STATE OF NEW YORK

3862

2019-2020 Regular Sessions

IN SENATE

February 20, 2019

Introduced by Sen. LANZA -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the highway law, in relation to transferring certain land to the city of New York department of parks and recreation and the department of environmental conservation and designating such lands as parklands

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

Section 1. Section 349-f of the highway law, as amended by chapter 288 of the laws of 2018, is amended to read as follows:

§ 349-f. New York city routes. The following existing or proposed main routes or thoroughfares, are designated herein, as aforesaid, viz.:

New England thruway from the Westchester county line to Bruckner expressway; Bruckner expressway from New England thruway to Robert F. Kennedy bridge approach; Hutchinson river parkway from the Westchester county line to the Bronx-Whitestone bridge approach; Bronx river parkway from the Westchester county line to Bruckner expressway; Henry Hudson parkway from the Westchester county line to Miller highway excepting the Henry Hudson bridge, provided that no portion of this route from West Seventy-second street to the Cross Bronx expressway shall be constructed or reconstructed so as to encroach in any way on or over any land mapped or used for park purposes except for such temporary encroachment of no more than ten feet in width from seventy-third street to seventy-sixth street as may be essential during and for the purpose of reconstruction or repair of the existing roadway following which there shall be full restoration of park land; Major Deegan expressway from the Robert F. Kennedy bridge to Central Park avenue at the Westchester county line together with a connection to Broadway and along Broadway to Manhattan college parkway; Cross Bronx expressway from George Washington bridge approach to Throgs Neck bridge; Throgs Neck expressway from Bruckner expressway to Throgs Neck bridge; Arthur V. Sheridan expressway from

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

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Cross-Bronx expressway to Bruckner expressway; Mosholu parkway from Henry Hudson parkway to Bronx river parkway; Bronx and Pelham parkway from Bronx river parkway to New England thruway; Boston road from Bronx and Pelham parkway to New England thruway; Miller highway from Henry Hudson parkway to the Hugh L. Carey tunnel; and from Hugh L. Carey tunnel to Brooklyn-Queens expressway; Franklin D. Roosevelt drive from the Hugh L. Carey tunnel to Robert F. Kennedy bridge approach; Harlem river drive from Robert F. Kennedy bridge approach to George Washington bridge approach; Belt parkway including Gowanus parkway to Third avenue and Sixtieth street, Leif Erikson drive to Knapp street, Shore parkway, Belt parkway, Southern parkway and Cross Island parkway from Hugh L. Carey tunnel to Bronx-Whitestone bridge approach; Nassau expressway from Southern parkway to the Nassau county line; Brooklyn-Queens expressway from Gowanus expressway to Grand Central parkway; Prospect expressway from Gowanus expressway to Ocean parkway; Ocean parkway from Prospect expressway to Shore parkway; Interborough parkway from Grand Central Parkway to Belt parkway; Gowanus expressway from the Verrazzano-Narrows bridge to Third avenue at Gowanus parkway; Third Avenue from Gowanus expressway to Hamilton avenue; Hamilton Avenue from Third Avenue to Hugh L. Carey tunnel; Queens boulevard from Queensborough bridge approach to Van Wyck expressway; Van Wyck expressway from Whitestone expressway, including a connection to Grand Central parkway, to John F. Kennedy international airport; Woodhaven boulevard from Queens boulevard to Cross Bay parkway bridge northerly approach; Cross Bay parkway from Cross Bay bridge southerly approach to Short Front parkway; Shore Front parkway from Cross Bay parkway generally along the shore line of the Atlantic ocean to the Nassau expressway at the Nassau county line; Queens-Midtown expressway from Queens-Midtown tunnel approach to Queens Boulevard; Horace Harding expressway from Queens Boulevard to the Nassau county line; a connection between Brooklyn-Queens expressway and Northern boulevard in the vicinity of Grand Central parkway; Grand Central parkway from Robert F. Kennedy bridge approach to Nassau county line; Whitestone expressway from Bronx-Whitestone bridge approach to Van Wyck expressway and continuing to Grand Central parkway; Clearview expressway from Throgs Neck bridge to Nassau expressway; Richmond parkway from [~~Staten Island expressway to~~] **the** Outerbridge crossing approach **to La Tourette Park at Richmond Avenue**; Staten Island expressway from Goethals bridge to the Verrazzano-Narrows bridge with a connection to Bayonne bridge; Willowbrook parkway from Staten Island expressway to Great Kills park; West Shore expressway from Staten Island expressway to Outerbridge crossing; Shore Front drive northerly from the terminus of West Shore expressway at Staten Island expressway, thence generally along the shore lines of Kill Van Kull, the Narrows, Lower New York bay and Raritan bay to the approach to Outerbridge crossing.

§ 2. All right, title and interest in property as defined in the highway law as the Willowbrook Parkway from Victory Boulevard to Great Kills Park at Hylan Boulevard, shall be vested in the department of parks and recreation of the city of New York.

§ 3. All right, title and interest in property as defined in the highway law as the Richmond Parkway from a point 60 feet south of the Staten Island expressway to Manor Road, shall be vested in the department of parks and recreation of the city of New York.

§ 4. All right, title and interest in property as defined in the highway law as the Richmond Parkway from Manor Road to Richmond Avenue, shall be vested in the department of parks and recreation of the city of New York.

§ 5. The parcels defined in sections two, three and four of this act shall be used for park purposes, shall not be used for transportation purposes and shall not be sold, leased, exchanged, donated, or otherwise disposed of or used for other than public park purposes without the express authority of an act of the legislature, which shall provide for the substitution of other lands of equal environmental value and fair market value and reasonably equivalent usefulness and location to those to be discontinued, sold or disposed of, and such other requirements as shall be approved by the commissioner of parks and recreation of the city of New York and the commissioner of environmental conservation.

§ 6. There shall be set aside a sum of money equal to the cost of constructing the parkways that are de-mapped pursuant to this act, to be used for highway and road improvement or transit purposes in the borough of Staten Island, on application of the city of New York, the department of transportation, the metropolitan transportation authority or the Port Authority of New York and New Jersey, as the case may be. The projects may include, but shall not be limited to: the construction of turning lanes and intersection improvements at the intersection of Ocean Terrace and Todt Hill Road; the extension of the eastbound service road of the Staten Island Expressway from Manor Road to Renwick Avenue; or the construction of a connector from the Korean War Veterans Parkway to Richmond Avenue.

§ 7. Nothing in this act shall prevent the city of New York from making application to the legislature for approval of an exchange of adjacent property owned by the city of New York of equivalent size and value on Rockland Avenue between Brielle Avenue and Richmond Road, for such improvement of Rockland Avenue as the city of New York may authorize consistent with any and all land use review and applicable state law.

§ 8. This act shall take effect immediately.