STATE OF NEW YORK

7713

2023-2024 Regular Sessions

IN ASSEMBLY

June 6, 2023

Introduced by M. of A. BURKE -- 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 turbines in certain areas within the jurisdiction and control of New York state; and providing for the repeal of such provisions upon expiration thereof

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.

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

(b) Notwithstanding any provision of law to the contrary, there is hereby established a moratorium upon the building or placing of any infrastructure used to support a permanent or semi-permanent wind turbine located 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.

§ 2. This act shall take effect July 1, 2024 and shall expire and be deemed repealed July 1, 2034.

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

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