

# 32:20A-1

## LEGISLATIVE HISTORY CHECK Compiled by the NJ State Law Library

**LAWS OF:** 1999            **CHAPTER:** 402  
**NJSA:** 32:20A-1        (Greenwood Lake Commission – establishes)  
**BILL NO:** S1788        (Substituted for A3412)

**SPONSOR(S):** McNamara

**DATE INTRODUCED:** March 18, 1999

**COMMITTEE:**            **ASSEMBLY:** Environment

**SENATE:** Environment

**AMENDED DURING PASSAGE:** Yes

**DATE OF PASSAGE:**            **ASSEMBLY:** January 10, 2000

**SENATE:** September 30, 1999

**DATE OF APPROVAL:** January 18, 2000

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

**FINAL TEXT OF BILL:** 1<sup>st</sup> Reprint  
(Amendments during passage denoted by superscript number)

### S1788

**SPONSORS STATEMENT:** (Begins on page 5 of original bill) [Yes](#)

**COMMITTEE STATEMENT:**                            **ASSEMBLY:** [Yes](#)

**SENATE:** [Yes](#)

**FLOOR AMENDMENT STATEMENTS:** No

**LEGISLATIVE FISCAL ESTIMATE:** [Yes](#)

### A3412

**SPONSORS STATEMENT:** (Begins on page 5 of original bill) [Yes](#)  
Bill and Sponsors Statement identical to S1788

**COMMITTEE STATEMENT:**                            **ASSEMBLY:** [Yes](#)  
Identical to Assembly Statement for S1788

**SENATE:** No

**FLOOR AMENDMENT STATEMENTS:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

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**REPORTS:**

No

**HEARINGS:**

No

**NEWSPAPER ARTICLES:**

No

Title 32.  
Subtitle 8.  
Chapter 20A. (New)  
Greenwood Lake  
§§1-7 -  
C.32:20A-1  
to 32:20A-7

P.L. 1999, CHAPTER 402, *approved January 18, 2000*  
Senate, No. 1788 (*First Reprint*)

1 **AN ACT** creating the Greenwood Lake Commission and supplementing  
2 Title 58 of the Revised Statues.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6

7 1. This act shall be known, and may be cited, as the "Greenwood  
8 Lake Protection Act."

9

10 2. The Legislature finds and declares that the States of New Jersey  
11 and New York and their respective citizens share a common concern  
12 to protect the quality of the environment through the preservation of  
13 natural and scenic resources and open space to the maximum extent  
14 possible along their common border; that the two states and their  
15 respective citizens also share the benefits of several environmentally  
16 significant waterbodies and watersheds that cross the interstate border  
17 region, including Greenwood Lake and its watershed; that, because of  
18 the geology and hydrology of the land in the border region,  
19 development, land use, and land management practices and patterns in  
20 each state necessarily impact, often negatively, upon the natural and  
21 scenic resources of, and the extent of open space and recreational  
22 opportunities within, both states; that Greenwood Lake is the largest  
23 lake in the Highlands region of northern New Jersey and southern New  
24 York and is a prime source of enjoyment and recreation for the people  
25 who live in or visit the bi-state border area; that Greenwood Lake is  
26 vital to the recreation and economy of the Highlands region of  
27 northern New Jersey and southern New York; and that there has been  
28 a long history of cooperation among state and local governmental  
29 entities and various private organizations and individuals in the vicinity  
30 of Greenwood Lake and its watershed to ensure the preservation of  
31 Greenwood Lake.

32 The Legislature therefore determines that there is a need to endorse  
33 and formalize that bi-state cooperative effort to help ensure that the  
34 natural, scenic, and recreational resources of Greenwood Lake and its  
35 watershed are protected from despoliation due to environmental and

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

**<sup>1</sup> Senate SEN committee amendments adopted May 6, 1999.**

1 other threats from both sides of the border, so that the pristine beauty  
2 of the area will be preserved and maintained for the enjoyment and  
3 recreation of present and future generations; and that the creation of  
4 a bi-state commission is an appropriate means to accomplish that very  
5 important goal.

6  
7 3. a. There is created the Greenwood Lake Commission, which  
8 shall comprise 11 voting members, as follows: a representative  
9 appointed by the Board of Chosen Freeholders of Passaic County,  
10 New Jersey; two representatives appointed by the governing body of  
11 the Township of West Milford, New Jersey; the Commissioner of the  
12 New Jersey Department of Environmental Protection, or a designee  
13 thereof, who shall serve ex officio; a representative appointed by the  
14 governing body of Orange County, New York; a representative  
15 appointed by the governing body of the Village of Greenwood Lake,  
16 New York; a representative appointed by the governing body of the  
17 Town of Warwick, New York; the Commissioner of the New York  
18 Department of Environmental Conservation, or a designee thereof,  
19 who shall serve ex officio; a representative of the Greenwood Lake  
20 Watershed Management District, Inc.; and two members of the public  
21 with expertise in the protection, preservation, maintenance,  
22 management, or enhancement of lakes or the natural, scenic, or  
23 recreational resources associated therewith, of whom one shall be  
24 appointed by the Governor of the State of New Jersey with the advice  
25 and consent of the Senate thereof, and one shall be appointed by the  
26 Governor of the State of New York with the advice and consent of the  
27 Senate thereof.

28 b. Vacancies in the appointed positions on the commission shall be  
29 filled in the same manner as the original appointments were made.

30 c. Members of the commission from New Jersey shall serve  
31 without compensation, but the commission may, within the limits of  
32 funds appropriated or otherwise made available to it, reimburse  
33 members for actual expenses necessarily incurred in the discharge of  
34 their official duties.

35 d. Members of the commission from New Jersey shall serve at the  
36 pleasure of the relevant appointing authority.

37  
38 4. a. The commission shall organize as soon as may be practicable  
39 after the appointment of its members, and shall select two co-  
40 chairpersons <sup>1</sup>【among】<sup>1</sup> from its members, one from each state, and  
41 a secretary who need not be a member.

42 b. The commission shall meet regularly as it may determine.  
43 Meetings of the commission shall be <sup>1</sup>at<sup>1</sup> such times and places as the  
44 co-chairpersons of the commission deem appropriate, but to the  
45 maximum extent practicable and feasible, shall be rotated between the  
46 two states on an alternating basis. Meetings held in New Jersey shall

1 be subject to the provisions and requirements of the "Open Public  
2 Meetings Act," P.L.1975, c.231 (C.10:4-6 et seq.).

3 The commission shall also meet at the call of the governor of either  
4 state or at the call of either co-chairperson.

5 c. A majority of the voting membership of the commission shall  
6 constitute a quorum for the transaction of commission business.  
7 Action may be taken and motions and resolutions adopted by the  
8 commission at any meeting thereof by the affirmative vote of eight  
9 members of the commission.

10 d. The commission shall be entitled to call to its assistance, and  
11 avail itself of the services of, such employees of the two states, or any  
12 political subdivisions, instrumentalities, entities, agencies, or  
13 authorities thereof, as it may require and as may be made available to  
14 it for the purpose of carrying out its duties under this act. If requested  
15 by the commission, the New Jersey Department of Environmental  
16 Protection and the New York Department of Environmental  
17 Conservation shall provide primary staff support.

18 e. The commission may, within the limits of funds appropriated or  
19 otherwise made available to it for those purposes, employ such  
20 professional, technical, and clerical staff and incur such traveling and  
21 other miscellaneous expenses as it may deem necessary in order to  
22 perform its duties.

23

24 5. The duties of the commission shall be to:

25 a. assess present and projected development, land use, and land  
26 management practices and patterns, and identify actual and potential  
27 environmental threats and problems, around Greenwood Lake and  
28 within its watershed, and determine the effects of those practices and  
29 patterns, threats, and problems upon the natural, scenic, and  
30 recreational resources of Greenwood Lake and its watershed;

31 b. develop recommended regulations, procedures, policies,  
32 planning strategies, and model ordinances and resolutions pertaining  
33 to the protection, preservation, maintenance, management, and  
34 enhancement of Greenwood Lake and its watershed, which would be  
35 implemented as appropriate on a voluntary basis by those entities with  
36 representatives on the commission;

37 c. coordinate environmental clean up, maintenance, and protection  
38 efforts undertaken, for the benefit of Greenwood Lake and its  
39 watershed, by those entities with representatives on the commission;

40 d. <sup>1</sup>coordinate with the Department of Environmental Protection's  
41 watershed management program for the area that includes Greenwood  
42 Lake;

43 e.<sup>1</sup> recommend appropriate state legislation and administrative  
44 action pertaining to the protection, preservation, maintenance,  
45 management, and enhancement of Greenwood Lake and its watershed;

46 <sup>1</sup>[e.] f.<sup>1</sup> advocate, and where appropriate, act as a coordinating,

1 distributing, or recipient agency for, federal, state, or private funding  
2 of environmental cleanup, maintenance, and protection projects for  
3 Greenwood Lake and its watershed, which projects may include the  
4 work of the commission; and

5 <sup>1</sup>[f.] <sup>1</sup>g. take such other action as may be appropriate or necessary  
6 to further the purpose of this act.

7

8 6. The commission shall, within 18 months of the date it organizes,  
9 prepare a progress report on its activities, and submit it, together with  
10 any recommendations for legislation, administrative action, or action  
11 by local governments, to the Governors and Legislatures of the State  
12 of New Jersey and New York.

13

14 7. This act shall take effect upon enactment of substantially similar  
15 legislation by the State of New York, unless the State of New York  
16 has enacted such legislation prior to the date of enactment of this act,  
17 in which case this act shall take effect immediately.

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22 \_\_\_\_\_  
Creates bi-state Greenwood Lake Commission.

**SENATE, No. 1788**

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**STATE OF NEW JERSEY**  
**208th LEGISLATURE**

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INTRODUCED MARCH 18, 1999

**Sponsored by:**

**Senator HENRY P. MCNAMARA**

**District 40 (Bergen and Passaic)**

**Senator DONALD T. DIFRANCESCO**

**District 22 (Middlesex, Morris, Somerset and Union)**

**SYNOPSIS**

Creates bi-state Greenwood Lake Commission.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT creating the Greenwood Lake Commission and supplementing  
2 Title 58 of the Revised Statutes.

3

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10 2. The Legislature finds and declares that the States of New Jersey  
11 and New York and their respective citizens share a common concern  
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13 natural and scenic resources and open space to the maximum extent  
14 possible along their common border; that the two states and their  
15 respective citizens also share the benefits of several environmentally  
16 significant waterbodies and watersheds that cross the interstate border  
17 region, including Greenwood Lake and its watershed; that, because of  
18 the geology and hydrology of the land in the border region,  
19 development, land use, and land management practices and patterns in  
20 each state necessarily impact, often negatively, upon the natural and  
21 scenic resources of, and the extent of open space and recreational  
22 opportunities within, both states; that Greenwood Lake is the largest  
23 lake in the Highlands region of northern New Jersey and southern New  
24 York and is a prime source of enjoyment and recreation for the people  
25 who live in or visit the bi-state border area; that Greenwood Lake is  
26 vital to the recreation and economy of the Highlands region of  
27 northern New Jersey and southern New York; and that there has been  
28 a long history of cooperation among state and local governmental  
29 entities and various private organizations and individuals in the vicinity  
30 of Greenwood Lake and its watershed to ensure the preservation of  
31 Greenwood Lake.

32 The Legislature therefore determines that there is a need to endorse  
33 and formalize that bi-state cooperative effort to help ensure that the  
34 natural, scenic, and recreational resources of Greenwood Lake and its  
35 watershed are protected from despoliation due to environmental and  
36 other threats from both sides of the border, so that the pristine beauty  
37 of the area will be preserved and maintained for the enjoyment and  
38 recreation of present and future generations; and that the creation of  
39 a bi-state commission is an appropriate means to accomplish that very  
40 important goal.

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42 3. a. There is created the Greenwood Lake Commission, which  
43 shall comprise 11 voting members, as follows: a representative  
44 appointed by the Board of Chosen Freeholders of Passaic County,  
45 New Jersey; two representatives appointed by the governing body of



1 the Township of West Milford, New Jersey; the Commissioner of the  
2 New Jersey Department of Environmental Protection, or a designee  
3 thereof, who shall serve ex officio; a representative appointed by the  
4 governing body of Orange County, New York; a representative  
5 appointed by the governing body of the Village of Greenwood Lake,  
6 New York; a representative appointed by the governing body of the  
7 Town of Warwick, New York; the Commissioner of the New York  
8 Department of Environmental Conservation, or a designee thereof,  
9 who shall serve ex officio; a representative of the Greenwood Lake  
10 Watershed Management District, Inc.; and two members of the public  
11 with expertise in the protection, preservation, maintenance,  
12 management, or enhancement of lakes or the natural, scenic, or  
13 recreational resources associated therewith, of whom one shall be  
14 appointed by the Governor of the State of New Jersey with the advice  
15 and consent of the Senate thereof, and one shall be appointed by the  
16 Governor of the State of New York with the advice and consent of the  
17 Senate thereof.

18 b. Vacancies in the appointed positions on the commission shall be  
19 filled in the same manner as the original appointments were made.

20 c. Members of the commission from New Jersey shall serve  
21 without compensation, but the commission may, within the limits of  
22 funds appropriated or otherwise made available to it, reimburse  
23 members for actual expenses necessarily incurred in the discharge of  
24 their official duties.

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26 pleasure of the relevant appointing authority.

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29 after the appointment of its members, and shall select two co-  
30 chairpersons among from its members, one from each state, and a  
31 secretary who need not be a member.

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33 Meetings of the commission shall be such times and places as the co-  
34 chairpersons of the commission deem appropriate, but to the maximum  
35 extent practicable and feasible, shall be rotated between the two states  
36 on an alternating basis. Meetings held in New Jersey shall be subject  
37 to the provisions and requirements of the "Open Public Meetings Act,"  
38 P.L.1975, c.231 (C.10:4-6 et seq.).

39 The commission shall also meet at the call of the governor of either  
40 state or at the call of either co-chairperson.

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42 constitute a quorum for the transaction of commission business.  
43 Action may be taken and motions and resolutions adopted by the  
44 commission at any meeting thereof by the affirmative vote of eight  
45 members of the commission.

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1 avail itself of the services of, such employees of the two states, or any  
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3 authorities thereof, as it may require and as may be made available to  
4 it for the purpose of carrying out its duties under this act. If requested  
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6 Protection and the New York Department of Environmental  
7 Conservation shall provide primary staff support.

8 e. The commission may, within the limits of funds appropriated or  
9 otherwise made available to it for those purposes, employ such  
10 professional, technical, and clerical staff and incur such traveling and  
11 other miscellaneous expenses as it may deem necessary in order to  
12 perform its duties.

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14 5. The duties of the commission shall be to:

15 a. assess present and projected development, land use, and land  
16 management practices and patterns, and identify actual and potential  
17 environmental threats and problems, around Greenwood Lake and  
18 within its watershed, and determine the effects of those practices and  
19 patterns, threats, and problems upon the natural, scenic, and  
20 recreational resources of Greenwood Lake and its watershed;

21 b. develop recommended regulations, procedures, policies,  
22 planning strategies, and model ordinances and resolutions pertaining  
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24 enhancement of Greenwood Lake and its watershed, which would be  
25 implemented as appropriate on a voluntary basis by those entities with  
26 representatives on the commission;

27 c. coordinate environmental clean up, maintenance, and protection  
28 efforts undertaken, for the benefit of Greenwood Lake and its  
29 watershed, by those entities with representatives on the commission;

30 d. recommend appropriate state legislation and administrative  
31 action pertaining to the protection, preservation, maintenance,  
32 management, and enhancement of Greenwood Lake and its watershed;

33 e. advocate, and where appropriate, act as a coordinating,  
34 distributing, or recipient agency for, federal, state, or private funding  
35 of environmental cleanup, maintenance, and protection projects for  
36 Greenwood Lake and its watershed, which projects may include the  
37 work of the commission; and

38 f. take such other action as may be appropriate or necessary to  
39 further the purpose of this act.

40

41 6. The commission shall, within 18 months of the date it organizes,  
42 prepare a progress report on its activities, and submit it, together with  
43 any recommendations for legislation, administrative action, or action  
44 by local governments, to the Governors and Legislatures of the State  
45 of New Jersey and New York.

46

1 7. This act shall take effect upon enactment of substantially similar  
2 legislation by the State of New York, unless the State of New York  
3 has enacted such legislation prior to the date of enactment of this act,  
4 in which case this act shall take effect immediately.

5  
6  
7 STATEMENT  
8

9 This bill would create an 11-member bi-state commission, to be  
10 known as the Greenwood Lake Commission, the purpose of which  
11 would be to provide a means to effectively facilitate the cooperation  
12 of various levels of government in both states to help ensure that the  
13 natural, scenic, and recreational resources of Greenwood Lake and its  
14 watershed are protected from despoliation due to environmental and  
15 other threats from both sides of the border, so that the pristine beauty  
16 of the area will be preserved and maintained for the enjoyment and  
17 recreation of the present and future generations.

18 The commission membership would be as follows: a representative  
19 appointed by the Board of Chosen Freeholders of Passaic County,  
20 New Jersey; two representatives appointed by the governing body of  
21 the Township of West Milford, New Jersey; the Commissioner of the  
22 New Jersey Department of Environmental Protection, or a designee  
23 thereof, who shall serve ex officio; a representative appointed by the  
24 governing body of Orange County, New York; a representative  
25 appointed by the governing body of the Village of Greenwood Lake,  
26 New York; a representative appointed by the governing body of the  
27 Town of Warwick, New York; the Commissioner of the New York  
28 Department of Environmental Conservation, or a designee thereof,  
29 who shall serve ex officio; a representative of the Greenwood Lake  
30 Watershed Management District, Inc.; and two members of the public  
31 with expertise in the protection, preservation, maintenance,  
32 management, or enhancement of lakes or the natural, scenic, or  
33 recreational resources associated therewith, of whom one shall be  
34 appointed by the Governor of the State of New Jersey with the advice  
35 and consent of the Senate thereof, and one shall be appointed by the  
36 Governor of the State of New York with the advice and consent of the  
37 Senate thereof.

38 The duties of the commission would be to:

39 (1) assess present and projected development, land use, and land  
40 management practices and patterns, and identify actual and potential  
41 environmental threats and problems, around Greenwood Lake and  
42 with its watershed, and determine the effects of those practices and  
43 patterns, threats, and problems upon the natural, scenic, and  
44 recreational resources of Greenwood Lake and its watershed;

45 (2) develop recommended regulations, procedures, policies,  
46 planning strategies, and model ordinances and resolutions pertaining

1 to the protection, preservation, maintenance, management, and  
2 enhancement of Greenwood Lake and its watershed, which would be  
3 implemented as appropriate on a voluntary basis by those entities with  
4 representatives on the commission;

5 (3) coordinate environmental clean up, maintenance, and  
6 protection efforts undertaken, for the benefit of Greenwood Lake and  
7 its watershed, by those entities with representatives on the  
8 commission;

9 (4) recommend appropriate state legislation and administrative  
10 action pertaining to the protection, preservation, maintenance,  
11 management, and enhancement of Greenwood Lake and its watershed;  
12 and

13 (5) advocate, and where appropriate, act as a coordinating,  
14 distributing, or recipient agency for, federal, state, or private funding  
15 of environmental cleanup, maintenance, and protection projects for  
16 Greenwood Lake and its watershed, which projects may include the  
17 work of the commission.

# ASSEMBLY ENVIRONMENT COMMITTEE

## STATEMENT TO

[First Reprint]

**SENATE, No. 1788**

# STATE OF NEW JERSEY

DATED: DECEMBER 6, 1999

The Assembly Environment Committee reports favorably Senate Bill No. 1788 (1R).

This bill would create an 11-member bi-state commission, to be known as the Greenwood Lake Commission, the purpose of which would be to provide a means to effectively facilitate the cooperation of various levels of government in both states to help ensure that the natural, scenic, and recreational resources of Greenwood Lake and its watershed are protected from despoliation due to environmental and other threats from both sides of the border, so that the pristine beauty of the area will be preserved and maintained for the enjoyment and recreation of the present and future generations.

The commission membership would be as follows: a representative appointed by the Board of Chosen Freeholders of Passaic County, New Jersey; two representatives appointed by the governing body of the Township of West Milford, New Jersey; the Commissioner of the New Jersey Department of Environmental Protection, or a designee thereof, who shall serve ex officio; a representative appointed by the governing body of Orange County, New York; a representative appointed by the governing body of the Village of Greenwood Lake, New York; a representative appointed by the governing body of the Town of Warwick, New York; the Commissioner of the New York Department of Environmental Conservation, or a designee thereof, who shall serve ex officio; a representative of the Greenwood Lake Watershed Management District, Inc.; and two members of the public with expertise in the protection, preservation, maintenance, management, or enhancement of lakes or the natural, scenic, or recreational resources associated therewith, of whom one shall be appointed by the Governor of the State of New Jersey with the advice and consent of the Senate thereof, and one shall be appointed by the Governor of the State of New York with the advice and consent of the Senate thereof.

The duties of the commission would be to:

(1) assess present and projected development, land use, and land management practices and patterns, and identify actual and potential environmental threats and problems, around Greenwood Lake and

with its watershed, and determine the effects of those practices and patterns, threats, and problems upon the natural, scenic, and recreational resources of Greenwood Lake and its watershed;

(2) develop recommended regulations, procedures, policies, planning strategies, and model ordinances and resolutions pertaining to the protection, preservation, maintenance, management, and enhancement of Greenwood Lake and its watershed, which would be implemented as appropriate on a voluntary basis by those entities with representatives on the commission;

(3) coordinate environmental clean up, maintenance, and protection efforts undertaken, for the benefit of Greenwood Lake and its watershed, by those entities with representatives on the commission;

(4) coordinate with the New Jersey Department of Environmental Protection's watershed management program for the area that includes Greenwood Lake;

(5) recommend appropriate state legislation and administrative action pertaining to the protection, preservation, maintenance, management, and enhancement of Greenwood Lake and its watershed; and

(6) advocate, and where appropriate, act as a coordinating, distributing, or recipient agency for, federal, state, or private funding of environmental cleanup, maintenance, and protection projects for Greenwood Lake and its watershed, which projects may include the work of the commission.

As reported by the committee, this bill is identical to Assembly Bill No.3412 of 1999 as also reported by the committee.

# SENATE ENVIRONMENT COMMITTEE

## STATEMENT TO

### **SENATE, No. 1788**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: MAY 6, 1999

The Senate Environment Committee favorably reports Senate Bill No. 1788 with committee amendments.

This bill would create an 11-member bi-state commission, to be known as the Greenwood Lake Commission, the purpose of which would be to provide a means to effectively facilitate the cooperation of various levels of government in both states to help ensure that the natural, scenic, and recreational resources of Greenwood Lake and its watershed are protected from despoliation due to environmental and other threats from both sides of the border, so that the pristine beauty of the area will be preserved and maintained for the enjoyment and recreation of the present and future generations.

The commission membership would be as follows: a representative appointed by the Board of Chosen Freeholders of Passaic County, New Jersey; two representatives appointed by the governing body of the Township of West Milford, New Jersey; the Commissioner of the New Jersey Department of Environmental Protection, or a designee thereof, who shall serve ex officio; a representative appointed by the governing body of Orange County, New York; a representative appointed by the governing body of the Village of Greenwood Lake, New York; a representative appointed by the governing body of the Town of Warwick, New York; the Commissioner of the New York Department of Environmental Conservation, or a designee thereof, who shall serve ex officio; a representative of the Greenwood Lake Watershed Management District, Inc.; and two members of the public with expertise in the protection, preservation, maintenance, management, or enhancement of lakes or the natural, scenic, or recreational resources associated therewith, of whom one shall be appointed by the Governor of the State of New Jersey with the advice and consent of the Senate thereof, and one shall be appointed by the Governor of the State of New York with the advice and consent of the Senate thereof.

The duties of the commission would be to:

(1) assess present and projected development, land use, and land management practices and patterns, and identify actual and potential

environmental threats and problems, around Greenwood Lake and with its watershed, and determine the effects of those practices and patterns, threats, and problems upon the natural, scenic, and recreational resources of Greenwood Lake and its watershed;

(2) develop recommended regulations, procedures, policies, planning strategies, and model ordinances and resolutions pertaining to the protection, preservation, maintenance, management, and enhancement of Greenwood Lake and its watershed, which would be implemented as appropriate on a voluntary basis by those entities with representatives on the commission;

(3) coordinate environmental clean up, maintenance, and protection efforts undertaken, for the benefit of Greenwood Lake and its watershed, by those entities with representatives on the commission;

(4) recommend appropriate state legislation and administrative action pertaining to the protection, preservation, maintenance, management, and enhancement of Greenwood Lake and its watershed; and

(5) advocate, and where appropriate, act as a coordinating, distributing, or recipient agency for, federal, state, or private funding of environmental cleanup, maintenance, and protection projects for Greenwood Lake and its watershed, which projects may include the work of the commission.

The committee amendments would add to the duties of the commission to require it to coordinate with the Department of Environmental Protection's watershed management program concerning the area that includes Greenwood Lake and would make technical corrections to the bill.



# LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

## SENATE, No. 1788

# STATE OF NEW JERSEY

## 208th LEGISLATURE

DATED: NOVEMBER 5, 1999

Senate Bill No. 1788 (1R) of 1999 would create an 11-member bi-state commission, to be known as the Greenwood Lake Commission, the purpose of which would be to provide a means to effectively facilitate the cooperation of various levels of government in both New Jersey and New York to help ensure that the natural, scenic, and recreational resources of Greenwood Lake and its watershed are protected from despoliation due to environmental and other threats from both sides of the border. The commission's duties would include identifying potential environmental problems, developing recommendations to address such problems, coordinating maintenance efforts, and acting as an advocate or recipient agency for project funding where appropriate.

Although the bill does appropriate State funds for the commission's use, it does require the Department of Environmental Protection (DEP) to supply staff support to the commission if requested. Any additional staff support requested from other government entities would be on a voluntary basis.

The Office of Legislative Services estimates that the DEP could incur certain costs if and when it is requested to supply staff support to the commission. The level of such costs would be dependent on the nature and scope of the services requested. Since, as the bill's preamble states, there has been "..... a long history of cooperation among state and local governmental entities ..... to ensure the preservation of Greenwood Lake," the administrative expenses of the commission may be minimized if the high level of cooperation between these entities continues once the commission is established. However, the commission's effectiveness and ability to carry out the bill's objectives could also be limited by the amount of public or private funding it may or may not receive in the future.

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67.

**ASSEMBLY, No. 3412**

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**STATE OF NEW JERSEY**  
**208th LEGISLATURE**

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INTRODUCED OCTOBER 25, 1999

**Sponsored by:**

**Assemblyman NICHOLAS R. FELICE**

**District 40 (Bergen and Passaic)**

**SYNOPSIS**

Creates bi-state Greenwood Lake Commission.

**CURRENT VERSION OF TEXT**

As introduced.



A3412 FELICE

2

1 AN ACT creating the Greenwood Lake Commission and supplementing  
2 Title 58 of the Revised Statutes.

3  
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7 1. This act shall be known, and may be cited, as the "Greenwood  
8 Lake Protection Act."

9  
10 2. The Legislature finds and declares that the States of New Jersey  
11 and New York and their respective citizens share a common concern  
12 to protect the quality of the environment through the preservation of  
13 natural and scenic resources and open space to the maximum extent  
14 possible along their common border; that the two states and their  
15 respective citizens also share the benefits of several environmentally  
16 significant waterbodies and watersheds that cross the interstate border  
17 region, including Greenwood Lake and its watershed; that, because of  
18 the geology and hydrology of the land in the border region,  
19 development, land use, and land management practices and patterns in  
20 each state necessarily impact, often negatively, upon the natural and  
21 scenic resources of, and the extent of open space and recreational  
22 opportunities within, both states; that Greenwood Lake is the largest  
23 lake in the Highlands region of northern New Jersey and southern New  
24 York and is a prime source of enjoyment and recreation for the people  
25 who live in or visit the bi-state border area; that Greenwood Lake is  
26 vital to the recreation and economy of the Highlands region of  
27 northern New Jersey and southern New York; and that there has been  
28 a long history of cooperation among state and local governmental  
29 entities and various private organizations and individuals in the vicinity  
30 of Greenwood Lake and its watershed to ensure the preservation of  
31 Greenwood Lake.

32 The Legislature therefore determines that there is a need to endorse  
33 and formalize that bi-state cooperative effort to help ensure that the  
34 natural, scenic, and recreational resources of Greenwood Lake and its  
35 watershed are protected from despoliation due to environmental and  
36 other threats from both sides of the border, so that the pristine beauty  
37 of the area will be preserved and maintained for the enjoyment and  
38 recreation of present and future generations; and that the creation of  
39 a bi-state commission is an appropriate means to accomplish that very  
40 important goal.

41  
42 3. a. There is created the Greenwood Lake Commission, which  
43 shall comprise 11 voting members, as follows: a representative  
44 appointed by the Board of Chosen Freeholders of Passaic County,  
45 New Jersey; two representatives appointed by the governing body of  
46 the Township of West Milford, New Jersey; the Commissioner of the

1 New Jersey Department of Environmental Protection, or a designee  
2 thereof, who shall serve ex officio; a representative appointed by the  
3 governing body of Orange County, New York; a representative  
4 appointed by the governing body of the Village of Greenwood Lake,  
5 New York; a representative appointed by the governing body of the  
6 Town of Warwick, New York; the Commissioner of the New York  
7 Department of Environmental Conservation, or a designee thereof,  
8 who shall serve ex officio; a representative of the Greenwood Lake  
9 Watershed Management District, Inc.; and two members of the public  
10 with expertise in the protection, preservation, maintenance,  
11 management, or enhancement of lakes or the natural, scenic, or  
12 recreational resources associated therewith, of whom one shall be  
13 appointed by the Governor of the State of New Jersey with the advice  
14 and consent of the Senate thereof, and one shall be appointed by the  
15 Governor of the State of New York with the advice and consent of the  
16 Senate thereof.

17 b. Vacancies in the appointed positions on the commission shall be  
18 filled in the same manner as the original appointments were made.

19 c. Members of the commission from New Jersey shall serve  
20 without compensation, but the commission may, within the limits of  
21 funds appropriated or otherwise made available to it, reimburse  
22 members for actual expenses necessarily incurred in the discharge of  
23 their official duties.

24 d. Members of the commission from New Jersey shall serve at the  
25 pleasure of the relevant appointing authority.

26

27 4. a. The commission shall organize as soon as may be practicable  
28 after the appointment of its members, and shall select two co-  
29 chairpersons from its members, one from each state, and a secretary  
30 who need not be a member.

31 b. The commission shall meet regularly as it may determine.  
32 Meetings of the commission shall be at such times and places as the  
33 co-chairpersons of the commission deem appropriate, but to the  
34 maximum extent practicable and feasible, shall be rotated between the  
35 two states on an alternating basis. Meetings held in New Jersey shall  
36 be subject to the provisions and requirements of the "Open Public  
37 Meetings Act," P.L.1975, c.231 (C.10:4-6 et seq.).

38 The commission shall also meet at the call of the governor of either  
39 state or at the call of either co-chairperson.

40 c. A majority of the voting membership of the commission shall  
41 constitute a quorum for the transaction of commission business.  
42 Action may be taken and motions and resolutions adopted by the  
43 commission at any meeting thereof by the affirmative vote of eight  
44 members of the commission.

45 d. The commission shall be entitled to call to its assistance, and  
46 avail itself of the services of, such employees of the two states, or any

1 political subdivisions, instrumentalities, entities, agencies, or  
2 authorities thereof, as it may require and as may be made available to  
3 it for the purpose of carrying out its duties under this act. If requested  
4 by the commission, the New Jersey Department of Environmental  
5 Protection and the New York Department of Environmental  
6 Conservation shall provide primary staff support.

7 e. The commission may, within the limits of funds appropriated or  
8 otherwise made available to it for those purposes, employ such  
9 professional, technical, and clerical staff and incur such traveling and  
10 other miscellaneous expenses as it may deem necessary in order to  
11 perform its duties.

12

13 5. The duties of the commission shall be to:

14 a. assess present and projected development, land use, and land  
15 management practices and patterns, and identify actual and potential  
16 environmental threats and problems, around Greenwood Lake and  
17 within its watershed, and determine the effects of those practices and  
18 patterns, threats, and problems upon the natural, scenic, and  
19 recreational resources of Greenwood Lake and its watershed;

20 b. develop recommended regulations, procedures, policies,  
21 planning strategies, and model ordinances and resolutions pertaining  
22 to the protection, preservation, maintenance, management, and  
23 enhancement of Greenwood Lake and its watershed, which would be  
24 implemented as appropriate on a voluntary basis by those entities with  
25 representatives on the commission;

26 c. coordinate environmental clean up, maintenance, and protection  
27 efforts undertaken, for the benefit of Greenwood Lake and its  
28 watershed, by those entities with representatives on the commission;

29 d. coordinate with the Department of Environmental Protection's  
30 watershed management program for the area that includes Greenwood  
31 Lake;

32 e. recommend appropriate state legislation and administrative  
33 action pertaining to the protection, preservation, maintenance,  
34 management, and enhancement of Greenwood Lake and its watershed;

35 f. advocate, and where appropriate, act as a coordinating,  
36 distributing, or recipient agency for, federal, state, or private funding  
37 of environmental cleanup, maintenance, and protection projects for  
38 Greenwood Lake and its watershed, which projects may include the  
39 work of the commission; and

40 g. take such other action as may be appropriate or necessary to  
41 further the purpose of this act.

42

43 6. The commission shall, within 18 months of the date it organizes,  
44 prepare a progress report on its activities, and submit it, together with  
45 any recommendations for legislation, administrative action, or action

1 by local governments, to the Governors and Legislatures of the State  
2 of New Jersey and New York.

3

4 7. This act shall take effect upon enactment of substantially similar  
5 legislation by the State of New York, unless the State of New York  
6 has enacted such legislation prior to the date of enactment of this act,  
7 in which case this act shall take effect immediately.

8

9

10 STATEMENT

11

12 This bill would create an 11-member bi-state commission, to be  
13 known as the Greenwood Lake Commission, the purpose of which  
14 would be to provide a means to effectively facilitate the cooperation  
15 of various levels of government in both states to help ensure that the  
16 natural, scenic, and recreational resources of Greenwood Lake and its  
17 watershed are protected from despoliation due to environmental and  
18 other threats from both sides of the border, so that the pristine beauty  
19 of the area will be preserved and maintained for the enjoyment and  
20 recreation of the present and future generations.

21 The commission membership would be as follows: a representative  
22 appointed by the Board of Chosen Freeholders of Passaic County,  
23 New Jersey; two representatives appointed by the governing body of  
24 the Township of West Milford, New Jersey; the Commissioner of the  
25 New Jersey Department of Environmental Protection, or a designee  
26 thereof, who shall serve ex officio; a representative appointed by the  
27 governing body of Orange County, New York; a representative  
28 appointed by the governing body of the Village of Greenwood Lake,  
29 New York; a representative appointed by the governing body of the  
30 Town of Warwick, New York; the Commissioner of the New York  
31 Department of Environmental Conservation, or a designee thereof,  
32 who shall serve ex officio; a representative of the Greenwood Lake  
33 Watershed Management District, Inc.; and two members of the public  
34 with expertise in the protection, preservation, maintenance,  
35 management, or enhancement of lakes or the natural, scenic, or  
36 recreational resources associated therewith, of whom one shall be  
37 appointed by the Governor of the State of New Jersey with the advice  
38 and consent of the Senate thereof, and one shall be appointed by the  
39 Governor of the State of New York with the advice and consent of the  
40 Senate thereof.

41 The duties of the commission would be to:

42 (1) assess present and projected development, land use, and land  
43 management practices and patterns, and identify actual and potential  
44 environmental threats and problems, around Greenwood Lake and  
45 with its watershed, and determine the effects of those practices and  
46 patterns, threats, and problems upon the natural, scenic, and

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- 1 recreational resources of Greenwood Lake and its watershed;
- 2 (2) develop recommended regulations, procedures, policies,  
3 planning strategies, and model ordinances and resolutions pertaining  
4 to the protection, preservation, maintenance, management, and  
5 enhancement of Greenwood Lake and its watershed, which would be  
6 implemented as appropriate on a voluntary basis by those entities with  
7 representatives on the commission;
- 8 (3) coordinate environmental clean up, maintenance, and  
9 protection efforts undertaken, for the benefit of Greenwood Lake and  
10 its watershed, by those entities with representatives on the  
11 commission;
- 12 (4) recommend appropriate state legislation and administrative  
13 action pertaining to the protection, preservation, maintenance,  
14 management, and enhancement of Greenwood Lake and its watershed;  
15 and
- 16 (5) advocate, and where appropriate, act as a coordinating,  
17 distributing, or recipient agency for, federal, state, or private funding  
18 of environmental cleanup, maintenance, and protection projects for  
19 Greenwood Lake and its watershed, which projects may include the  
20 work of the commission.

# ASSEMBLY ENVIRONMENT COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 3412

# STATE OF NEW JERSEY

DATED: DECEMBER 6, 1999

The Assembly Environment Committee reports favorably Assembly Bill No. 3412.

This bill would create an 11-member bi-state commission, to be known as the Greenwood Lake Commission, the purpose of which would be to provide a means to effectively facilitate the cooperation of various levels of government in both states to help ensure that the natural, scenic, and recreational resources of Greenwood Lake and its watershed are protected from despoliation due to environmental and other threats from both sides of the border, so that the pristine beauty of the area will be preserved and maintained for the enjoyment and recreation of the present and future generations.

The commission membership would be as follows: a representative appointed by the Board of Chosen Freeholders of Passaic County, New Jersey; two representatives appointed by the governing body of the Township of West Milford, New Jersey; the Commissioner of the New Jersey Department of Environmental Protection, or a designee thereof, who shall serve ex officio; a representative appointed by the governing body of Orange County, New York; a representative appointed by the governing body of the Village of Greenwood Lake, New York; a representative appointed by the governing body of the Town of Warwick, New York; the Commissioner of the New York Department of Environmental Conservation, or a designee thereof, who shall serve ex officio; a representative of the Greenwood Lake Watershed Management District, Inc.; and two members of the public with expertise in the protection, preservation, maintenance, management, or enhancement of lakes or the natural, scenic, or recreational resources associated therewith, of whom one shall be appointed by the Governor of the State of New Jersey with the advice and consent of the Senate thereof, and one shall be appointed by the Governor of the State of New York with the advice and consent of the Senate thereof.

The duties of the commission would be to:

(1) assess present and projected development, land use, and land management practices and patterns, and identify actual and potential environmental threats and problems, around Greenwood Lake and with its watershed, and determine the effects of those practices and patterns, threats, and problems upon the natural, scenic, and



recreational resources of Greenwood Lake and its watershed;

(2) develop recommended regulations, procedures, policies, planning strategies, and model ordinances and resolutions pertaining to the protection, preservation, maintenance, management, and enhancement of Greenwood Lake and its watershed, which would be implemented as appropriate on a voluntary basis by those entities with representatives on the commission;

(3) coordinate environmental clean up, maintenance, and protection efforts undertaken, for the benefit of Greenwood Lake and its watershed, by those entities with representatives on the commission;

(4) coordinate with the New Jersey Department of Environmental Protection's watershed management program for the area that includes Greenwood Lake;

(5) recommend appropriate state legislation and administrative action pertaining to the protection, preservation, maintenance, management, and enhancement of Greenwood Lake and its watershed; and

(6) advocate, and where appropriate, act as a coordinating, distributing, or recipient agency for, federal, state, or private funding of environmental cleanup, maintenance, and protection projects for Greenwood Lake and its watershed, which projects may include the work of the commission.

As reported by the committee, this bill is identical to Senate Bill No.1788 (1R) of 1999 as also reported by the committee.