STATE OF NEW YORK

8399

2021-2022 Regular Sessions

IN ASSEMBLY

October 20, 2021

Introduced by M. of A. JENSEN -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to establishing a moratorium on the building or placing of any permanent or semi-permanent wind turbine in the waters of Lake Ontario located within the state

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

Section 1. The environmental conservation law is amended by adding a new section 13-0107 to read as follows:

§ 13-0107. Moratorium on building or placing wind turbines in the waters of Lake Ontario.

1. Notwithstanding any provision of law to the contrary, there is hereby established a moratorium, for an indefinite period of time, upon the building or placing of any permanent or semi-permanent wind turbine in the waters of Lake Ontario located within the state and within the jurisdiction and control of the state.

2. This section shall be subject to any applicable provisions of the state environmental quality review act, article ten of the public service law, and any local zoning or permitting laws or ordinances.

3. Such moratorium shall not be lifted without the consent of both houses of the legislature by a majority vote in each house. The legislature may require any additional data or information that it deems necessary to make a decision if such moratorium shall be lifted.

§ 2. This act shall take effect immediately.

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

LBD13191-01-1