

**STATUS:**

**S 2518-A** FLANAGAN Same as [A 8329](#)  
Fitzpatrick

ON FILE: 05/04/09 General Services, Commissioner of

TITLE....Authorizes the commissioner of general services to transfer and convey certain land to the Kings Park fire district

02/23/09 REFERRED TO FINANCE

04/30/09 AMEND AND RECOMMIT TO  
FINANCE

04/30/09 PRINT NUMBER 2518A

07/15/09 COMMITTEE DISCHARGED AND  
COMMITTED TO RULES

07/15/09 ORDERED TO THIRD READING  
CAL.746

07/16/09 SUBSTITUTED BY A8329

**A08329 Fitzpatrick**

05/15/09 referred to governmental operations

06/22/09 reported referred to ways and means

06/22/09 reported referred to rules

06/22/09 reported

06/22/09 rules report cal.603

06/22/09 ordered to third reading rules cal.603

06/22/09 passed assembly

06/22/09 delivered to senate

06/22/09 REFERRED TO RULES

07/16/09 SUBSTITUTED FOR S2518A

07/16/09 3RD READING CAL.746

07/16/09 PASSED SENATE

07/16/09 RETURNED TO ASSEMBLY

08/14/09 delivered to governor

08/26/09 signed chap.401

**A8329** Fitzpatrick Same as [S 2518-A](#)  
FLANAGAN

General Services, Commissioner of

TITLE....Authorizes the commissioner of general services to transfer and convey certain land to the Kings Park fire district

**Currently on Assembly Committee Agenda**

Governmental Operations (DESTITO)

OFF THE FLOOR, Monday, June 22, 2009

**Currently on Assembly Committee Agenda**

Ways and Means (FARRELL)

OFF THE FLOOR, Monday, June 22, 2009

05/15/09 referred to governmental operations

06/22/09 reported referred to ways and means

06/22/09 reported referred to rules

06/22/09 reported

06/22/09 rules report cal.603

06/22/09 ordered to third reading rules cal.603

06/22/09 passed assembly

06/22/09 delivered to senate

06/22/09 REFERRED TO RULES

07/16/09 SUBSTITUTED FOR S2518A

07/16/09 3RD READING CAL.746

07/16/09 PASSED SENATE

07/16/09 RETURNED TO ASSEMBLY

08/14/09 delivered to governor

08/26/09 signed chap.401

---

**SUMMARY:**

FLANAGAN

Authorizes the commissioner of general services to transfer and convey certain land to the Kings Park fire district.

---

**BILL TEXT:**

---

**STATE OF NEW YORK**

---

## IN SENATE

February 23, 2009

Introduced by Sen. FLANAGAN -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the commissioner of general services to transfer and convey certain land to the Kings Park fire district

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

1 Section 1. Subject to the provisions of this act but notwithstanding  
2 any other provision of law to the contrary, the commissioner of general  
3 services is hereby authorized to transfer and convey to the Kings Park  
4 Fire District in consideration of one dollar and upon such other condi-  
5 tions as the commissioner may deem proper, approximately 2.68 acres of  
6 land that were part of the former Kings Park Psychiatric Center.

7 § 2. The lands authorized by this act to be transferred and conveyed  
8 are as follows:

9 ALL that certain piece or parcel of land, situate in the Town of  
10 Smithtown, County of Suffolk, State of New York, being more particularly  
11 bound and described as follows:

12 The parcel is approximately 2.68 acres and lies on the western side of  
13 St. Johnland Road, described as follows: starting at the point of begin-  
14 ning approximately 375 feet southeast of the intersection of Kings Park  
15 Boulevard and St. Johnland Road, running approximately 400 feet south-  
16 west along what is now known as East 4th Street; then running approxi-  
17 mately 300 feet southeast; then running approximately 450 feet northeast  
18 to the boundary of St. Johnland Road; then running approximately 300  
19 feet northwest along St. Johnland Road to the point of beginning.

20 § 3. The description in section two of this act of the land to be  
21 conveyed is not intended to be a legal description but is intended to  
22 identify the parcel to be conveyed. As a condition of the purchase, the  
23 Kings Park Fire District shall submit to the commissioner of general

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

LBD03376-02-9

S. 2518--A

2

1 services, for his or her approval, an accurate survey and description of  
2 the lands to be conveyed, which may be used in the conveyance thereof.

3 § 4. The office of general services shall not transfer or convey the  
4 aforesaid land unless application is made by the Kings Park Fire  
5 District within 1 year after the effective date of this act.

6 § 5. Any lands transferred pursuant to this act shall be used exclu-  
7 sively for the purposes of the Kings Park Fire District to construct a

8 fire district substation and upon termination of such use title to the  
9 lands so transferred shall revert to the state of New York.  
10 § 6. This act shall take effect immediately.

---

**SPONSORS MEMO:**

**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

**BILL NUMBER:** S2518A

**SPONSOR:** FLANAGAN

**TITLE OF BILL:**

An act to authorize the commissioner of general services to transfer and convey certain land to the Kings Park fire district

**PURPOSE OF LEGISLATION:**

To direct the Commissioner of General Services to transfer approximately 5 acres of the former Kings Park Psychiatric Center property to the Kings Park Fire District to enhance public safety.

**JUSTIFICATION:**

The former Kings Park Psychiatric Center has passed through a number of different evolutions and decisions about its future in the past few years. At every stage there has always been a small parcel of the property reserved for the Kings Park Fire District. Now that the property is under the jurisdiction of the Parks Department, this bill seeks to conclude the formal transfer of the parcel to the fire district which will benefit general public and the fire district in a number of ways.

The local community has learned through experience that a fire station can, by the nature of the business, be a noisy neighbor even trying to be considerate. The larger 5-acre property will permit a buffer that will help the district to be good neighbors. It will also enable them to develop the property in a way that blends in with the surrounding area and provide setbacks to soften the impact of the site.

The National Fire Prevention Association Standards now require that fire apparatus have fully enclosed cabs for maximum firefighter safety. This requirement alone has lengthened fire apparatus by an additional 10 to 12 feet, bringing the average length of equipment to 37 feet. As a result, the most cost efficient way to construct a new fire station is to construct double bays in depth with access and egress from both sides. This manner of construction will necessitate that the building be approximately 100 feet in depth. After allowing for safety ramps in front of each apparatus bay, and also allowing for the turning radius on the apparatus which is approximately 47 feet, it would necessitate the parcel being larger to accommodate the new foot print for the building.

In addition, it will be necessary to locate emergency power generation equipment on the parcel and to be able to provide adequate parking around the station for emergency responder personnel.

The parcel is also strategically located for the fire district and the community. It will provide reduced response time into the San Remo community and is also situated on the only other east-west roadway that extends from one end of the fire district to the other.

Lastly, this parcel will afford the fire district the ability to meet today's needs and the flexibility to expand in the future when warranted.

#### **PRIOR LEGISLATIVE HISTORY:**

New Bill.

#### **FISCAL IMPLICATIONS:**

None.

#### **EFFECTIVE DATE:**

This act shall take effect immediately.

---

#### **VOTING:**

**A8329** Fitzpatrick Same as [S 2518-A](#) FLANAGAN

[07/16/09](#) A8329 Senate Vote

Aye: 58 Nay: 0

[06/22/09](#) A8329 Assembly Vote

Yes: 139 No : 2

---

#### **[Go to Top of Page](#)**

07/16/09 A8329 Senate Vote Aye: 58 Nay: 0

<b>Aye</b> Adams	<b>Aye</b> Addabbo	<b>Aye</b> Alesi	<b>Aye</b> Aubertine
<b>Aye</b> Bonacic	<b>Aye</b> Breslin	<b>Aye</b> DeFrancisco	<b>Exc</b> Diaz
<b>Aye</b> Dilan	<b>Aye</b> Duane	<b>Aye</b> Espada	<b>Aye</b> Farley
<b>Aye</b> Flanagan	<b>Aye</b> Foley	<b>Aye</b> Fuschillo	<b>Aye</b> Golden
<b>Aye</b> Griffo	<b>Aye</b> Hannon	<b>Aye</b> Hassell-Thompson	<b>Aye</b> Huntley
<b>Aye</b> Johnson C	<b>Exc</b> Johnson O	<b>Aye</b> Klein	<b>Aye</b> Krueger
<b>Exc</b> Kruger	<b>Aye</b> Lanza	<b>Aye</b> Larkin	<b>Aye</b> LaValle
<b>Aye</b> Leibell	<b>Aye</b> Libous	<b>Aye</b> Little	<b>Aye</b> Marcellino
<b>Aye</b> Maziarz	<b>Aye</b> McDonald	<b>Aye</b> Monserrate	<b>Aye</b> Montgomery
<b>Aye</b> Morahan	<b>Aye</b> Nozzolio	<b>Aye</b> Onorato	<b>Aye</b> Oppenheimer
<b>Aye</b> Padavan	<b>Aye</b> Parker	<b>Aye</b> Perkins	<b>Aye</b> Ranzenhofer
<b>Aye</b> Robach	<b>Aye</b> Saland	<b>Aye</b> Sampson	<b>Aye</b> Savino
<b>Aye</b> Schneiderman	<b>Aye</b> Serrano	<b>Aye</b> Seward	<b>Aye</b> Skelos
<b>Aye</b> Smith	<b>Exc</b> Squadron	<b>Aye</b> Stachowski	<b>Aye</b> Stavisky
<b>Aye</b> Stewart-Cousins	<b>Aye</b> Thompson	<b>Aye</b> Valesky	<b>Aye</b> Volker
<b>Aye</b> Winner	<b>Aye</b> Young		

---

[Go to Top of Page](#)

06/22/09 A8329 Assembly Vote Yes: 139 No : 2

<b>Yes</b> Abbate	<b>Yes</b> Alessi	<b>Yes</b> Alfano	<b>Yes</b> Amedore
<b>ER</b> Arroyo	<b>Yes</b> Aubry	<b>Yes</b> Bacalles	<b>No</b> Ball
<b>Yes</b> Barclay	<b>Yes</b> Barra	<b>Yes</b> Barron	<b>Yes</b> Benedetto
<b>Yes</b> Benjamin	<b>Yes</b> Bing	<b>Yes</b> Boyland	<b>Yes</b> Boyle
<b>Yes</b> Bradley	<b>Yes</b> Brennan	<b>Yes</b> Brodsky	<b>Yes</b> Brook-Krasny
<b>Yes</b> Burling	<b>Yes</b> Butler	<b>Yes</b> Cahill	<b>Yes</b> Calhoun
<b>Yes</b> Camara	<b>Yes</b> Canestrari	<b>Yes</b> Carrozza	<b>Yes</b> Castro
<b>Yes</b> Christensen	<b>Yes</b> Clark	<b>Yes</b> Colton	<b>Yes</b> Conte
<b>Yes</b> Cook	<b>Yes</b> Corwin	<b>Yes</b> Crespo	<b>Yes</b> Crouch
<b>Yes</b> Cusick	<b>Yes</b> Cymbrowitz	<b>Yes</b> DelMonte	<b>Yes</b> DenDekker
<b>Yes</b> Destito	<b>Yes</b> Dinowitz	<b>Yes</b> Duprey	<b>Yes</b> Eddington
<b>Yes</b> Englebright	<b>Yes</b> Errigo	<b>Yes</b> Espaillat	<b>Yes</b> Farrell
<b>Yes</b> Fields	<b>Yes</b> Finch	<b>Yes</b> Fitzpatrick	<b>Yes</b> Gabryszak
<b>Yes</b> Galef	<b>Yes</b> Gantt	<b>Yes</b> Gianaris	<b>Yes</b> Gibson
<b>Yes</b> Giglio	<b>Yes</b> Glick	<b>Yes</b> Gordon	<b>Yes</b> Gottfried
<b>Yes</b> Gunther A	<b>Yes</b> Hawley	<b>Yes</b> Hayes	<b>Yes</b> Heastie
<b>ER</b> Hevesi	<b>ER</b> Hikind	<b>Yes</b> Hooper	<b>Yes</b> Hoyt
<b>Yes</b> Hyer-Spencer	<b>Yes</b> Jacobs	<b>Yes</b> Jaffee	<b>Yes</b> Jeffries
<b>Yes</b> John	<b>Yes</b> Jordan	<b>Yes</b> Kavanagh	<b>Yes</b> Kellner
<b>Yes</b> Kolb	<b>Yes</b> Koon	<b>Yes</b> Lancman	<b>Yes</b> Latimer
<b>Yes</b> Lavine	<b>Yes</b> Lentol	<b>Yes</b> Lifton	<b>Yes</b> Lopez P
<b>Yes</b> Lopez V	<b>Yes</b> Lupardo	<b>Yes</b> Magee	<b>Yes</b> Magnarelli
<b>Yes</b> Maisel	<b>ER</b> Markey	<b>Yes</b> Mayersohn	<b>Yes</b> McDonough
<b>Yes</b> McEneny	<b>Yes</b> McKevitt	<b>Yes</b> Meng	<b>Yes</b> Miller
<b>Yes</b> Millman	<b>Yes</b> Molinaro	<b>Yes</b> Morelle	<b>Yes</b> Nolan
<b>Yes</b> Oaks	<b>Yes</b> O'Donnell	<b>Yes</b> O'Mara	<b>Yes</b> Ortiz
<b>Yes</b> Parment	<b>Yes</b> Paulin	<b>ER</b> Peoples	<b>Yes</b> Peralta
<b>ER</b> Perry	<b>Yes</b> Pheffer	<b>Yes</b> Powell	<b>Yes</b> Pretlow
<b>Yes</b> Quinn	<b>Yes</b> Rabbitt	<b>Yes</b> Raia	<b>Yes</b> Ramos
<b>Yes</b> Reilich	<b>Yes</b> Reilly	<b>Yes</b> Rivera J	<b>ER</b> Rivera N
<b>Yes</b> Rivera P	<b>Yes</b> Robinson	<b>Yes</b> Rosenthal	<b>Yes</b> Russell
<b>Yes</b> Saladino	<b>Yes</b> Sayward	<b>ER</b> Scarborough	<b>Yes</b> Schimel
<b>Yes</b> Schimminger	<b>Yes</b> Schroeder	<b>Yes</b> Scozzafava	<b>ER</b> Seminerio
<b>Yes</b> Skartados	<b>Yes</b> Spano	<b>Yes</b> Stirpe	<b>Yes</b> Sweeney
<b>Yes</b> Tedisco	<b>Yes</b> Thiele	<b>Yes</b> Titone	<b>No</b> Titus
<b>Yes</b> Tobacco	<b>Yes</b> Towns	<b>Yes</b> Townsend	<b>Yes</b> Walker
<b>Yes</b> Weinstein	<b>Yes</b> Weisenberg	<b>Yes</b> Weprin	<b>Yes</b> Wright
<b>Yes</b> Zebrowski K	<b>Yes</b> Mr. Speaker		

---

Chap Eff document not available

---

**CHAPTER TEXT:**

LAWS OF NEW YORK, 2009

CHAPTER 401

AN ACT to authorize the commissioner of general services to transfer and convey certain land to the Kings Park fire district

Became a law August 26, 2009, with the approval of the Governor.

Passed by a two-thirds vote.

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 to transfer and convey to the Kings Park Fire District in consideration of one dollar and upon such other conditions as the commissioner may deem proper, approximately 2.68 acres of land that were part of the former Kings Park Psychiatric Center.

§ 2. The lands authorized by this act to be transferred and conveyed are as follows:

ALL that certain piece or parcel of land, situate in the Town of Smithtown, County of Suffolk, State of New York, being more particularly bound and described as follows:

The parcel is approximately 2.68 acres and lies on the western side of St. Johnland Road, described as follows: starting at the point of beginning approximately 375 feet southeast of the intersection of Kings Park Boulevard and St. Johnland Road, running approximately 400 feet southwest along what is now known as East 4th Street; then running approximately 300 feet southeast; then running approximately 450 feet northeast to the boundary of St. Johnland Road; then running approximately 300 feet northwest along St. Johnland Road to the point of beginning.

§ 3. The description in section two of this act of the land to be conveyed is not intended to be a legal description but is intended to identify the parcel to be conveyed. As a condition of the purchase, the Kings Park Fire District shall 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 application is made by the Kings Park Fire District within 1 year after the effective date of this act.

§ 5. Any lands transferred pursuant to this act shall be used exclusively for the purposes of the Kings Park Fire District to construct a fire district substation and upon termination of such use title to the lands so transferred shall revert to the state of New York.

§ 6. This act shall take effect immediately.

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

CHAP. 401

2

The Legislature of the STATE OF NEW YORK ss:

Pursuant to the authority vested in us by section 70-b of the Public Officers Law, we hereby jointly certify that this slip copy of this session law was printed under our direction and, in accordance with such

section, is entitled to be read into evidence.

MALCOLM A. SMITH  
Temporary President of the Senate

SHELDON SILVER  
Speaker of the Assembly

---