

# STATE OF NEW YORK

6741

2019-2020 Regular Sessions

## IN SENATE

September 23, 2019

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

AN ACT to amend the environmental conservation law, in relation to shoreline hardening

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

1 Section 1. The environmental conservation law is amended by adding a  
2 new section 16-0121 to read as follows:

3 § 16-0121. Shoreline hardening.

4 1. For purposes of this section, the following terms shall have the  
5 following meanings:

6 (a) "Shoreline" shall mean the line along which a large body of water  
7 meets the land.

8 (b) "Shoreline resident" or "resident" shall mean any resident of the  
9 state who owns property which is situated on a shoreline on Lake Ontario  
10 or the St. Lawrence River which is prone to flooding.

11 (c) "Shoreline hardening" shall mean the process of adding materials  
12 or structures to property located on a shoreline on Lake Ontario or the  
13 St. Lawrence River in order to minimize damage caused by flooding.

14 2. (a) The department shall provide oversight and assist with the  
15 implementation of shoreline hardening construction plans for shoreline  
16 residents along Lake Ontario and the St. Lawrence river. Shoreline resi-  
17 dents shall work in conjunction with the department to develop a design  
18 plan for each property located on a shoreline along Lake Ontario and the  
19 St. Lawrence river. Such design plan shall be subject to final approval  
20 by the department prior to any construction work being commenced on a  
21 property.

22 (b) The department shall be responsible for assisting and providing to  
23 shoreline residents all necessary and required permits for all approved  
24 shoreline hardening proposals.

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

LBD13625-02-9

1     3. (a) Each shoreline resident shall be responsible for the costs  
2 related to the implementation of their approved shoreline hardening  
3 plan.

4     (b) After a shoreline hardening plan has been implemented and  
5 completed, the department shall ensure the completed work complies with  
6 the department's approved plan.

7     (c) If the department determines that the approved plans for shoreline  
8 hardening have been satisfied, the department shall provide reimburse-  
9 ment to each resident for up to fifty percent of such resident's shore-  
10 line hardening costs.

11     § 2. This act shall take effect immediately.