

5990--A

2013-2014 Regular Sessions

I N A S S E M B L Y

March 12, 2013

Introduced by M. of A. BRAUNSTEIN, SIMANOWITZ, MAISEL, COLTON, SCARBOROUGH, HEVESI, SIMOTAS, COOK, MILLMAN, BORELLI -- Multi-Sponsored by -- M. of A. ARROYO, BRENNAN, GABRYSZAK, GOTTFRIED, STEC, WEINSTEIN -- read once and referred to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to requiring the department of environmental conservation to notify the community boards of New York city of any new brownfield site cleanups within such community board's boundaries

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

1 Section 1. Subdivision 3 of section 27-1405 of the environmental
2 conservation law, as added by section 1 of part A of chapter 1 of the
3 laws of 2003, is amended to read as follows:
4 3. "Brownfield site contact list" shall mean a list of persons,
5 government agencies, groups, or organizations, including, but not limit-
6 ed to the chief executive officer and zoning board of each county, city,
7 town and village in which such site is located, IN A CITY WITH A POPU-
8 LATION OF ONE MILLION OR MORE, ANY COMMUNITY BOARD IN WHICH SUCH SITE IS
9 LOCATED, the public water supplier which serves the area in which such
10 site is located, any site residents, any person who has requested to be
11 placed on the site contact list, and the administrator of any school or
12 day care facility located on the site for the purposes of posting and/or
13 dissemination at the facility. For the purposes of this section "water
14 supplier" means any public water system as such term is defined for the
15 purposes of the sanitary code of the state of New York as authorized by
16 section two hundred twenty-five of the public health law. Provided,
17 however, that where the site or adjacent real property contains multiple
18 dwelling units, the applicant shall work with the department to develop

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

LBD09317-04-3

1 an alternative method for providing such notice in lieu of mailing to
2 each individual.
3 S 2. This act shall take effect on the one hundred twentieth day after
4 it shall have become a law; provided, however, that effective immediate-
5 ly, the addition, amendment and/or repeal of any rule or regulation
6 necessary for the implementation of this act on its effective date are
7 authorized and directed to be made and completed on or before such
8 effective date.