

# STATE OF NEW YORK

3030

2023-2024 Regular Sessions

## IN ASSEMBLY

February 2, 2023

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:

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

3 § 13-0107. Moratorium on building or placing wind turbines in the waters  
4 of Lake Ontario.

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

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

13 3. Such moratorium shall not be lifted without the consent of both  
14 houses of the legislature by a majority vote in each house. The legisla-  
15 ture may require any additional data or information that it deems neces-  
16 sary to make a decision if such moratorium shall be lifted.

17 § 2. This act shall take effect immediately.

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

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