

**HOME RULE MESSAGE NO. 1 -2019, REQUESTING THE  
NEW YORK STATE LEGISLATURE TO ENACT LEGISLATION  
AUTHORIZING THE ALIENATION AND CONVEYANCE OF  
CERTAIN PARCELS PARKLAND (SENATE BILL NO. S.2859  
AND ASSEMBLY BILL NO. A.5716)**

**WHEREAS**, legislation has been introduced in the New York State Legislature that would authorize the alienation and conveyance of certain parkland to facilitate the placement and operation of a sewer pump stations; and

**WHEREAS**, the legislation before the New York State Legislature requires the Town of Smithtown to dedicate an amount equal to or greater than the fair market value of parklands being discontinued towards the acquisition of new parklands and/or towards capital improvements to existing parkland and recreational facilities; and

**WHEREAS**, the Town of Smithtown Town Board has approved a Home Rule Request in support of New York State Senate Bill No. S.2859 and Assembly Bill No. A.5716; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that this Legislature, in accordance with the provisions of Section 40 of the NEW YORK MUNICIPAL HOME RULE LAW, and joining with the County Executive, hereby finds and declares that the facts recited in the above WHEREAS clauses establish the necessity for the enactment of Senate Bill S.2859 and Assembly Bill A.5716 (copies of which are attached hereto) which authorize the alienation and conveyance of certain parkland; and be it further

**2<sup>nd</sup>** **RESOLVED**, that the Clerk of this Legislature is hereby directed to forward copies of this Resolution to Governor Andrew M. Cuomo; to the Majority Leader of the New York State Senate Andrea Stewart-Cousins; to the Speaker of the New York State Assembly Carl Heastie; to the Minority Leaders of the New York State Senate and the New York State Assembly; and to each member of the Long Island delegation to the New York State Legislature.

DATED: March 5, 2019