

ENGLEBRIGHT, MCENENY, REILLY, CANESTRARI, MCLAUGHLIN, SAYWARD; M-S:
Thiele
Amd Art 42 Art head, SS42-0101, 42-0103, 42-0105, 42-0111, 42-0113, 42-0115 & 42-0117, En
Con L
Establishes the Historic Hudson-Hoosic Rivers Partnership to replace and expand the territory of
the former Historic Saratoga-Washington on the Hudson Partnership.

STATE OF NEW YORK

S. 2351

A. 2594

2011-2012 Regular Sessions

SENATE - ASSEMBLY

January 19, 2011

IN SENATE -- Introduced by Sen. McDONALD -- read twice and
ordered
printed, and when printed to be committed to the Committee on
Environ-
mental Conservation

IN ASSEMBLY -- Introduced by M. of A. ENGLEBRIGHT -- read once
and
referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation
to
establishing the Historic Hudson-Hoosic Rivers Partnership

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

1 Section 1. The article heading of article 42 of the
environmental
2 conservation law, as added by chapter 737 of the laws of 2006,
is
3 amended to read as follows:

4 HISTORIC [~~SARATOGA-WASHINGTON ON THE HUDSON~~]
5 HUDSON-HOOSIC RIVERS
6 PARTNERSHIP

7 § 2. Subdivisions 1, 3 and 4 of section 42-0101 of the
environmental
8 conservation law, as added by chapter 737 of the laws of 2006,
are
9 amended to read as follows:

10 1. "Partnership" shall mean the organization established as [~~The~~]
the
11 Historic [~~Saratoga-Washington-on-the-Hudson~~] Hudson-Hoosic Rivers
Part-
12 nership pursuant to section 42-0103 of this article.
13 3. "Historic [~~Saratoga-Washington-on-the-Hudson~~] Hudson-Hoosic
Rivers
14 area" or "area" shall mean the contiguous area in Saratoga [~~and~~],
Wash-
15 ington and Rensselaer counties within the towns of Saratoga,
Stillwater,
16 Northumberland, Easton, Fort Edward, Waterford, Halfmoon [~~and~~],
Green-
17 wich, Schaghticoke, Hoosick, Moreau, White Creek, Cambridge,
Kingsbury,
18 Corinth and Pittstown; the villages of South Glens Falls,
Cambridge,
19 Hudson Falls, Valley Falls, Schaghticoke, Corinth and Hoosick Falls;
and
20 the city of Mechanicville.

EXPLANATION--Matter in italics (underscored) is new; matter in
brackets

[~~-~~] is old law to be omitted.

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1 4. "Historic [~~Saratoga-Washington-on-the-Hudson~~] Hudson-Hoosic
Rivers
2 fund" or "fund" shall be the fund established pursuant to
section
3 42-0115 of this article.
4 § 3. The section heading and subdivisions 1, 5, 7 and 9 of
section
5 42-0103 of the environmental conservation law, as added by chapter
737
6 of the laws of 2006, are amended to read as follows:
7 The Historic [~~Saratoga-Washington-on-the-Hudson~~] Hudson-Hoosic
Rivers
8 Partnership.
9 1. The Historic [~~Saratoga-Washington-on-the-Hudson~~] Hudson-
Hoosic
10 Rivers Partnership is hereby established in the department to be a
body
11 corporate and public, and to consist of up to [~~twenty-two~~] thirty-
seven
12 voting members. The following individuals shall be invited to
become
13 members: the supervisor of the town of Saratoga, the supervisor of
the
14 town of Fort Edward, the supervisor of the town of Greenwich, the
super-
15 visor of the town of Easton, the supervisor of the town of
Stillwater,

16 the supervisor of the town of Waterford, the supervisor of the town
of
17 Northumberland, the supervisor of the town of Halfmoon, the
supervisor
18 of the town of Mechanicville, the supervisor of the town of White
Creek,
19 the supervisor of the town of Cambridge, the supervisor of the town
of
20 Moreau, the supervisor of the town of Schaghticoke, the supervisor
of
21 the town of Pittstown, the supervisor of the town of Hoosick, the
super-
22 visor of the town of Kingsbury, the supervisor of the town of
Corinth,
23 the mayor of the city of Mechanicville, the mayor of the village
of
24 Schuylerville, the mayor of the village of Victory, the mayor of
the
25 village of Stillwater, the mayor of the village of Fort Edward,
the
26 mayor of the village of Greenwich, the mayor of the village of
South
27 Glens Falls, the mayor of the village of Cambridge, the mayor of
the
28 village of Hudson Falls, the mayor of the village of Valley Falls,
the
29 mayor of the village of Schaghticoke, the mayor of the village
of
30 Corinth, the mayor of the village of Hoosick Falls and the mayor of
the
31 village of Waterford. In addition, six members shall be appointed
as
32 follows: two shall be appointed by the governor, two shall be
appointed
33 by the temporary president of the senate[7] and two shall be
appointed
34 by the speaker of the assembly. The commissioner and the
commissioners
35 of agriculture and markets, and parks, recreation and historic
preserva-
36 tion shall be nonvoting ex-officio members of the partnership. The
six
37 appointed members of the partnership, [~~three~~] two of which shall
be
38 residents of Saratoga county, two of which shall be residents of
Rensse-
39 laer county and [~~three~~] two of which shall be residents of
Washington
40 county, shall by training, education and experience or attainment
be
41 qualified to analyze, interpret and/or support matters relevant
to
42 historical, environmental, economic or scenic preservation work of
the
43 partnership. Each ex-officio member of the partnership may
designate a

44 representative to attend, in his or her place, meetings of the
partner-
45 ship and to act in his or her behalf at meetings and with respect to
the
46 business of the partnership.
47 5. Notwithstanding any inconsistent provisions of law,
general,
48 special[7] or local, no officer or employee of the state or any
civil
49 division thereof, shall be deemed to have forfeited or shall forfeit
his
50 or her office or employment by reason of his or her acceptance
of
51 membership on the partnership.

52 ~~[7. The partnership shall come into being, upon the receipt by
the
53 commissioner, of notice from eight municipal voting members the
inten-
54 tion to join the partnership.]~~

55 9. Every state agency and public corporation having jurisdiction
of
56 land within municipalities located within the Historic [~~Saratoga-
Wash-~~
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1 ~~ington on the Hudson River~~] Hudson-Hoosic Rivers Partnership

Reserve
2 shall, to the fullest extent practicable, cooperate and assist the
part-
3 nership in carrying out the provisions of this article.

4 § 4. Section 42-0105 of the environmental conservation law, as
added

5 by chapter 737 of the laws of 2006, is amended to read as follows:

6 § 42-0105. The Historic [~~Saratoga-Washington on the Hudson~~] Hudson-
Hoo-
7 sic Rivers Partnership Reserve.

8 The area encompassed within the municipal boundaries in the towns
of

9 Saratoga, Stillwater, Northumberland, Easton, Fort Edward,
Waterford,

10 Halfmoon, Moreau, Schaghticoke, Cambridge, White Creek,
Pittstown,

11 Hoosick, Kingsbury, Corinth and Greenwich; the villages of South
Glens

12 Falls, Cambridge, Hudson Falls, Valley Falls, Schaghticoke, Corinth
and

13 Hoosick Falls; and the city of Mechanicville is hereby designated to
be

14 the Historic [~~Saratoga-Washington on the Hudson~~] Hudson-Hoosic
Rivers

15 Partnership Reserve.

16 § 5. Section 42-0111 of the environmental conservation law, as
added

17 by chapter 737 of the laws of 2006, is amended to read as follows:

18 § 42-0111. Appropriations by municipalities.

19 To effectuate the purposes of this article, the local
legislative
20 bodies of the towns, villages and city within the reserve and the
coun-
21 ties of Saratoga [~~and~~], Washington and Rensselaer may appropriate
and
22 pay over to the partnership moneys to be expended by the partnership
to
23 carry out its functions [~~thereunder~~] pursuant to this article.
24 § 6. Section 42-0113 of the environmental conservation law, as
added
25 by chapter 737 of the laws of 2006, is amended to read as follows:
26 § 42-0113. Cooperation of state agencies.
27 To effectuate the purposes of this article, the partnership
may
28 request from any department, board, bureau, commission or other
agency
29 of the state, and the same are authorized to provide, such
cooperation
30 and assistance, services and data as will enable the partnership
proper-
31 ly to carry out its functions [~~thereunder~~] pursuant to this article.
32 § 7. Subdivision 1 of section 42-0115 of the environmental
conserva-
33 tion law, as added by chapter 737 of the laws of 2006, is amended
to
34 read as follows:
35 1. There is hereby established in the joint custody of the state
comp-
36 troller and the commissioner of taxation and finance a special fund
to
37 be known as the "Historic [~~Saratoga-Washington-on-the-Hudson~~]
Hudson-
38 Hoosic Rivers fund".
39 § 8. Section 42-0117 of the environmental conservation law, as
added
40 by chapter 737 of the laws of 2006, is amended to read as follows:
41 § 42-0117. Siena College revolutionary war institute.
42 The partnership may enter into an agreement with the Siena
College
43 revolutionary war institute to provide diverse, academically
based
44 education opportunities based on the historic resources of the
Historic
45 [~~Saratoga-Washington-on-the-Hudson~~] Hudson-Hoosic Rivers
Partnership
46 Reserve for local schools, residents in the reserve and visitors to
the
47 reserve to learn about our nation's birth and democratic foundations.
48 § 9. This act shall take effect upon the receipt by the
commissioner
49 of environmental conservation of notice from at least eight of
the
50 following municipal voting members of their intention to join
the
51 Hudson-Hoosic Rivers Partnership: the town of White Creek, the town
of

52 Cambridge, the town of Moreau, the town of Schaghticoke, the town
of
53 Pittstown, the town of Hoosick, the town of Kingsbury, the town
of
54 Corinth, the village of South Glens Falls, the village of Cambridge,
the
55 village of Hudson Falls, the village of Valley Falls, the village
of
56 Schaghticoke, the village of Corinth or the village of Hoosick
Falls;
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1 provided that the commissioner of environmental conservation shall
noti-
2 fy the legislative bill drafting commission upon the occurrence
of
3 notice from eight of the preceding municipalities in order that
the
4 commission may maintain an accurate and timely effective database of
the
5 official text of the laws of the state of New York in furtherance
of
6 effectuating the provisions of section 44 of the legislative law
and
7 section 70-b of the public officers law.

**NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)**

BILL NUMBER: A2594

SPONSOR: Englebright

TITLE OF BILL: An act to amend the environmental conservation law, in relation to establishing the Historic Hudson-Hoosic Rivers Partnership

PURPOSE:

To create a Historic Hudson-Hoosic Rivers Partnership, to replace the Historic Washington on the Hudson Partnership that will address such matters such as collaborative agriculture and open space protection, tourism development and revitalization of main streets, recreational development, and protection of natural and cultural heritage.

SUMMARY OF PROVISIONS:

Amend the environmental conservation law by establishing the Historic Hudson-Hoosic Rivers Partnership and repealing article 42 of such law relating to the Historic Saratoga-Washington on the Hudson Partnership. The Historic Hudson-Hoosic Rivers Partnership will consist of Historic Hudson-Hoosic Rivers Partnership Reserve that will address such matters

such as collaborative agriculture and open space protection, tourism development and revitalization of main streets, recreational development, and protection of natural and cultural heritage. The areas of the Hudson Reserve are within the municipal boundaries in the towns of Saratoga, Stillwater, Northumberland, Easton, Fort Edward, Waterford, Halfmoon, Greenwich, Schaghticoke, Hoosick, Moreau, White Creek, Cambridge, Pittstown; the villages of South Glens Falls; and the city of Mechanicville. The partnership will consist of up to thirty-two voting members that will consist of supervisors and mayors that encompass the Hudson Partnership, as well as six additional appointed members, two appointed by the Governor, two appointed by the temporary president of the senate and two appointed by the speaker of the assembly. The Historic Saratoga-Washington on the Hudson fund in joint custody of the state comptroller and commissioner of taxation and finance. The partnership can enter into an agreement with Siena College revolutionary war institute to provide diverse, academically based education opportunities based on the historic resources of the Historic Hudson-Hoosic Rivers Reserve for local schools, residents and visitors of the reserve to learn about our nation's birth and democratic foundations.

JUSTIFICATION:

The communities along the Hudson River in the counties of Saratoga, Washington and Rensselaer possess unique historic and natural significance as a primary birthplace of America. The Historic Hudson-Hoosic Rivers Partnership is an innovative framework building and expanding on existing public and private initiatives to fully realize the areas historic, natural and scenic, recreational and economic potential for the people of the region and the state as a whole.

LEGISLATIVE HISTORY:

New bill.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

This act shall take effect upon the receipt by the commissioner of environmental conservation of notice from at least eight of the following municipal voting members of their intention to join the Hudson-Hoosic Rivers Partnership: the town of White Creek, the town of Cambridge, the town of Moreau, the town of Schaghticoke, the town of Pittstown, the town of Hoosick, the town of Kingsbury, the town of Corinth, the village of South Glens Falls, the village of Cambridge, the village of Hudson Falls, the village of Valley Falls, the Village of Schaghticoke, the village of Corinth or the village of Hoosick Falls; provided that the commissioner of environmental conservation shall notify the legislative bill drafting commission upon the occurrence of notice from eight of the preceding municipalities in order that the commission may maintain an accurate and timely effective database of the official text of the laws of the state of New York in furtherance of effectuating the provisions

of section 44 of the legislative law and section 70-b of the public officers law.