

2037

2015-2016 Regular Sessions

I N A S S E M B L Y

January 15, 2015

Introduced by M. of A. ZEBROWSKI, JAFFEE -- read once and referred to
the Committee on Environmental Conservation

AN ACT to authorize the department of environmental conservation to
establish the Lake DeForest Flood Control Pilot Program; and providing
for the repeal of such provisions upon expiration thereof

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

1 Section 1. The department of environmental conservation shall estab-
2 lish the Lake DeForest Flood Control Pilot Program to regulate the
3 volume and releases of water from the Lake DeForest reservoir, which is
4 operated by a privately owned waterworks corporation as defined in
5 section 2 of the public service law, to mitigate downstream flooding, to
6 the maximum extent practicable while recognizing and ensuring the prima-
7 ry purpose of the availability of sufficient quality drinking water. The
8 department shall promulgate rules and regulations describing the circum-
9 stances in which flood control authority may be used including the
10 anticipation of a major weather event, large inflow of water into reser-
11 voirs, dam safety, seasonal precipitation schedules or any other condi-
12 tion that may reasonably cause unnecessary flooding to surrounding
13 areas.
14 S 2. This act shall take effect December 31, 2015 and shall expire and
15 be deemed repealed December 31, 2025.

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

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