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

6829

2009-2010 Regular Sessions

I N A S S E M B L Y

March 13, 2009

Introduced by M. of A. KELLNER, BING, ORTIZ, BOYLAND, BROOK-KRASNY -- Multi-Sponsored by -- M. of A. CHRISTENSEN, COOK, DIAZ, EDDINGTON, GREENE, V. LOPEZ, MAISEL, MILLMAN, POWELL, ROSENTHAL, THIELE, WEISENBERG, WRIGHT -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to prohibiting marine solid waste transfer stations located in proximity to public housing projects in certain cases

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

Section 1. The environmental conservation law is amended by adding a new section 27-0721 to read as follows:

S 27-0721. MARINE SOLID WASTE TRANSFER STATION OR FACILITIES.

NOTWITHSTANDING ANY INCONSISTENT PROVISION OF STATE OR LOCAL LAW OR REGULATION, NEITHER THE DEPARTMENT NOR ANY LOCAL AGENCY, DEPARTMENT OR AUTHORITY SHALL ISSUE A PERMIT, REGULATION, OR RENEW A PERMIT OR APPROVE AN APPLICATION FOR THE EXPANSION, CONSTRUCTION, RELOCATION, REACTIVATION OR OPERATION OF A MARINE SOLID WASTE TRANSFER STATION OR FACILITY IN A CITY WITH A POPULATION OF ONE MILLION OR MORE, WHERE ANY PART OF SUCH STATION OR FACILITY IS TO BE LOCATED WITHIN EIGHT HUNDRED FEET OF A HOUSING PROJECT AS THE TERM PROJECT IS DEFINED IN SUBDIVISION FOURTEEN OF SECTION THREE OF THE PUBLIC HOUSING LAW.

S 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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