STATE OF NEW YORK

7417

2023-2024 Regular Sessions

IN ASSEMBLY

May 19, 2023

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

AN ACT to amend the environmental conservation law, in relation to decreasing the distance from the high water mark certain lands under water of Gardiner's and Peconic bays have to be to be ceded to a county

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

Section 1. Subdivision 1, paragraph a of subdivision 4, and paragraph a of subdivision 8 of section 13-0302 of the environmental conservation law, subdivision 1 and paragraph a of subdivision 8 as amended by chapter 34 of the laws of 2022 and paragraph a of subdivision 4 as amended by chapter 656 of the laws of 2021, are amended to read as follows:

1. Underwater lands ceded to county of Suffolk. All the right, title and interest in which the people of the state of New York have in and to the lands under water of Gardiner's and Peconic bays in the county of Suffolk, except underwater lands within [~~one thousand~~] five hundred feet of the high water mark is hereby ceded to such county, for the purposes of shellfish or seaweed cultivation, to be managed and controlled by such county, provided that such lands shall revert to the state when they shall cease to be used for shellfish or seaweed cultivation. For the purposes of this section, the term "Gardiner's and Peconic bays" shall mean the waters of Gardiner's and Peconic bays and the tributaries thereof between the westerly shore of Great Peconic bay and an easterly line running from the most easterly point of Plum island to Goff point at the entrance of Napeague harbor.

a. Underwater lands within [~~one thousand~~] five hundred feet of the high water mark shall not be included in a shellfish cultivation zone.

a. Underwater lands within [~~one thousand~~] five hundred feet of the high water mark shall not be included in a seaweed cultivation zone.

§ 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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