

2653

2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

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.