

# STATE OF NEW YORK

7799

## IN SENATE

February 26, 2018

Introduced by Sen. HELMING -- (at request of the Legislative Commission on Rural Resources) -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

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:

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

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

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

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

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

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

LBD14687-03-8

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

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

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

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

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

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

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

42 § 5. This act shall take effect immediately.