

3481

2011-2012 Regular Sessions

I N S E N A T E

February 23, 2011

Introduced by Sens. OPPENHEIMER, HASSELL-THOMPSON -- 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 ASSEMBLY, 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

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

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

27 S 2. This act shall take effect immediately.