



## Legislation Text

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**File #:** Res 0404-2004, **Version:** \*

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### Res. No. 404

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, Fidler and Nelson (by request of the Mayor)

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

Whereas, Article 54 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 § 11-0306); and

Whereas, the New York State Department of Environmental Conservation requires that a resolution 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 Department of Parks & Recreation (the “City Department of Parks”) 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 Department of Parks 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 Department of Parks 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 Department of Parks 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 Department of Parks, 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 Article 54, Title 9 of the Environmental Conservation Law 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 Department of Parks for each said approved application, to submit documentation for each approved project, to undertake the approved projects, and to otherwise act for the City of New York in all matters related to the approved projects and to any State assistance for such projects;
3. Adrian Benepe, as Commissioner of the City Department of Parks, 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 Article 54, Title 11 of the Environmental Conservation Law 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 Department of Parks for each said approved application, to submit documentation for each approved project, to undertake the approved projects, and to otherwise act for the City of New York in all matters related to the approved projects and to any State assistance for such projects;

4. Adrian Benepe, as Commissioner of the City Department of Parks, 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 Section 11-0306 of the Environmental Conservation Law 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 Department of Parks for each said approved application, to submit documentation for each approved project, to undertake the approved projects, and to otherwise act for the City of New York in all matters related to the approved projects and to any State assistance for such projects;

5. Forty-one (41) 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 Fund & Land and Water Conservation Fund  
Municipal Parks and Historic Preservation Program  
Local Waterfront Revitalization Program  
Hudson River Estuary Program

1. Wallenberg Forest Restoration
2. Bronx River Education Program
3. Soundview Park Education Program
4. Crotona Park/Crotona Pool Toddler Water Park
5. North Brother Island - Historic Stabilization, Habitat Restoration & Programming
6. Grand Avenue Playground Reconstruction
7. Grant Park Rehabilitation
8. Red Hook Waterfront Nature Center & Historic Trail
9. Canarsie Park Interpretive Waterfront Trail
10. Sheepshead Bay Waterfront Revitalization
11. McLaughlin Park Reconstruction
12. Crown Heights Playground Addition
13. Robert Veneble Park Playground Reconstruction
14. Bushwick Playground Reconstruction
15. St. Johns Recreation Center Playground Reconstruction
16. Riverside Park Playground (117<sup>th</sup>-118<sup>th</sup>)
17. Carrere Stair Restoration (99<sup>th</sup> St & Riverside Dr)
18. West 79<sup>th</sup> Street Boat Basin Expansion
19. Hester Street Playground Reconstruction
20. Fort Tryon/Inwood Hill Park Pathways
21. Ronald McNair Park Playground Development
22. High Bridge Gatehouses
23. Harlem River Park Comfort Station
24. Crocheron Pond Forest Restoration and Wetland Enhancement
25. Shorefront Parkway (Arverne) Handball Court Reconstruction
26. Forest Park Skateboard Park
27. Worlds Fair Marina Reconstruction & Expansion
28. Little Bay Waterfront Access & Coastal Education
29. Marconi Park Fitness Stations
30. Rainey Park Rehabilitation
31. Snug Harbor Waterfront Access
32. Cloves Lakes Wetland & Vegetation Restoration
33. Reconstruction of North Shore Esplanade
34. Basket Willow Swamp
35. Crescent Beach Park Addition