

CHAPTER 61

AN ACT to authorize the formation of a park district in the town of Southold, Suffolk county, to acquire lands for park purposes and to issue bonds therefor.

Became a law March 20, 1924, with the approval of the Governor. Passed, three-fifths being present

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

Section 1. The town board of the town of Southold in Suffolk county, New York, on the written verified petition of the taxable inhabitants of the real property hereinafter described whose names appear on the last preceding assessment roll of such town as owning or representing more than one-half of the taxable property within such territory, or as owning or representing more than one-half of the taxable property owned by the residents thereof, may establish a park district for the acquisition, holding and owning of land in such town, for park purposes, and within the following described boundaries:

Beginning at the point where the Riverhead-Southold town line touches Long Island sound southerly on said line its full length to Peconic bay, thence easterly along said bay to the eastern boundary of school district number nine, thence northerly along said school district line to the property of the Long Island railroad, thence northerly on a line bounded on the east by lands of G. B. Tuthill, H. S. Tuthill, Annie Rutinowski and Anton Bakowski to Long Island sound and thence westerly to the point or place of beginning.

§2. When such park district has been established in the manner above provided, the legal voters thereof may elect three residents thereof to be the park commissioners, one of whom may be a female over twenty-one years of age, for a term of one, two, and three years respectively; and may also elect a treasurer in such park district for a term of three years, who shall be entitled to receive and have custody of the funds of the district and pay out the same for the purposes herein provided for, on the order of the park commissioners,

which treasurer, before entering upon the duties of his office shall give such security as the board of park commissioners may require.

§3. The first election of such park commissioners and treasurer shall be called by the clerk of the town of Southold, within thirty days from the formation of said district by the posting of notices conspicuously of such election in at least four of the most public places in said district and publishing the same in a newspaper published therein for two weeks immediately preceding such election.

§4. All subsequent elections shall be called in the same manner by the clerk of the town of Southold, not less than thirty days prior to the expiration of the term of office of any such commissioners or of the treasurer; special elections to fill any vacancies shall be called in the same manner, within thirty days after any such vacancies shall occur; all elections for commissioners and treasurer shall be by ballot.

§5. Such district shall be known by the name of the Mattituck park district, and said park commissioners may acquire by purchase land within the boundaries above described from the owner or owners thereof. Upon the acquisition of such land said park commissioners shall cause the same to be laid out and improved as a public park, which shall be free to the use of the public, subject only to proper regulations adopted by the park commissioners governing such use. For the acquisition and improvement of such land, the park commissioners may issue and sell bonds of said park district in an amount not exceeding the sum of twenty thousand dollars, in the manner hereinafter provided.

§6. Bonds issued under authority conferred by this act shall be signed by the park commissioners and attested by the town clerk. Such bonds shall become due within twenty years from the date of issue and shall be so issued as to provide for the payment of the indebtedness in equal annual instalments. They shall bear interest at a rate not exceeding five per centum per annum, and shall be sold for not less than their par value. They shall be sold on sealed proposals or at public auction upon notice published in a newspaper printed in the town, and posted in at least five public places in said park district, at least ten days before the sale, to the person who will take them at the lowest rate of

interest. Such bonds shall be consecutively numbered from one to the highest number issued and the town clerk shall keep a record of the number of each bond, its date, amount, rate of interest, when and where payable, and the purchaser thereof or the person to whom they are issued.

§7. Said park commissioners shall have power to make any and all contracts within the appropriation voted by the resident taxpayers of the said park district for the purpose of carrying out the authorization and powers herein granted. Whenever the park Meetings of commissioners in said park district shall submit a request in writing for an appropriation of any sum of money for the purposes herein authorized, the clerk of the town of Southold shall call a meeting of the resident taxpayers of said district for the purpose of voting upon the question of appropriating such money; such meeting to be called by a notice posted conspicuously in at least four of the most public places of said park district, and published in a newspaper published therein, for two weeks next before the holding of any such meeting, which notice shall state the time, place, and purpose of the meeting.

§8. At any such meeting, such resident taxpayers may appropriate the amount requested by said park commissioners or any less amount, and when any such appropriation is made, the amount appropriated and also such amount as shall be necessary to pay the instalment due on the bonds hereinbefore authorized to be issued, and the annual interest due on said bonds, shall be assessed, levied and collected on such park district in the same manner, at the same time, and by the same officers as the taxes of the town of Southold are assessed, levied and collected and when collected, shall be paid over immediately by the supervisor of the town to the treasurer of the said park district; and the town shall be responsible for any and all sums so collected until the same shall be paid over to such treasurer. No person whose property has been assessed and who has paid the amount levied, or so much thereof as is due and payable, shall thereafter be assessed or compelled to pay any part of the cost of establishing any other park in the town of Southold.

§9. This act shall take effect immediately.