

# STATE OF NEW YORK

---

7386

2019-2020 Regular Sessions

## IN ASSEMBLY

April 29, 2019

---

Introduced by 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 and 3 and the opening paragraph of subdivision  
10 4 of section 915 of the executive law, subdivision 1 as amended by chap-  
11 ter 454 of the laws of 2001, subdivision 2 as amended by chapter 842 of  
12 the laws of 1981, subdivision 3 and the opening paragraph of subdivision  
13 4 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.

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

LBD10695-01-9

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

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

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

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

§ 917. Technical assistance. The secretary shall encourage and assist local governments and soil and water conservation districts in the preparation of waterfront revitalization programs and in the administration and implementation of approved programs. Such assistance shall be provided on request by the local government or soil and water conservation district and shall include, as may be deemed appropriate by the secretary, the provision of maps, data, criteria, model implementation provisions, and technical counsel and advice. In addition, the secretary shall facilitate consultation and coordination among local, county, regional, state and federal agencies and community based groups in connection with the preparation and administration of approved waterfront revitalization programs, and to facilitate the development of projects called for by approved programs.

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

3. The secretary shall make this inventory available to state agencies, local governments, soil and water conservation districts and the public for planning purposes.

§ 5. This act shall take effect immediately.