

2653

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 21, 2009

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Introduced by M. of A. CUSICK, TOBACCO, HYER-SPENCER, TITONE -- read  
once and referred to the Committee on Transportation

AN ACT to amend the highway law, in relation to transferring certain  
land to the city of New York department of parks and recreation and  
the department of environmental conservation and designating such  
lands as parklands

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

1     Section 1. Section 349-f of the highway law, as amended by chapter 453  
2     of the laws of 2008, is amended to read as follows:  
3     S 349-f. New York city routes. The following existing or proposed main  
4     routes or thoroughfares, are designated herein, as aforesaid, viz.:  
5     New England thruway from the Westchester county line to Bruckner  
6     expressway; Bruckner expressway from New England thruway to Robert F.  
7     Kennedy bridge approach; Hutchinson river parkway from the Westchester  
8     county line to the Bronx-Whitestone bridge approach; Bronx river parkway  
9     from the Westchester county line to Bruckner expressway; Henry Hudson  
10    parkway from the Westchester county line to Miller highway excepting the  
11    Henry Hudson bridge, provided that no portion of this route from West  
12    Seventy-second street to the Cross Bronx expressway shall be constructed  
13    or reconstructed so as to encroach in any way on or over any land mapped  
14    or used for park purposes except for such temporary encroachment of no  
15    more than ten feet in width from seventy-third street to seventy-sixth  
16    street as may be essential during and for the purpose of reconstruction  
17    or repair of the existing roadway following which there shall be full  
18    restoration of park land; Major Deegan expressway from the Robert F.  
19    Kennedy bridge to Central Park avenue at the Westchester county line  
20    together with a connection to Broadway and along Broadway to Manhattan  
21    college parkway; Cross Bronx expressway from George Washington bridge  
22    approach to Throgs Neck bridge; Throgs Neck expressway from Bruckner  
23    expressway to Throgs Neck bridge; Arthur V. Sheridan expressway from

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

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1 Cross-Bronx expressway to Bruckner expressway; Mosholu parkway from  
2 Henry Hudson parkway to Bronx river parkway; Bronx and Pelham parkway  
3 from Bronx river parkway to New England thruway; Boston road from Bronx  
4 and Pelham parkway to New England thruway; Miller highway from Henry  
5 Hudson parkway to the Brooklyn Battery tunnel; and from Brooklyn Battery  
6 tunnel to Brooklyn-Queens expressway; Franklin D. Roosevelt drive from  
7 the Brooklyn Battery tunnel to Robert F. Kennedy bridge approach; Harlem  
8 river drive from Robert F. Kennedy bridge approach to George Washington  
9 bridge approach; Belt parkway including Gowanus parkway to Third avenue  
10 and Sixtieth street, Leif Erikson drive to Knapp street, Shore parkway,  
11 Belt parkway, Southern parkway and Cross Island parkway from Brooklyn  
12 Battery tunnel to Bronx-Whitestone bridge approach; Nassau expressway  
13 from Southern parkway to the Nassau county line; Brooklyn-Queens  
14 expressway from Gowanus expressway to Grand Central parkway; Prospect  
15 expressway from Gowanus expressway to Ocean parkway; Ocean parkway from  
16 Prospect expressway to Shore parkway; Interborough parkway from Grand  
17 Central Parkway to Belt parkway; Gowanus expressway from the Verrazano-  
18 Narrows bridge to Third avenue at Gowanus parkway; Third Avenue from  
19 Gowanus expressway to Hamilton avenue; Hamilton Avenue from Third Avenue  
20 to Brooklyn Battery tunnel; Queens boulevard from Queensborough bridge  
21 approach to Van Wyck expressway; Van Wyck expressway from Whitestone  
22 expressway, including a connection to Grand Central parkway, to John F.  
23 Kennedy international airport; Woodhaven boulevard from Queens boulevard  
24 to Cross Bay parkway bridge northerly approach; Cross Bay parkway from  
25 Cross Bay bridge southerly approach to Short Front parkway; Shore Front  
26 parkway from Cross Bay parkway generally along the shore line of the  
27 Atlantic ocean to the Nassau expressway at the Nassau county line;  
28 Queens-Midtown expressway from Queens-Midtown tunnel approach to Queens  
29 Boulevard; Horace Harding expressway from Queens Boulevard to the Nassau  
30 county line; a connection between Brooklyn-Queens expressway and North-  
31 ern boulevard in the vicinity of Grand Central parkway; Grand Central  
32 parkway from Robert F. Kennedy bridge approach to Nassau county line;  
33 Whitestone expressway from Bronx-Whitestone bridge approach to Van Wyck  
34 expressway and continuing to Grand Central parkway; Clearview expressway  
35 from Throgs Neck bridge to Nassau expressway; Richmond parkway from  
36 [Staten Island expressway to] THE Outerbridge crossing approach TO LA  
37 TOURETTE PARK AT RICHMOND AVENUE; Staten Island expressway from Goethals  
38 bridge to the Verrazano-Narrows bridge with a connection to Bayonne  
39 bridge; [Willowbrook parkway from Staten Island expressway to Great  
40 Kills park;] West Shore expressway from Staten Island expressway to  
41 Outerbridge crossing; Shore Front drive northerly from the terminus of  
42 West Shore expressway at Staten Island expressway, thence generally  
43 along the shore lines of Kill Van Kull, the Narrows, Lower New York bay  
44 and Raritan bay to the approach to Outerbridge crossing.

45 S 2. All right, title and interest in property as defined in the high-  
46 way law as the Willowbrook Parkway from Victory Boulevard to Great Kills  
47 Park at Hylan Boulevard, shall be vested in the City of New York,  
48 Department of Parks and Recreation.

49 S 3. All right, title and interest in property as defined in the high-  
50 way law as the Richmond Parkway from a point 60 feet south of the Staten  
51 Island expressway to Manor Road, shall be vested in the City of New  
52 York, Department of Parks and Recreation.

53 S 4. All right, title and interest in property as defined in the high-  
54 way law as the Richmond Parkway from Manor Road to Richmond Avenue,  
55 shall be vested in the City of New York, Department of Parks and Recre-  
56 ation.

1 S 5. The parcels defined in sections two, three and four of this act  
2 shall be used for park purposes, shall not be used for transportation  
3 purposes and shall not be sold, leased, exchanged, donated or otherwise  
4 disposed of or used for other than public park purposes without the  
5 express authority of an act of the legislature, which shall provide for  
6 the substitution of other lands of equal environmental value and fair  
7 market value and reasonably equivalent usefulness and location to those  
8 to be discontinued, sold or disposed of, and such other requirements as  
9 shall be approved by the New York City commissioner of parks and recre-  
10 ation, and the commissioner of the department of environmental conserva-  
11 tion.

12 S 6. There shall be set aside a sum of money equal to the cost of  
13 constructing the parkways that are herein de-mapped, to be used for  
14 highway and road improvement or transit purposes in the borough of  
15 Staten Island, on application of the city of New York, the state depart-  
16 ment of transportation, the metropolitan transportation authority or the  
17 Port Authority of New York and New Jersey, as the case may be. The  
18 projects may include, but shall not be limited to: the construction of  
19 turning lanes and intersection improvements at the intersection of Ocean  
20 Terrace and Todt Hill Road; the extension of the eastbound service road  
21 of the Staten Island Expressway from Manor Road to Renwick Avenue; or  
22 the construction of a connector from the Korean War Veterans Parkway to  
23 Richmond Avenue.

24 S 7. Nothing in this act shall prevent the city of New York from  
25 making application to the legislature for approval of an exchange of  
26 adjacent property owned by the city of New York of equivalent size and  
27 value on Rockland Avenue between Brielle Avenue and Richmond Road, for  
28 such improvement of Rockland Avenue as the city of New York may author-  
29 ize consistent with any and all land use review and applicable state  
30 law.

31 S 8. This act shall take effect immediately.