S T A T E O F N E W Y O R K

4544--A

Cal. No. 567

2013-2014 Regular Sessions

I N S E N A T E

April 10, 2013

Introduced by Sens. AVELLA, SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the environmental conservation law, in relation to requiring the department of environmental conservation to notify the community boards of New York city of any new brownfield site cleanups within such community board's boundaries

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 3 of section 27-1405 of the environmental conservation law, as added by section 1 of part A of chapter 1 of the laws of 2003, is amended to read as follows:

3. "Brownfield site contact list" shall mean a list of persons, government agencies, groups, or organizations, including, but not limited to the chief executive officer and zoning board of each county, city, town and village in which such site is located, the public water supplier which serves the area in which such site is located, any site residents, any person who has requested to be placed on the site contact list, [and] the administrator of any school or day care facility located on the site for the purposes of posting and/or dissemination at the facility *AND ANY COMMUNITY BOARD LOCATED IN A CITY WITH A POPULATION OF ONE MILLION OR MORE OF ANY NEW BROWNFIELD SITE CLEANUPS LOCATED WITHIN SUCH COMMUNITY BOARD'S BOUNDARIES*. For the purposes of this section "water supplier" means any public water system as such term is defined for the purposes of the sanitary code of the state of New York as authorized by section two hundred twenty-five of the public health law. Provided, however, that where the site or adjacent real property contains multiple dwelling units, the applicant shall work with the

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

LBD09317-02-3

department to develop an alternative method for providing such notice in lieu of mailing to each individual.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.