



Legislation Details (With Text)

**File #:** Res 0319-2002    **Version:** A    **Name:** Authorizing the filing of applications for state assistance payments for certain projects.

**Type:** Resolution    **Status:** Adopted

**In control:** Committee on Finance

**On agenda:** 6/5/2002

**Enactment date:**    **Enactment #:**

**Title:** Resolution authorizing the filing of applications for state assistance payments for municipal park projects, local waterfront revitalization projects, and Hudson River Estuary projects within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.

**Sponsors:** David I. Weprin, Allan W. Jennings, Jr., Michael C. Nelson, Helen Sears, (by request of the Mayor)

**Indexes:**

**Attachments:** 1. Committee Report, 2. Hearing Transcript 6/26, 3. Hearing Transcript - Stated Meeting 6/26

| Date      | Ver. | Action By            | Action                      | Result |
|-----------|------|----------------------|-----------------------------|--------|
| 6/5/2002  | *    | City Council         | Introduced by Council       |        |
| 6/5/2002  | *    | City Council         | Referred to Comm by Council |        |
| 6/26/2002 | *    | Committee on Finance | Hearing Held by Committee   |        |
| 6/26/2002 | *    | Committee on Finance | Amendment Proposed by Comm  |        |
| 6/26/2002 | A    | Committee on Finance | Approved by Committee       | Pass   |
| 6/26/2002 | *    | Committee on Finance | Amended by Committee        |        |
| 6/26/2002 | A    | City Council         | Approved, by Council        | Pass   |

Proposed Resolution No. 319-A

Resolution authorizing the filing of applications for state assistance payments for municipal park projects, local waterfront revitalization projects, and Hudson River Estuary projects within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.

By Council Members Weprin, Jennings, Nelson and Sears (by the request of the Mayor)

Whereas, The State of New York provides financial assistance for municipal park projects; and

Whereas, Articles 54 and 56 of the New York State Environmental Conservation Law ("ECL") and any rules and regulations promulgated pursuant thereto require a resolution to be adopted by the governing body of a municipality to authorize applications for such state assistance payments; and

Whereas, The State of New York also provides financial assistance for local waterfront revitalization projects; and

Whereas, ECL, Article 54 and any rules and regulations promulgated pursuant thereto require a resolution to be adopted by the governing body of a municipality to authorize applications for such state assistance payments: and

Whereas, The State of New York also provides financial assistance for projects

To implement the Hudson River Estuary Plan, developed pursuant to and in accordance with the Hudson River Estuary Management Act (ECL Section 11-0303); and

Whereas, ECL, Article 54 and any rules and regulations promulgated pursuant thereto require a resolution to be adopted by the governing body of a municipality to authorize applications for such state assistance payments; and

Whereas, The City of New York has examined and duly considered the applicable laws of the City and State of New York and deems it to be in the public interest to file one or more than one application for such financial assistance payments; and

Whereas, The City of New York/Park & Recreation has prepared applications to the New York State Office of Parks, Recreation and Historic Preservation for municipal park projects, which are identified in the list attached to this Resolution and incorporated herein by this reference as Attachment No. 1; and

Whereas, The City of New York/Parks & Recreation has also prepared applications to the New York State Department of State for local waterfront revitalization projects, which are also identified in the list attached hereto as Attachment No. 1; and

Whereas, The City of New York/Parks & Recreation has also prepared applications to the New York State Department of

Environmental Conservation for Hudson River Estuary Action Plan projects, which are also identified in the list attached hereto as Attachment No. 1; and

Whereas, If the New York State Office of Parks, Recreation and Historic Preservation approves the applications for the municipal park projects, it is necessary that a contract by and between the State of New York and the City of New York be executed in connection with such state assistance payments for each approved project application; and

Whereas, If the New York State Department of State approves the applications for the local waterfront revitalization projects, it is necessary that a contract by and between the State of New York and the City of New York be executed in connection with such state assistance payments for each approved project application; and

Whereas, If the New York State Department of Environmental Conservation approves the applications for the Hudson River Estuary Action Plan projects, it is necessary that a contract by and between the State of New York and the City of New York be executed in connection with such state assistance payments for each approved project application; and

Whereas, The City of New York/Parks & Recreation is the agency charged with the management and physical improvement of all designated parkland owned by the City of New York, now therefore, be it

Resolved by the Council of the City of New York that:

1. The filing of an application for such state assistance payments for the projects specified in Attachment No. 1 in the form required by the State of New York, in conformity with the applicable laws of the State of New York, including all understandings and assurances required by said applications, is hereby authorized;

2. Adrian Benepe, as Commissioner of the City of New York/Parks & Recreation, or his successor(s), is hereby authorized and directed as the official representative of the City of New York to submit an application for funds to the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 3 of the Clean Water/Clean Air Bond Act of 1996 (Title 3 of ECL, Article 56) and Title 9 of the Environmental Protection Act (Title 9 of ECL, Article 54) for each of the municipal park projects, in an amount not to exceed the amounts specified in each application; to act in connection with each such application for grants of state assistance payments, including the provision of such additional information as may be required; and upon approval of each said application by New York State for such projects, to enter into and execute a project agreement with the State for such financial assistance to the City of New York/Parks & Recreation for each said approved application;

3. Adrian Benepe, as Commissioner of the City of New York/Parks & Recreation, or his successor(s), is hereby authorized and directed as the official representative of the City of New York to submit an application for funds to the New York State Department of State in accordance with the provisions of Title 11 of the Environmental Protection Act (Title 11 of ECL, Article 54) for each of the local waterfront revitalization projects, in an amount not to exceed the amounts specified in each application; to act in connection with each such application for grants of state assistance payments, including the provision of such additional information as may be required; and upon approval of each said application by New York State for such projects, to enter into and execute a project agreement with the State for such financial assistance to the City of New York/Parks & Recreation for each said approved application;

4. Adrian Benepe, as Commissioner of the City of New York/Parks & Recreation or his successor(s), is hereby authorized and directed as the official representative of the City of New York to submit an application for funds to the New York State Department of Environmental Conservation in accordance with the provisions of the Environmental Protection Act (ECL Article 54) for each of the Hudson River Estuary Action Plan projects, in an amount not to exceed the amounts specified in each application; to act in connection with each such application for grants of state assistance payments, including the provision of such additional information as may be required; and upon approval of each said application by New York State for such projects, to enter into and execute a project agreement with the State for such financial assistance to the City of New York/Parks & Recreation for each said approved application;

5. Fourteen (14) certified copies of this Resolution shall be prepared for forwarding to the New York State Office of Parks, Recreation and Historic Preservation, the New York State Department of State, and the New York State Department of Environmental Conservation.

#### ATTACHMENT NO. 1

Environmental Protection Act  
Clean Water/Clean Air Bond Act of 1996

1. Forever Wild
2. Waterfront Education Programs with Biodiversity Monitoring Portal
3. Shoreline/Island Access and Safety Patrol Vessel
4. Barretto Point Park Development
5. Bronx River Blueway Waterfront Access Enhancement: Shoelace Park and the Bronx River Parkway
6. Riverdale Park Slope Stabilization
7. West 59th Street Recreation Center Annex
8. Inwood Hill Nature Center Boathouse
9. Fort Washington/Fort Tryon Nonpoint Source Pollution Reduction
10. Alley Pond Nature Center Campground and Boathouse
11. Acquisition of Merrill's Creek Marsh
12. Conference House Park
13. Restoration of Crocheron Pond. Little Neck Bay

14. Midland Beach and Skateboard Facility