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

698

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. HOYT, SCHROEDER -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to enacting the Erie county compact act

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

Section 1. Legislative findings. The legislature finds that the economic challenges including urban population decline and urban disinvestment in Erie county require a maximum effort be made to bring about efficiencies in land use patterns, transportation and economic revitalization. The legislature further finds that these efficiencies need to be based on advancing common interests throughout Erie county between and amongst the local governments thereof and that advancing these common interests will benefit the public welfare of all the citizens of Erie county and the state.

S 2. Short title. This act shall be known and may be cited as the "Erie county compact act".

S 3. Article 5-G of the general municipal law is amended by adding a new section 119-oooo to read as follows:

S 119-OOOO. ERIE COUNTY COMPACT. 1. AS USED IN THIS SECTION, THE TERM:

A. "COUNTY" SHALL MEAN ERIE COUNTY.

B. "COUNTY EXECUTIVE" SHALL MEAN THE COUNTY EXECUTIVE OF ERIE COUNTY.

C. "COMPACT" SHALL MEAN THE COUNTYWIDE COMPACT PLAN CREATED PURSUANT TO THIS SECTION.

D. "CORPORATION" SHALL MEAN THE NOT-FOR-PROFIT CORPORATION CREATED PURSUANT TO SUBDIVISION TWO OF THIS SECTION.

E. "PARTICIPATING COMMUNITIES" SHALL MEAN THE COUNTY AND ALL CITIES, TOWNS AND VILLAGES THAT HAVE RATIFIED AND ADOPTED THE COMPACT.

2. THE COUNTY EXECUTIVE OF ERIE COUNTY SHALL CONVENE THE MAYORS AND SUPERVISORS OF THE CITIES, TOWNS AND VILLAGES WITHIN THE COUNTY. THE

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

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COUNTY EXECUTIVE AND SUCH OFFICERS SHALL ORGANIZE THROUGH CREATION OF A NOT-FOR-PROFIT CORPORATE ENTITY TO PREPARE, OR CAUSE TO BE PREPARED WITHIN EIGHTEEN MONTHS IMMEDIATELY FOLLOWING THE EFFECTIVE DATE OF THIS SECTION, A COUNTYWIDE COMPACT PLAN. INITIALLY, THE MEMBERS OF THE CORPORATION SHALL BE THE COUNTY EXECUTIVE AND THE MAYORS AND TOWN SUPERVISORS OF EACH OF THE CITIES, TOWNS AND VILLAGES WITHIN ERIE COUNTY. THE GOVERNOR SHALL APPOINT ONE NON-VOTING MEMBER TO THE CORPORATION. UPON APPROVAL OF THE COMPACT THE MEMBERS OF THE CORPORATION SHALL BE THE COUNTY EXECUTIVE AND THE MAYORS AND TOWN SUPERVISORS OF THE CITIES, TOWNS AND VILLAGES THAT HAVE PARTICIPATING COMMUNITY STATUS. THE PRESIDENT OF THE CORPORATION SHALL BE THE COUNTY EXECUTIVE OF ERIE COUNTY AND THE VICE-PRESIDENT SHALL BE THE MAYOR OF THE CITY OF BUFFALO. NO MEMBER, OFFICER OR EMPLOYEE OF THE CORPORATION SHALL BE DISQUALIFIED FROM HOLDING ANY OTHER PUBLIC OFFICE OR EMPLOYMENT, NOR SHALL HE OR SHE FORFEIT ANY SUCH OFFICE OR EMPLOYMENT BY REASON OF HIS OR HER MEMBERSHIP IN THE CORPORATION, NOTWITHSTANDING THE PROVISIONS OF ANY GENERAL, SPECIAL OR LOCAL LAW, ORDINANCE OR CITY CHARTER.

3. THE COMPACT SHALL BE DESIGNED TO:

A. ACCELERATE THE COUNTY'S ECONOMY THROUGH A UNIFIED ECONOMIC DEVELOPMENT PROGRAM;

B. INTEGRATE LAND USE AND TRANSPORTATION PLANNING AND DEVELOPMENT IN ORDER TO FACILITATE AND ACCOMMODATE REGIONAL GROWTH IN A SUSTAINABLE AND EQUITABLE WAY IN APPROPRIATE PATTERNS OF RESIDENTIAL, COMMERCIAL, AGRICULTURAL AND INDUSTRIAL DEVELOPMENT AND REDEVELOPMENT;

C. FACILITATE THE AVAILABILITY OF AFFORDABLE HOUSING AND MIXED INCOME HOUSING LOCATED WITH PEDESTRIAN AND TRANSIT ACCESS TO COMMUNITY AND COMMERCIAL ACTIVITIES; AND

D. IMPLEMENT THE STATE'S QUALITY COMMUNITY GOALS, AS APPROPRIATE, FOR ALL COMMUNITIES IN THE COUNTY.

4. A. THE COMPACT SHALL ADDRESS, PROVIDE FOR AND INCLUDE BUT NOT BE LIMITED TO, THE FOLLOWING:

(1) STATEMENT OF OBJECTIVES, POLICIES AND STANDARDS AS THEY PERTAIN TO THE PURPOSES OF THIS SECTION.

(2) IDENTIFICATION AND MAPPING OF CRITICAL RESOURCE AREAS, INCLUDING BUT NOT LIMITED TO, ECOLOGICALLY FRAGILE LANDS, SIGNIFICANT SHORE LANDS OF LAKES AND STREAMS, FRESHWATER WETLANDS, GROUNDWATER, WILDLIFE HABITATS, UNIQUE SCENIC AND HISTORIC FEATURES AND RARE OR VALUABLE ECOSYSTEMS AND GEOLOGICAL FORMATIONS.

(3) IDENTIFICATION OF LAND SUITABLE FOR AGRICULTURAL USE OR SIGNIFICANT FOR OPEN SPACE PURPOSES.

(4) IDENTIFICATION OF LANDS FOR DEVELOPMENT OR REDEVELOPMENT SUITABLE FOR INDUSTRIAL, MANUFACTURING, OFFICE, COMMERCIAL OR OTHER ECONOMIC DEVELOPMENT USES.

(5) IDENTIFICATION AND LOCATION OF EXISTING AND CURRENTLY PLANNED MAJOR TRANSPORTATION, UTILITY AND COMMUNITY FACILITIES.

(6) IDENTIFICATION OF DEMOGRAPHIC INFORMATION FOR PURPOSES, INCLUDING BUT NOT LIMITED TO, IDENTIFYING SCHOOL, HOUSING, SOCIAL SERVICES AND OTHER NEEDS OF THE POPULATION OF THE COUNTY.

(7) IDENTIFICATION OF NEW, EXPANDED OR RESTORED PUBLIC INFRASTRUCTURE NECESSARY FOR MEETING THE PUBLIC NEEDS OF ALL ELEMENTS OF THE COUNTY AND A PROJECTS SCHEDULE FOR IMPLEMENTING THE PROVISION OF SUCH INFRASTRUCTURE.

(8) AN INTERGOVERNMENTAL COORDINATION AND CONSISTENCY COMPONENT ESTABLISHING PROCEDURES AND ACTIONS FOR STATE AND LOCAL PROGRAMS AND POLICIES TO BE COORDINATED TO ADVANCE THE PURPOSES OF THE COMPACT.

(9) IDENTIFICATION OF PROJECTS THAT ARE DEVELOPMENTS OF REGIONAL SIGNIFICANCE.

B. IN ADDITION, THE COMPACT SHALL HAVE THE FOLLOWING ELEMENTS:

(1) A FINANCIAL ELEMENT ANALYZING THE PUBLIC AND PRIVATE COSTS FOR IMPLEMENTING THE COMPACT INCLUDING DETAILED COSTS FOR INFRASTRUCTURE IMPROVEMENTS AND EQUITABLE SOURCES OF REVENUE FOR MEETING SUCH COSTS.

(2) A UNIFIED ECONOMIC DEVELOPMENT ELEMENT INCLUDING STANDARDS AND CRITERIA FOR PROVISION OF TAX AND SUBSIDY DEVELOPMENT INCENTIVES.

(3) A HOUSING ELEMENT PROVIDING FOR PUBLIC AND PRIVATE ACTIONS NECESSARY TO PROVIDE FAIR SHARE, MIXED INCOME HOUSING WITHIN THE COUNTY.

(4) MINIMUM LAND USE STANDARDS FOR ADOPTION OF THE COMPACT.

(5) GUIDELINES AND STANDARDS FOR REVIEW OF PROJECTS OF REGIONAL SIGNIFICANCE THAT BECAUSE OF THEIR CHARACTER, SCALE OR INTENSITY AND/OR LOCATION ARE SIGNIFICANT TO THE SUCCESSFUL IMPLEMENTATION OF THE COMPACT.

(6) RECOMMENDATIONS FOR LEGISLATION AT THE STATE, COUNTY OR MUNICIPAL LEVEL, AS MAY BE NECESSARY TO FULLY IMPLEMENT THE COMPACT.

5. NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, THE CORPORATION SHALL BE THE LEAD AGENCY FOR THE GENERIC ENVIRONMENTAL IMPACT STATEMENT FOR THE COMPACT.

6. IN PREPARATION OF THE COMPACT, THE CORPORATION SHALL:

A. CONSULT WITH APPROPRIATE OFFICIALS OF LOCAL, REGIONAL, STATE AND FEDERAL AGENCIES WITH JURISDICTION OR ACTIVITIES WITHIN THE COUNTY; AND

B. CONSULT WITH INTERESTED PROFESSIONAL, SCIENTIFIC, BUSINESS AND CIVIC ORGANIZATIONS.

7. WITHIN TWELVE MONTHS IMMEDIATELY FOLLOWING THE EFFECTIVE DATE OF THIS SECTION THE CORPORATION SHALL PUBLISH A DRAFT COMPACT AND GENERIC ENVIRONMENTAL IMPACT STATEMENT AND WITHIN THREE MONTHS OF SUCH PUBLICATION THE CORPORATION SHALL SUBMIT SUCH DOCUMENTS TO THE LOCAL LEGISLATIVE BODIES OF THE COUNTY AND EACH CITY, TOWN AND VILLAGE IN THE COUNTY AND HOLD NOT LESS THAN THREE INFORMATION MEETINGS IN DIFFERENT AREAS OF THE COUNTY. THE CORPORATION SHALL REVIEW COMMENTS THEREON, MAKE ANY APPROPRIATE CHANGES IN RESPONSE AND PREPARE A DRAFT SUPPLEMENTAL GENERIC ENVIRONMENTAL IMPACT STATEMENT AND FINAL GENERIC ENVIRONMENTAL IMPACT STATEMENT. THEREUPON THE CORPORATION SHALL SUBMIT A FINAL COMPACT TO THE LEGISLATIVE BODY OF THE COUNTY AND EACH CITY, TOWN AND VILLAGE FOR ITS RATIFICATION AND ADOPTION. FAILURE OF A LOCAL LEGISLATIVE BODY TO RATIFY AND ADOPT THE COMPACT WITHIN THREE MONTHS OF ITS FORMAL DELIVERY TO IT BY THE CORPORATION SHALL BE DEEMED TO BE A REJECTION OF THE COMPACT. UPON RATIFICATION AND ADOPTION BY THE COUNTY AND CITIES, TOWNS AND VILLAGES WITH TWO-THIRDS OF THE POPULATION OF THE COUNTY, THE COMPACT SHALL BE DEEMED ADOPTED AND IN FULL FORCE AND EFFECT. THE COUNTY AND CITIES, TOWNS AND VILLAGES RATIFYING AND ADOPTING THE COMPACT SHALL BE CONSIDERED PARTICIPATING COMMUNITIES WITH ALL RIGHTS AND RESPONSIBILITIES UNDER THIS SECTION AND THE COMPACT.

8. WITHIN THREE MONTHS OF THE EFFECTIVE DATE OF THE COMPACT, PARTICIPATING COMMUNITIES SHALL ADOPT AND AMEND AS NECESSARY LAND USE AND ZONING REGULATIONS, BY LOCAL LAW OR ORDINANCE, RULE OR REGULATION TO CONFORM THEIR LAND USE REGULATIONS TO THE COMPACT. SUCH ACTIONS SHALL NOT BE SUBJECT TO ARTICLE EIGHT OF THE ENVIRONMENTAL CONSERVATION LAW IF IT IS IN CONFORMANCE WITH THE CONDITIONS AND THRESHOLDS OF THE COMPACT. AT LEAST THIRTY DAYS BEFORE ADOPTION THEREOF, THE PARTICIPATING COMMUNITY SHALL SUBMIT THE PROPOSED LEGISLATIVE ACTION TO THE CORPORATION FOR REVIEW AND APPROVAL. WITHIN TEN DAYS OF RECEIPT OF SUCH PROPOSED REGULATIONS, THE CORPORATION SHALL REVIEW AND APPROVE SUCH PROPOSED ACTION, OR IF IT DOES NOT APPROVE SUCH PROPOSED ACTION, IT SHALL RETURN SUCH

PROPOSED ACTION WITH COMMENTS ON WHAT NEEDS TO BE DONE TO MAKE SUCH PROPOSED ACTION APPROVABLE. FOR EACH PARTICIPATING COMMUNITY, THE COMPACT SHALL BE DEEMED TO BE IMPLEMENTED UPON ADOPTION OF CORPORATION APPROVED LAND USE REGULATIONS. UPON FINDING THAT APPROVED LAND USE REGULATIONS HAVE BEEN CHANGED OR HAVE NOT BEEN IMPLEMENTED BY THE MUNICIPALITY IN A MANNER SUBSTANTIALLY CONSISTENT WITH THE COMPACT, THE CORPORATION SHALL WITHDRAW APPROVAL OF THE LAND USE REGULATIONS AND THE NON-COMPLYING MUNICIPALITY SHALL LOSE ITS PARTICIPATING COMMUNITY STATUS UNDER THIS SECTION. SUCH WITHDRAWAL OF APPROVAL SHALL NOT BE MADE BEFORE FOURTEEN DAYS AFTER THE CORPORATION HOLDS A PUBLIC HEARING IN THE AFFECTED MUNICIPALITY ON THE PROPOSED WITHDRAWAL. NOTICE OF SUCH HEARING SHALL BE PUBLISHED IN A NEWSPAPER WITH GENERAL CIRCULATION WITHIN SUCH AFFECTED MUNICIPALITY AND GIVEN BY REGISTERED MAIL TO THE AFFECTED SUPERVISOR OR MAYOR.

9. A. THE CORPORATION SHALL HAVE JURISDICTION TO REVIEW AND APPROVE ALL PROPOSED DEVELOPMENT OF REGIONAL SIGNIFICANCE AS IDENTIFIED IN THE COMPACT AND ANY OTHER DEVELOPMENT FOUND BY THE CORPORATION AFTER PETITION TO THE PRESIDENT OF THE CORPORATION TO HAVE SIGNIFICANT ADVERSE IMPACT ON PURPOSES AND IMPLEMENTATION OF THE COMPACT. ANY MEMBER OF THE CORPORATION MAY PETITION THE CORPORATION FOR THE CORPORATION TO ASSERT REVIEW JURISDICTION OVER A PROPOSED DEVELOPMENT WHICH IS NOT A PROJECT OF REGIONAL SIGNIFICANCE BUT HAS A SIGNIFICANT ADVERSE IMPACT ON THE PURPOSES OF THE COMPACT. IF THE CORPORATION BY MAJORITY VOTE ASSERTS JURISDICTION SUCH PROJECT OR ACTION SHALL BE SUBJECT TO REVIEW BY THE CORPORATION. FOR THE PURPOSES OF REVIEW AND IDENTIFICATION OF PROJECTS COMING UNDER THE JURISDICTION OF THE CORPORATION, THE COUNTY PLANNING OFFICE SHALL ADVISE THE CORPORATION WITH RESPECT TO SUCH PROPOSED DEVELOPMENT. TO THE FULLEST EXTENT POSSIBLE, THE CORPORATION SHALL CONSOLIDATE AND COORDINATE ITS REVIEW WITH THE APPROPRIATE LOCAL GOVERNMENT. AN APPLICANT FOR DEVELOPMENT OF REGIONAL SIGNIFICANCE OR FOR DEVELOPMENT OTHERWISE BEFORE THE CORPORATION SHALL APPLY TO THE CORPORATION FOR APPROVAL OF THE DEVELOPMENT. APPLICATIONS SHALL BE MADE TO THE CORPORATION ON FORMS AND IN SUCH MANNER AS THE CORPORATION SHALL DESIGNATE.

B. THE CORPORATION BY MAJORITY VOTE MUST MAKE A DECISION WITHIN ONE HUNDRED TWENTY DAYS OF THE RECEIPT OF A COMPLETE APPLICATION. IF THE CORPORATION FAILS TO MAKE A DECISION WITHIN ONE HUNDRED TWENTY DAYS, THE DEVELOPMENT SHALL BE DEEMED TO BE APPROVED BY THE CORPORATION, UNLESS EXTENDED BY MUTUAL AGREEMENT OF THE APPLICANT AND THE CORPORATION. THE CORPORATION MUST MAKE A DECISION WITHIN ONE HUNDRED TWENTY DAYS OF ASSERTING JURISDICTION OVER A PROJECT THAT IS BEFORE THE CORPORATION BASED ON THE PETITION BY A MEMBER OF THE CORPORATION. IF THE CORPORATION FAILS TO MAKE A DECISION WITHIN ONE HUNDRED TWENTY DAYS OF THE DATE OF ASSERTING JURISDICTION, THE DEVELOPMENT SHALL BE DEEMED TO BE APPROVED BY THE CORPORATION, UNLESS EXTENDED BY MUTUAL AGREEMENT OF THE APPLICANT AND THE CORPORATION.

10. THE FOLLOWING INCENTIVES SHALL APPLY TO PARTICIPATING COMMUNITIES:

A. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ACTIONS UNDER ARTICLE EIGHT OF THE ENVIRONMENTAL CONSERVATION LAW IN PARTICIPATING COMMUNITIES THAT ARE IN CONFORMANCE WITH THE CONDITIONS AND THRESHOLDS OF THE COMPACT AND GENERIC ENVIRONMENTAL IMPACT STATEMENT THEREOF SHALL REQUIRE NO FURTHER ENVIRONMENTAL IMPACT STATEMENT WITH RESPECT TO IMPACTS ADDRESSED IN SUCH GENERIC STATEMENT. FURTHER PROJECT-SPECIFIC COMPLIANCE WITH SUCH ARTICLE EIGHT MAY BE REQUIRED.

B. IN ADDITION TO OTHER MUNICIPAL EXEMPTIONS FOR LIABILITY UNDER SECTION THIRTEEN HUNDRED EIGHTY-NINE-E OF THE PUBLIC HEALTH LAW AND ANY OTHER PROVISIONS OF STATE LAW, NO PUBLIC CORPORATION THAT IS A PARTIC-

IPATING COMMUNITY SHALL INCUR ANY LIABILITY FROM ANY STATUTORY CLAIMS OF THE STATE AS AN OWNER OR OPERATOR OF A CONTAMINATED SITE, OR A PERSON RESPONSIBLE FOR THE DISPOSAL OF A HAZARDOUS SUBSTANCE AT SUCH SITE, IF SUCH PUBLIC CORPORATION ACQUIRED SUCH SITE INVOLUNTARILY OR VOLUNTARILY. THIS ADDITIONAL EXEMPTION SHALL NOT APPLY TO ANY PUBLIC CORPORATION THAT HAS CAUSED OR CONTRIBUTED TO THE RELEASE OR THREATENED RELEASE OF A HAZARDOUS SUBSTANCE FROM OR ONTO THE CONTAMINATED SITE, OR TO ANY PUBLIC CORPORATION THAT GENERATED, TRANSPORTED, OR DISPOSED OF, ARRANGED FOR, OR THAT CAUSED THE GENERATION, TRANSPORTATION, OR DISPOSAL OF HAZARDOUS SUBSTANCES, FROM OR ONTO, THE CONTAMINATED SITE.

C. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY STATE AGENCY MAY PROVIDE IN ITS RANKING SYSTEM FOR ALLOCATING FUNDS FOR INFRASTRUCTURE, LAND ACQUISITION, FARMLAND PRESERVATION OR PARK, HERITAGE AREA OR HISTORIC PRESERVATION PROJECTS A PREFERENCE OR ADVANTAGE EQUIVALENT TO FIVE PERCENTAGE POINTS FOR PROJECTS IDENTIFIED IN THE COMPACT.

D. FOR ERIE COUNTY, EACH CITY, TOWN AND VILLAGE THAT IS A PARTICIPATING COMMUNITY AND THE NOT-FOR-PROFIT CORPORATION CREATED IN FURTHERANCE OF THIS SECTION, THERE MAY BE DEFENSE BY AND SHALL BE INDEMNITY FROM THE STATE IN THE EVENT OF LEGAL ACTIONS OR PROCEEDINGS BROUGHT AGAINST ANY SUCH MUNICIPALITY OR ITS AGENTS, SERVANTS, OFFICIALS OR EMPLOYEES THAT MAY RESULT FROM THE ADOPTION OF ANY LAND USE REGULATION, INCLUDING BUT NOT LIMITED TO, THE PROVISION OF A ZONING LAW, ORDINANCE, OR REGULATION CONSISTENT WITH THE COMPACT AND REQUIRED BY THE MINIMUM STANDARDS AND CRITERIA OF THE COMPACT. INDEMNITY SHALL NOT APPLY TO ANY SUCH CLAIM IN WHICH A FINAL COURT DETERMINATION RESULTS IN A FINDING OF INTENTIONAL WRONGDOING, RECKLESSNESS, OR ANY UNLAWFUL DISCRIMINATORY PRACTICE INCLUDING THE FINDING THAT A LAND USE CONTROL WAS INTENDED TO EXCLUDE A PARTICULAR GROUP OR INDIVIDUAL, OR GROSS NEGLIGENCE ON THE PART OF SUCH MUNICIPALITY OR ITS AGENTS, SERVANTS, OFFICIALS, OR EMPLOYEES. SUCH INDEMNITY SHALL BE CONDITIONED UPON (1) DELIVERY BY THE GOVERNING BODY OR ITS AGENT AGAINST WHOM THE LEGAL ACTION OR PROCEEDING WAS COMMENCED TO THE ATTORNEY GENERAL OR AN ASSISTANT ATTORNEY GENERAL AT AN OFFICE OF THE DEPARTMENT OF LAW THE ORIGINAL OR A COPY OF ANY SUMMONS, COMPLAINT, PROCESS, NOTICE, DEMAND OR PLEADING WITHIN FIFTEEN DAYS AFTER SUCH DOCUMENT IS SERVED UPON SUCH GOVERNING BODY OR AGENT, AND (2) THE FULL COOPERATION OF THE GOVERNING BODY OR ITS AGENT AGAINST WHOM THE ACTION OR PROCEEDING WAS COMMENCED IN THE DEFENSE OF SUCH ACTION OR PROCEEDING AND IN DEFENSE OF ANY ACTION OR PROCEEDING AGAINST THE STATE BASED UPON THE SAME ACTION OR OMISSION, AND IN THE PROSECUTION OF ANY APPEAL. THERE SHALL BE NO INDEMNITY IN THE EVENT OF A SETTLEMENT BETWEEN OR AMONG THE PARTIES TO SUCH LEGAL ACTION OR PROCEEDING IN THOSE INSTANCES IN WHICH THE ATTORNEY GENERAL IS NOT PROVIDING THE DEFENSE FOR THE GOVERNING BODY OR ITS AGENTS, UNLESS SUCH SETTLEMENT IS APPROVED BY THE ATTORNEY GENERAL.

E. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY AND IN ADDITION TO ANY EXISTING AUTHORITY THEREFOR, A CITY, TOWN OR VILLAGE THAT IS A PARTICIPATING COMMUNITY MAY IN IMPLEMENTING LAND USE REGULATIONS CONSISTENT WITH THE COMPACT ENTER INTO AN AGREEMENT TO CONDITION A ZONING AMENDMENT.

F. ANY STATE AGENCY CONDUCTING, FUNDING OR APPROVING ACTIVITIES DIRECTLY AFFECTING A PARTICIPATING COMMUNITY SHALL CONSULT WITH, COOPERATE WITH, AND COORDINATE ITS ACTIVITIES WITH THE CORPORATION AND THE APPROPRIATE LOCAL GOVERNMENT. ANY SUCH STATE AGENCY SHALL CONDUCT OR SUPPORT SUCH ACTIVITIES IN A MANNER WHICH IS, TO THE MAXIMUM EXTENT PRACTICABLE, CONSISTENT WITH THE COMPACT.

S 4. This act shall take effect immediately.