

STATE OF NEW YORK

4520

2023-2024 Regular Sessions

IN ASSEMBLY

February 16, 2023

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

AN ACT to authorize the department of environmental conservation to
establish the Lake DeForest Flood Control Pilot Program; and providing
for the repeal of such provisions upon expiration thereof

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

1 Section 1. The department of environmental conservation shall estab-
2 lish the Lake DeForest Flood Control Pilot Program to regulate the
3 volume and releases of water from the Lake DeForest reservoir, which is
4 operated by a privately owned waterworks corporation as defined in
5 section 2 of the public service law, to mitigate downstream flooding, to
6 the maximum extent practicable while recognizing and ensuring the prima-
7 ry purpose of the availability of sufficient quality drinking water. The
8 department shall promulgate rules and regulations describing the circum-
9 stances in which flood control authority may be used including the
10 anticipation of a major weather event, large inflow of water into reser-
11 voirs, dam safety, seasonal precipitation schedules or any other condi-
12 tion that may reasonably cause unnecessary flooding to surrounding
13 areas.

14 § 2. This act shall take effect December 31, 2024 and shall expire and
15 be deemed repealed December 31, 2034.

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

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