830 and A-10562 amending Laws of
1982.**

FOR INCLUSION ON THE TOWN BOARD DISCUSSION AGENDA ON JUNE 5, 2024 AT
9:00AM.

SHOULD YOU HAVE ANY QUESTIONS, OR IF YOU REQUIRE ADDITIONAL
INFORMATION RELATIVE TO THE ATTACHED, PLEASE CONTACT:

Michael P. Walsh, Esq.

IF YOU HAVE ANY COMMENTS, PLEASE ADVISE AS SOON AS POSSIBLE.

enclosure:

cc: LINDA D. VAVRICKA, TOWN CLERK
JOSEPH LUDWIG, COMPTROLLER
TRACEY KRUT, CHIEF OF STAFF

**TOWN OF ISLIP
SPONSOR'S MEMORANDUM
FOR TOWN BOARD RESOLUTIONS**

INSTRUCTIONS: All submissions for placement on the Town Board Meeting agenda must be accompanied by a sponsor's memorandum, which shall be the covering document. All agenda submissions shall be reported to the Town Attorney no later than 14 days prior to the scheduled Town Board meeting.

PURPOSE: Describe the essence of the attached resolution and give a brief background. Explain any policy implications, whether this item has previously been before the Board, and if any similar resolutions have previously been passed or denied by the Board.

Authorization for Town Board to adopt a Home Rule Resolution supporting bills S-9830 and A-10562 amending Laws of 1982 to remove restrictions on Town owned property and alienating parkland for purposes of conveyance.

SPECIFY WHERE APPLICABLE:

1. Entity or individual benefitted by resolution: Town of Islip and Steel Equities
 2. Site or location effected by resolution: p/ oGullhaven Golf Course/500-165.00-013.00-003.000
 3. Cost: 0.00
 4. Budget Line: 0.00
 5. Amount and source of outside funding: 0.00
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ENVIRONMENTAL IMPACT: What type of action is being authorized by this resolution?

- Type 1 action under 6 NYCRR, Section 617.4(b), number _____. Full EAF required.
- Type 2 action under 6 NYCRR, Section 617.5(c), number 26. SEQR review complete.
- Action not listed as Type I or Type II under Part 617 of the NYCRR. Short EAF required.
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Signature of Commissioner/Department Head Sponsor *Amn*

Date

Dated: June 5, 2024
Resolution # 1

WHEREAS, the Town of Islip (“the Town”), a municipal corporation of the State of New York, with offices located at 655 Main Street, Islip, New York 11751, owns certain real property located in Central Islip, New York, identified on the Suffolk County Tax Map as SCTM#: 0500-165.00-013.00-003.000 (“Real Property”); and

WHEREAS, the Real Property is designated parkland; and

WHEREAS, the Town has determined that a certain part of the Real Property, measuring approximately 5,767 square feet (.1324 acres) (hereinafter “Premises”) can be declared surplus; and

WHEREAS, it has been determined that conveying the Premises to the adjoining fee owner, to be incorporate into the surrounding residential housing, was in the best interest of the Town; and

WHEREAS, in exchange for the Premises the Town will receive Sixty Thousand and 00/100 Dollars (\$60,000.00), to be invested in improvements to town parkland; and

WHEREAS, Section 7, chapter 719 of Laws of 1982 restricts the use of the Premises to hospital, park and recreation, municipal office or educational purposes; and.

WHEREAS, pursuant to Section 7, chapter 17 of the Laws of 1982 the Premises cannot be used for its intended purpose without an amendment to the law or an alienation of parkland; and

WHEREAS, an amendment to the Law is consistent with the Town’s desired use of the Premises as residential housing as said development is consistent with the surrounding area, and

NOW, THEREFORE, on motion of Councilperson _____, seconded by Councilperson _____, be it

RESOLVED, that the Town Board of the Town of Islip hereby is authorized to adopt a Home Rule resolution supporting Bills S-9830 and A-10562 amending Section 7, chapter 719 of

Dated: June 5, 2024
Resolution # 1

Laws of 1982 wherein the commissioner of general services shall amend a conveyance to the town of Islip to remove the restriction limiting the use of the Premises to hospital, park and recreation, municipal office or educational purposes, and authorize the discontinuance of the Premises as parkland, facilitating the development of the property in a manner consistent with the surrounding area; and be it further

RESOLVED, that the Supervisor of the Town is hereby authorized to execute any agreements, documents, or papers necessary to implement the purpose of this resolution, the form of which is subject to the approval of the Islip Town Attorney; and be it further

RESOLVED, that the Clerk of the Town of Islip is hereby directed to send a copy of this resolution and all supporting documentation to the New York State Senate and Assembly Home Rule Offices, Senator Angela Martinez, and Assemblyman Phil Ramos.

UPON A VOTE BEING TAKEN, the result was _____.