

STATE OF NEW YORK

7774

2021-2022 Regular Sessions

IN ASSEMBLY

May 21, 2021

Introduced by M. of A. EPSTEIN -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to requiring local solid waste management plans to allow composting facilities to operate in public recreational areas located in a city with a population of one million or more

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

1 Section 1. Subparagraphs (vi) and (vii) of paragraph (b) of subdivision 1 of section 27-0107 of the environmental conservation law, as added by chapter 70 of the laws of 1988, are amended and a new subparagraph (viii) is added to read as follows:

2 (vi) describe the participation in the preparation of the plan of each municipality which has chosen to participate in such preparation; ~~[and]~~

3 (vii) describe (A) measures undertaken by the municipalities participating in the planning unit to secure participation of neighboring jurisdictions, (B) the limitations, if any, imposed by the proposed plan on solid waste management alternatives available to such neighboring jurisdictions, and (C) alternatives which would be available if a local solid waste management plan including such jurisdictions were prepared. Specific written suggestions received from neighboring jurisdictions shall be summarized and reflected in the plan; and

4 (viii) in a city with a population of one million or more, a plan for allowing composting facilities for the purpose of community composting registered with the department of environmental conservation to engage in the composting of waste in public recreational areas such as parks, zoos and botanical gardens located within such cities. Such plan shall allow such composting facilities to operate in such public recreational areas without violating any laws or restrictions relating to the alienation of parklands.

5 § 2. This act shall take effect immediately.

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

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