

# STATE OF NEW YORK

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2906--A

Cal. No. 227

2019-2020 Regular Sessions

## IN SENATE

January 30, 2019

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Introduced by Sens. GRIFFO, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the executive law, in relation to including the Ferguson, Moyer, Mud Creek, Ninemile Creek, Oriskany, Reall, Sauquoit, Six Mile Creek, and Wood Creek as creeks within the definition of "inland waterways" for the purposes of waterfront revitalization

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

1 Section 1. Subdivision 4 of section 911 of the executive law, as separately amended by chapters 43 and 255 of the laws of 2017, paragraph (a)  
2 as separately amended by chapters 133, 135, 140, 153, 234, 265, 268, 485  
3 and 499 of the laws of 2018, paragraph (b) as amended by chapter 499 of  
4 the laws of 2018, and paragraph (c) as separately amended by chapters  
5 131, 140, 232 and 502 of the laws of 2018, is amended to read as  
6 follows:  
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8 4. "Inland waterways" shall mean (a) the state's major inland lakes  
9 consisting of lakes Baldwin, Ballston, Big Tupper, Black, Campfire,  
10 Canadarago, Canandaigua, Carmel, Cazenovia, Cayuga, Champlain, Charles,  
11 Chateaugay, Chautauqua, Chazy, Conesus, Cranberry, East Caroga, Dickie-  
12 busch, Echo (in the county of Westchester), George, Glencoma, Great  
13 Sacandaga, Honeoye, Indian, Katonah, Kentwood, Keuka, Kitchawan, Little  
14 Wolf (in the county of Franklin), Lincolndale, Long, Lost (in the county  
15 of Putnam), Meahagh, Mirror, MacGregor, Mahopac, Minerva, Mohegan,  
16 Nimham, Neatahwanta, Northville, Oceola, Oneida, Onondaga, Oscaleta,  
17 Ossi, Otisco, Otsego, Owasco, Palmer, Peach, Placid, Purdys, Putnam,  
18 Raquette, Rippowam, Ronkonkoma, Round, Sacandaga, Saratoga, Schroon,

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

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1 Secor, Seneca, Shenorock, Skaneateles, Silver (in the county of Wyom-  
2 ing), Sagamore, Saranac, Seven Hills, Tibet, Tonetta, Teakettle Spout,  
3 Truesdale, Waccabuc, West Caroga and Wixon, Simon (in the county of  
4 Franklin) and the Fulton chain of lakes; (b) the state's major rivers  
5 comprised of the Allegheny, Ausable, Battenkill, Black, Boquet, Bronx,  
6 Canisteo, Chaumont (including Chaumont bay), Chemung, Chenango, Cohoc-  
7 ton, Delaware, Deer, Genesee, Grasse, Great Chazy, Hoosic, Hudson north  
8 of the federal dam at Troy, Indian, Little (in the Adirondack park),  
9 Little Ausable, Little Salmon (including north and south branches), Mad,  
10 Mettowee, Mohawk, Oswegatchie, Oswego, Pocantico, Racquette, Sacandaga,  
11 Salmon, Saranac, Saw Mill, Schroon, Susquehanna, Tenmile, Tioga, Tiough-  
12 nioga, Wallkill and Buffalo rivers, and the north and middle branches of  
13 the Moose river; (c) the state's major creeks comprised of the 18 Mile  
14 Creek located in Erie county, Chittenango Creek, Bash Bish and Kinder-  
15 hook Creek located in Columbia county, Kinderhook Creek located in Rens-  
16 selaer county, Basher Kill, Bushkill, Cattaraugus, Cayadutta, Cincinna-  
17 ti, East Kill, Esopus (including upper and lower branches), Ferguson,  
18 Fish (including east and west branches), Gooseberry, Great Valley,  
19 Kenneyetto, Little Sandy, Moyer, Mud Creek located in Oneida county,  
20 Ninemile Creek, Onondaga, Oriskany, Peekskill Hollow, Reall, Roeliff  
21 Jansen Kill, Rondout, Sandy, Sauquoit, Schoharie, Shawangunk Kill, Six  
22 Mile Creek, South Sandy, Oatka, Tonawanda, West Kill, Scajaquada,  
23 Wappinger, Webatuck, Wassaic, Wood Creek located in Herkimer county,  
24 Wood Creek located in Oneida county, Black Creek located in Monroe coun-  
25 ty, Black Creek located in Genesee and Wyoming counties, Ellicott Creek  
26 located in Erie county, Wynantskill, Claverack, Taghkanic, Agawamuck,  
27 Wyomanock, and Ley Creek and Butternut Creek located in Onondaga county,  
28 and Nanticoke; (d) the Barge Canal System as defined in section two of  
29 the canal law; and (e) the adjacent shorelands to the extent that such  
30 inland waters and adjacent lands are strongly influenced by each other  
31 including, but not limited to, islands, wetlands, beaches, dunes, barrier  
32 islands, cliffs, bluffs and erosion prone areas.  
33 § 2. This act shall take effect immediately.