

New York State Senate

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From: Angela
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Date: 7/3/07

Pages After Cover Sheet: 2

- ACTION:**
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John C Googas/senate
07/03/2007 12:03 PM

To dpalmer@nylpi.org

cc

bcc

Subject

Attached is a copy of Senator Padavan's legislation s.6393, which addresses the concerns raised about environmental reviews and public hearing requirements. Full SEQRA, when unnecessary, and City Council intervention still appear to be impediments to an efficient leasing system within NYC DOE and SCA. SCA has made it very clear that if a site warranted full SEQRA, the agency would not take a chance on a lease, because of safety and cost considerations. I hope you find this information helpful. Have a nice holiday!

STATE OF NEW YORK

6393

2007-2008 Regular Sessions

IN SENATE

June 21, 2007

Introduced by Sen. PADAVAN -- read twice and ordered
printed, and when
printed to be committed to the Committee on Rules

AN ACT to amend the public authorities law, in relation
to land use
review procedures

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

- 1 Section 1. Section 1730 of the public authorities law
is amended by
- 2 adding two new subdivisions 4 and 5 to read as follows:
- 3 4. The authority shall conduct a Phase 1 documentary
review pursuant
- 4 to the American Society of Testing and Materials -
E1527 and, if
- 5 warranted, a Phase 2 field investigation pursuant to
American Society of
- 6 Testing and Materials - E1903, prior to entering into a

new lease for an

7 educational facility.

8 5. If after a Phase 2 investigation a remedial work
plan is required,

9 such plan shall be made available for public comment and
review for a

10 period of not more than sixty days. The public
comment period shall

11 include at least one public hearing that shall take place
no sooner than

12 thirty days and no later than forty-five days from the
commencement of

13 the public comment period and shall be conducted by the
community educa-

14 tion council of the district in which the facility will
be located. The

15 public comment period shall commence one day after the
detailed remedial

16 work plans are made available to the community education
council.

17 § 2. This act shall take effect on the ninetieth day
after it shall

18 have become a law.

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

[-] is old law to be omitted.

LBD13972-02-7

John C. Googas, Jr.
Chief-of-Staff
Senator Frank Padavan