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

4405--A

2015-2016 Regular Sessions

I N S E N A T E

March 18, 2015

Introduced by Sen. SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT relating to supplemental environmental impact statements

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

Section 1. 1. Upon a petition signed by 2,500 or more residents in a city with a population of one million or more, submitted to the department of environmental conservation, prior to the renewal or during any ongoing construction activities at the site of the following state permits to wit: DEC permit number 2-6204-00007/00013, 2-6204-00007/00014, 2-6204-00007/00015, 2-6204-00007/00016 that expired on October 14, 2014 or during any ongoing activities at the site on the following DEC permit numbers to wit: DEC permit number 2-6106-00002/00022, 2-6106-00002/00023, 2-6106-00002/00024, 2-6106-00002/00025 which will expire on or around July 31, 2017: state tidal wetlands; water quality; protection of waters; air state facility; and, part 360 solid waste management facility,

(a) a Supplemental Environmental Impact Statement (SEIS) shall be prepared, and

(b) all construction activities related to such permits shall be suspended until such SEIS is finalized.

2. The SEIS shall, at a minimum, include a review of the environmental impacts of significant flooding events including Superstorm Sandy, and include and address all public concerns and comments raised at no less than two public hearings which shall be held (i) prior to the drafting of the SEIS in the area affected, and (ii) no less than ninety calendar days after the petition is received. Notice to the public shall be given by publication of a notice of hearing in the environmental notice bulletin, in a newspaper having general circulation in the area affected, and

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

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in such other manner as the department of environmental conservation may direct, if any.

3. After the preparation of a draft SEIS no less than two public hearings shall be held, which shall commence within sixty days of the filing.

4. The SEIS shall meet the requirements of the most detailed environmental impact statement required by article eight of the environmental conservation law or by any such rule or regulation promulgated pursuant to article eight of the environmental conservation law.

S 2. This act shall take effect immediately.