



Legislation Details (With Text)

**File #:** Res 0549-2015      **Version:** \*      **Name:** Governor Andrew Cuomo to veto the application by Liberty Natural Gas, LLC to construct the Port Ambrose liquefied natural gas terminal off the coast of NY.

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

**In control:** Committee on Environmental Protection

**On agenda:** 1/22/2015

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

**Title:** Resolution calling on Governor Andrew Cuomo to veto the application by Liberty Natural Gas, LLC to construct the Port Ambrose liquefied natural gas terminal off the coast of New York.

**Sponsors:** Donovan J. Richards, Margaret S. Chin, Corey D. Johnson, Rosie Mendez, Helen K. Rosenthal, Rory I. Lancman, Costa G. Constantinides, Daniel Dromm, Karen Koslowitz, I. Daneek Miller, Mark Levine, Stephen T. Levin, Ben Kallos, Brad S. Lander, Laurie A. Cumbo, Mark Treyger, Inez D. Barron, Vincent J. Gentile, James G. Van Bramer, Antonio Reynoso, Carlos Menchaca, Ydanis A. Rodriguez, Rafael L. Espinal, Jr., Chaim M. Deutsch, Deborah L. Rose, Jumaane D. Williams, Ritchie J. Torres, Julissa Ferreras-Copeland, Maria Del Carmen Arroyo, Paul A. Vallone, Daniel R. Garodnick, Eric A. Ulrich

**Indexes:**

**Attachments:** 1. Committee Report 4/1/15, 2. Hearing Testimony 4/1/15, 3. Hearing Transcript 4/1/15, 4. Committee Report 5/11/15, 5. Hearing Transcript 5/11/15, 6. May 14, 2015 - Stated Meeting Agenda with Links to Files, 7. Hearing Transcript - Stated Meeting 5-14-15, 8. Minutes of the Stated Meeting - May 14, 2015

Date	Ver.	Action By	Action	Result
1/22/2015	*	City Council	Introduced by Council	
1/22/2015	*	City Council	Referred to Comm by Council	
4/1/2015	*	Committee on Environmental Protection	Hearing Held by Committee	
4/1/2015	*	Committee on Environmental Protection	Laid Over by Committee	
4/1/2015	*	Committee on Waterfronts	Hearing Held by Committee	
4/1/2015	*	Committee on Waterfronts	Laid Over by Committee	
5/11/2015	*	Committee on Environmental Protection	Hearing Held by Committee	
5/11/2015	*	Committee on Environmental Protection	Approved by Committee	Pass
5/14/2015	*	City Council	Approved, by Council	Pass

Res. No. 549

Resolution calling on Governor Andrew Cuomo to veto the application by Liberty Natural Gas, LLC to construct the Port Ambrose liquefied natural gas terminal off the coast of New York.

By Council Members Richards, Chin, Johnson, Mendez, Rosenthal, Lancman, Constantinides, Dromm, Koslowitz, Miller, Levine, Levin, Kallos, Lander, Cumbo, Treyger, Barron, Gentile, Van Bramer, Reynoso, Menchaca, Rodriguez, Espinal, Deutsch, Rose, Williams, Torres, Ferreras, Arroyo, Vallone, Garodnick and

Ulrich

Whereas, Liberty Natural Gas, LLC has proposed the construction of a deepwater port facility, called the Port Ambrose liquefied natural gas (LNG) terminal, which would be used to import liquefied natural gas; and

Whereas, The Port Ambrose LNG terminal would consist of a submerged buoy system located in federal waters, within the New York Bight, approximately 19 miles off the coast of New York City; and

Whereas, Liquefied natural gas would arrive at the Port Ambrose LNG terminal on vessels, which would connect to the submerged buoy system and transfer natural gas into a twenty-two mile long pipeline connecting to the existing Transco Lower New York Bay Lateral pipeline, serving New York City and Long Island; and

Whereas, The United States Maritime Administration is the lead regulatory agency determining whether to issue a Deepwater Port License to Liberty Natural Gas, LLC, which would permit construction of the Port Ambrose LNG terminal; and

Whereas, Governor Andrew Cuomo has the authority to veto the Port Ambrose LNG terminal proposal as governor of an “adjacent state,” pursuant to the Deepwater Port Act of 1974; and

Whereas, Several New York State Assembly Members, State Senators, local residents, community groups and environmental advocacy organizations oppose the Port Ambrose LNG terminal proposal and have called on Governor Andrew Cuomo to veto it; and

Whereas, There is evidence that the environmental quality and ecological habitat of the New York Bight have improved over the last several years, including a decrease in the number of floatables, improvements in dissolved oxygen concentrations, and the return of wildlife such as the humpback whale; and

Whereas, The construction and operation of the Port Ambrose LNG terminal could threaten and have

adverse impacts on the environmental quality and ecological habitat of the New York Bight by requiring the dredging of miles of sea floor and by discharging chemically treated seawater into surrounding waters; and

Whereas, The Port Ambrose LNG terminal could increase New York City's reliance on natural gas, which can emit methane when it is extracted, transported, stored and consumed; and

Whereas, According to the Intergovernmental Panel on Climate Change, over a twenty year timeframe, methane has a global warming potential that is as much as 86 times greater than that of carbon dioxide; and

Whereas, LNG is a highly flammable fossil fuel, and if an extreme event such as a hurricane or terrorist attack were to damage the Port Ambrose LNG terminal, potential contamination and fire could impact nearby shipping lanes and coastal communities; and

Whereas, The Port Ambrose LNG terminal could interfere with the development of a more environmentally beneficial wind farm, which has been proposed in the same area; and

Whereas, The Bureau of Ocean Energy Management, an agency of the United States Department of Interior, in its scoping comments on the Port Ambrose LNG terminal application, stated that it is concerned that the proposal to construct a LNG port in the same area proposed for a large wind facility could result in serious conflicts-or at the minimum, complicating factors-that may impact the overall viability of one or both projects; and

Whereas, According to the 2014 Draft New York State Energy Plan, domestic production of natural gas is at its highest level in four decades and the need for substantial increased volumes of imported LNG has diminished for the near term; and

Whereas, In 2011, New Jersey Governor Chris Christie vetoed an application by Liberty Natural Gas, LLC to construct a LNG deepwater port 16 miles off the coast of New Jersey, stating that offshore LNG poses

unacceptable risks to New Jersey's residents, natural resources, economy and security; now, therefore, be it

Resolved, That the Council of the City of New York calls on Governor Andrew Cuomo to veto the application by Liberty Natural Gas, LLC to construct the Port Ambrose LNG terminal off the coast of New York.

BTM  
LS 3130/2014