

STATE OF NEW YORK

11194

IN ASSEMBLY

June 14, 2018

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Woerner) --
read once and referred to the Committee on Environmental Conservation

AN ACT to amend the executive law, in relation to allowing soil and water conservation districts, acting in cooperation with a local government, to be active participants in the local waterfront revitalization grant program

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 911 of the executive law is amended by adding a new
2 subdivision 8 to read as follows:

3 8. "Soil and water conservation district" shall mean a soil and water
4 conservation district as defined in subdivision one of section three of
5 the soil and water conservation districts law, where such district is
6 acting pursuant to a written agreement with a local government or local
7 governments to prepare a waterfront revitalization program for the
8 purposes of this article.

9 § 2. Subdivisions 1, 2, 3 and the opening paragraph of subdivision 4
10 of section 915 of the executive law, subdivision 1 as amended by chapter
11 454 of the laws of 2001, subdivision 2 as amended by chapter 842 of the
12 laws of 1981, subdivision 3 and the opening paragraph of subdivision 4
13 as added by chapter 840 of the laws of 1981, are amended to read as
14 follows:

15 1. It is the intention of this article to offer the fullest possible
16 support by the state and its agencies to those local governments that
17 desire to revitalize their waterfronts. Accordingly, any local govern-
18 ment or two or more local governments acting jointly or any soil and
19 water conservation district which has any portion of its jurisdiction
20 contiguous to the state's coastal waters or inland waterways and which
21 desires to participate may submit a waterfront revitalization program to
22 the secretary as herein provided.

23 2. The secretary may provide technical and financial assistance as
24 provided in sections nine hundred seventeen and nine hundred eighteen of
25 this article to any local government for the preparation of a waterfront
26 revitalization program for the purposes of this article. The secretary

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

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1 may also provide technical assistance as provided in section nine
2 hundred seventeen of this article to any soil and water conservation
3 district for the preparation of a waterfront revitalization program for
4 the purposes of this article.

5 3. A local government or two or more local governments acting jointly
6 or any soil and water conservation district which intends to submit a
7 waterfront revitalization program for the purposes of this article is
8 strongly encouraged to consult, during its preparation, with other enti-
9 ties that may be affected by its program, including local governments,
10 soil and water conservation districts, county and regional agencies,
11 appropriate port authorities, community based groups and state and
12 federal agencies. On request by the local government, the secretary
13 shall take appropriate action to facilitate such consultation.

14 The secretary shall prepare and distribute guidelines and regulations
15 for local governments or soil and water conservation districts desiring
16 to prepare, or cause to be prepared, a waterfront revitalization program
17 (hereinafter referred to as the "program"). Such guidelines shall
18 provide that the program will be consistent with the policies and
19 purposes of this article generally and shall include, but not be limited
20 to:

21 § 3. Section 917 of the executive law, as added by chapter 840 of the
22 laws of 1981, is amended to read as follows:

23 § 917. Technical assistance. The secretary shall encourage and assist
24 local governments and soil and water conservation districts in the prep-
25 aration of waterfront revitalization programs and in the administration
26 and implementation of approved programs. Such assistance shall be
27 provided on request by the local government or soil and water conserva-
28 tion district and shall include, as may be deemed appropriate by the
29 secretary, the provision of maps, data, criteria, model implementation
30 provisions, and technical counsel and advice. In addition, the secretary
31 shall facilitate consultation and coordination among local, county,
32 regional, state and federal agencies and community based groups in
33 connection with the preparation and administration of approved water-
34 front revitalization programs, and to facilitate the development of
35 projects called for by approved programs.

36 § 4. Subdivision 3 of section 920 of the executive law, as added by
37 chapter 840 of the laws of 1981, is amended to read as follows:

38 3. The secretary shall make this inventory available to state agen-
39 cies, local governments, soil and water conservation districts and the
40 public for planning purposes.

41 § 5. This act shall take effect immediately.