

**WHEREAS**, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated June 4, 2024, advised that By Town Board Resolution No. 174-2024, adopted February 27, 2024, the Town Board authorized a mutual exchange of the property, currently owned by New York State, located at West End Avenue, Oyster Bay, New York 11771, more particularly described on the Nassau County Land and Tax Map as Section 27, Block A, Lots 5 and 35, consisting of approximately 1.685 acres (“Western Waterfront”), with the Town’s property located at the intersection of Route 107 and Meadowbrook Club Road, Jericho, New York 11753, more particularly described on the Nassau County Land and Tax Map as Section 17, Block 11, Lot 55, consisting of approximately 8.33 acres of vacant land (“Underhill Preserve”); and

**WHEREAS**, said exchange of properties will yield mutually beneficial results to both parties. The Town’s acquisition of Western Waterfront from the DEC will give the Town complete jurisdiction over the entire Western Waterfront area, thus eliminating the December 26, 2012, license agreement, which granted the Town a license to use, occupy and manage the property license agreement, and eliminating the management guidelines imposed by said agreement. Moreover, the DEC’s acquisition of Underhill Preserve from the Town will give the DEC land that it could use as a staging area for the hiking trails in the vicinity, and necessary parkingthe District Courts are frequently backlogged and oftentimes it can take a year or more to prosecute and settle violations of local laws, codes, and ordinances; and

**WHEREAS**, the Town of Oyster Bay desires a Home Rule Message to request the State of New York to authorize the Town of Oyster Bay to discontinue as parklands and convey such parkland to the Department of Environmental Conservation; and

Reviewed By  
Office of Town Attorney

*Elizabeth A. Faughnan*

*File*

**WHEREAS**, New York State Assembly Bill No. A.10139A, will authorize the Town of Oyster Bay to discontinue as parklands and convey such parkland to the Department of Environmental Conservation, subject to the terms and conditions set forth therein;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Oyster Bay hereby supports and requests the passage of New York State Assembly Bill No. A.10139A, which would authorize the Town of Oyster Bay to discontinue as parklands and convey such parkland to the Department of Environmental Conservation, subject to the terms and conditions set forth therein; and be it further

**RESOLVED**, that the Clerk of the Town of Oyster Bay is hereby directed to forward copies of this Resolution to Governor Kathy Hochul; to the Majority Leader of the New York State Senate Andrea Stewart-Cousins; to the Speaker of the New York 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; and be it further

**RESOLVED**, that the Clerk of the Town of Oyster Bay is hereby authorized and directed to execute and provide the required Home Rule Request form, and all other documents necessary to effectuate this resolution.

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The foregoing resolution was declared adopted after a poll of the members of the Board; the vote being recorded as follows:

Supervisor Saladino	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent
Councilwoman Maier	Aye
Councilwoman Walsh	Aye

**WHEREAS**, Frank M. Scalera, Town Attorney, and Elizabeth A. Faughnan, Deputy Town Attorney, by memorandum dated June 4, 2024, advised that By Town Board Resolution No. 174-2024, adopted February 27, 2024, the Town Board authorized a mutual exchange of the property, currently owned by New York State, located at West End Avenue, Oyster Bay, New York 11771, more particularly described on the Nassau County Land and Tax Map as Section 27, Block A, Lots 5 and 35, consisting of approximately 1.685 acres (“Western Waterfront”), with the Town’s property located at the intersection of Route 107 and Meadowbrook Club Road, Jericho, New York 11753, more particularly described on the Nassau County Land and Tax Map as Section 17, Block 11, Lot 55, consisting of approximately 8.33 acres of vacant land (“Underhill Preserve”); and

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Reviewed By  
Office of Town Attorney

*Elizabeth A. Faughnan*

*ms*

**WHEREAS**, New York State Senate Bill No. S.9332A, will authorize the Town of Oyster Bay to discontinue as parklands and convey such parkland to the Department of Environmental Conservation, subject to the terms and conditions set forth therein,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Oyster Bay hereby supports and requests the passage of New York State Senate Bill No. S.9332A, which would authorize the Town of Oyster Bay to discontinue as parklands and convey such parkland to the Department of Environmental Conservation, subject to the terms and conditions set forth therein; and be it further

**RESOLVED**, that the Clerk of the Town of Oyster Bay is hereby directed to forward copies of this Resolution to Governor Kathy Hochul; to the Majority Leader of the New York State Senate Andrea Stewart-Cousins; to the Speaker of the New York 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; and be it further

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Supervisor Saladino	Absent
Councilwoman Johnson	Aye
Councilman Imbroto	Aye
Councilman Hand	Aye
Councilman Labriola	Absent
Councilwoman Maier	Aye
Councilwoman Walsh	Aye