

5668

2009-2010 Regular Sessions

I N   S E N A T E

May 27, 2009

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Introduced by Sen. OPPENHEIMER -- read twice and ordered printed, and  
when printed to be committed to the Committee on Local Government

AN ACT to amend the county law, in relation to sewer district extensions  
in the New York city watershed

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

1     Section 1. The county law is amended by adding a new section 851 to  
2     read as follows:  
3     S 851. SEWER DISTRICT EXTENSIONS IN THE NEW YORK CITY WATERSHED.  
4     WHERE ANY COUNTY WHICH HAS RECEIVED FUNDING FROM THE CITY OF NEW YORK  
5     FOR THE PURPOSES OF PRESERVING THE QUALITY OF THE WATERS OF THE NEW YORK  
6     CITY WATERSHED, IN WHICH THERE ARE ANY PROPERTIES WITHIN SUCH COUNTY,  
7     SPECIFICALLY INCLUDING ALL THAT PROPERTY OR PROPERTIES WITHIN THE COUNTY  
8     OF WESTCHESTER AS FOLLOWS: ALL PROPERTIES WITHIN THE TOWN OF YORKTOWN  
9     CONTAINED WITHIN A PERIMETER COMMENCING AT THE INTERSECTION OF LAKE ROAD  
10    AND CROW HILL ROAD, PROCEEDING NORTHEASTERLY ALONG LAKE ROAD TO ITS  
11    INTERSECTION WITH THE NEW CASTLE-YORKTOWN BORDER, THEN PROCEEDING SOUTH-  
12    ERLY ALONG THE NEW CASTLE-YORKTOWN BORDER TO THE INTERSECTION OF CROW  
13    HILL ROAD, THEN NORTHWESTERLY ALONG CROW HILL ROAD TO ITS INTERSECTION  
14    WITH LAKE HILL ROAD, THE POINT OF BEGINNING; AND ALL PROPERTIES WITHIN  
15    THE TOWN OF NEW CASTLE CONTAINED WITHIN THE PERIMETER COMMENCING AT THE  
16    INTERSECTION OF LAKE HILL ROAD AND THE NEW CASTLE-YORKTOWN BORDER,  
17    PROCEEDING EASTERLY ALONG LAKE HILL ROAD TO THE NEW CASTLE-BEDFORD  
18    BORDER, THEN PROCEEDING SOUTHERLY ALONG THE NEW CASTLE-BEDFORD BORDER TO  
19    THE NEW CASTLE-MT. KISCO BORDER, THEN DUE WESTERLY ALONG A STRAIGHT  
20    WESTERLY LINE FROM THE INTERSECTION OF THE NEW CASTLE-BEDFORD-MT. KISCO  
21    BORDER TO KISCO PARK DRIVE, THEN WESTERLY ALONG KISCO PARK DRIVE TO MAIN  
22    STREET, THEN SOUTHERLY ALONG MAIN STREET TO CROW HILL ROAD, THEN WESTER-  
23    LY ALONG CROW HILL ROAD TO THE NEW CASTLE-YORKTOWN BORDER THEN PROCEED-  
24    ING NORTHERLY ALONG THE YORKTOWN-NEW CASTLE BORDER TO THE INTERSECTION  
25    WITH LAKE HILL ROAD, THE POINT OF BEGINNING; AND ALL PROPERTIES WITHIN

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

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1 THE TOWN OF BEDFORD CONTAINED WITHIN A PERIMETER COMMENCING AT THE  
2 INTERSECTION OF LAKE HILL ROAD/MEETING HOUSE ROAD AND THE NEW  
3 CASTLE-BEDFORD BORDER THEN PROCEEDING EASTERLY ALONG LAKE HILL/MEETING  
4 HOUSE ROAD TO CROTON LAKE ROAD THEN SOUTHERLY ON CROTON LAKE ROAD UNTIL  
5 THE INTERSECTION OF PINE BRIDGES ROAD THEN WESTERLY ON PINE BRIDGES ROAD  
6 TO THE INTERSECTION WITH THE BEDFORD-NEW CASTLE BORDER TO THE INTER-  
7 SECTION WITH LAKE HILL ROAD/MEETING HOUSE ROAD, THE POINT OF BEGINNING;  
8 AND ALL PROPERTIES WITHIN THE TOWN OF CHAPPAQUA ADJOINING AND ALONG  
9 RANDOM FARMS DRIVE AND RANDOM FARMS CIRCLE; THEN SUCH COUNTY SHALL WITH-  
10 IN ONE HUNDRED EIGHTY DAYS OF THE REQUEST OF THE OWNERS OF SUCH PROPERTY  
11 OR PROPERTIES, COMMENCE THE CONSTRUCTION OF AN EXTENSION OR EXTENSIONS  
12 OF THE SEWER DISTRICT TO WHICH THE CLOSEST POSSIBLE SEWER LINE BELONGS,  
13 SO AS TO INCLUDE SUCH PROPERTY OR PROPERTIES WITHIN SUCH DISTRICT. THE  
14 COMPLETE CAPITAL COST OF THE EXTENSION OR EXTENSIONS OF SUCH SEWER  
15 DISTRICT, TOGETHER WITH ANY NECESSARY PUMP STATIONS OR APPURTENANCES  
16 ANCILLARY FOR ITS EFFECTIVE OPERATION SHALL BE BORNE EXCLUSIVELY BY THE  
17 COUNTY AND SHALL NOT BE CHARGED BACK TO SUCH OWNERS OF SUCH PROPERTY OR  
18 PROPERTIES; PROVIDED, HOWEVER, THAT SUCH COSTS TO BE BORNE BY THE COUNTY  
19 SHALL BE LIMITED TO ANY AMOUNTS ON ACCOUNT RECEIVED FROM FUNDS FROM THE  
20 CITY OF NEW YORK FOR THE PURPOSES OF PRESERVING THE QUALITY OF THE  
21 WATERS OF THE NEW YORK CITY WATERSHED. ANY SEWER DISTRICT TO WHICH A  
22 PROPERTY OR PROPERTIES ARE CONNECTED PURSUANT TO THIS SECTION MAY  
23 COLLECT THE SAME OPERATIONAL CHARGES FROM THE OWNERS OF SUCH PROPERTY OR  
24 PROPERTIES SO CONNECTED, AS WAS COLLECTED FROM THE OTHER PROPERTIES OF  
25 THE DISTRICT PRIOR TO SUCH NEW EXTENSION.

26 S 2. This act shall take effect immediately.