

12:3-27.1

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2007 **CHAPTER:** 136
NJSA: 12:3-27.1 (Concerns certain riparian lands in Jersey City)
BILL NO: A4329 (Substituted for S2782)

SPONSOR(S): Quigley and others

DATE INTRODUCED: June 11, 2007

COMMITTEE: **ASSEMBLY:** Housing and Local Government

SENATE:

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** June 21, 2007

SENATE: June 21, 2007

DATE OF APPROVAL: August 6, 2007

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#) (First reprint enacted)

A4329

[SPONSOR'S STATEMENT:](#) (Begins on page 3 of original bill) [Yes](#)

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

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

S2782

[SPONSOR'S STATEMENT:](#) (Begins on page 3 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** No

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

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

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NEWSPAPER ARTICLES: No

IS 4/25/08

§§1,2,4-7 -
T&E
§§8, 3 -
C.12:3-27.1 &
12:3-27.2

P.L. 2007, CHAPTER 136, *approved August 6, 2007*
Assembly, No. 4329 (*First Reprint*)

1 AN ACT concerning certain riparian lands in Jersey City, and
2 supplementing Title 12 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. Any part, or the entire tract, of real property described in
8 section 1 of P.L.1872, c.596, and located in Jersey City shall be
9 released of all duties, obligations, covenants, restrictions, including
10 any restrictions on the right to sell and convey the property,
11 burdens, terms, conditions, and provisos arising pursuant to the
12 provisions of P.L.1872, c.596 ¹**[and]**,¹ P.L.1916, c.168, ¹and
13 P.L.1918, c.79,¹ as to any claim by the State, or any State
14 department or agency; and title to the real property shall be vested
15 in the name of the current record owner of the property, in fee
16 simple absolute, upon the delivery of a grant authorized pursuant to
17 section 3 of this act. The property shall be subject to any terms and
18 conditions in the grant authorized pursuant to section 3 of this act.

19
20 2. Subject to the limitations set forth in section 8 of this act,
21 any part, or the entire tract, of real property described in section 5
22 of P.L.1872, c.596 shall be released of all duties, obligations,
23 covenants, restrictions, including restrictions on the right to sell and
24 convey the property, restrictions on filling, or the need for consent
25 of all adjoining owners to fill, as well as all burdens, terms,
26 conditions, and provisos arising pursuant to the provisions of
27 P.L.1872, c.596, P.L.1916, c.168, ¹P.L.1918, c.79,¹ and P.L.1918,
28 c.176, as to any claim by the State, or any State department or
29 agency; and title to the real property shall be vested in the name of
30 the current record owner of the property, in fee simple absolute,
31 upon the delivery of a grant authorized pursuant to section 3 of this
32 act. The property shall be subject to any terms and conditions in the
33 grant authorized pursuant to section 3 of this act.

34
35 3. The Tidelands Resource Council, established pursuant to
36 section 10 of P.L.1948, c.448 (C.13:1B-10), is hereby authorized to
37 approve a State tidelands or riparian grant and to set the amount of
38 the consideration for the State's riparian interest in each of the real
39 properties described in sections 1 and 5 of P.L.1872, c.596. The

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AHO committee amendments adopted June 14, 2007.

1 council shall establish the amount of consideration for each grant
2 which shall be paid to the State of New Jersey, upon such terms and
3 conditions as it deems appropriate. Any tidelands or riparian grant
4 concerning property described in section 5 of P.L.1872, c.596
5 authorized by the Tidelands Resource Council and delivered after
6 January 1, 1982 and prior to the date of enactment of this act is
7 hereby validated.

8

9 4. Any grant made by the Tidelands Resource Council pursuant
10 to the provisions of this act shall be subject to the requirements set
11 forth in section 13 of P.L.1948, c.448 (C.13:1B-13) and shall be
12 deemed to include any riparian interest that the State may have been
13 able to assert.

14

15 5. Notwithstanding the provisions of any other law to the
16 contrary, the current record owner of any real property referred to in
17 this act shall not be required to qualify as a riparian owner of
18 property as provided in R.S.12:3-10 in order to qualify for the
19 benefits of this act.

20

21 6. The State acknowledges that all payments to the State
22 required pursuant to section 3 of P.L.1872, c.596 have been made
23 and that the real property described in section 3 of P.L.1872, c.596
24 is free of any obligation related to the payment requirement.

25

26 7. Notwithstanding the provisions of any law, or any rule or
27 regulation adopted pursuant thereto, to the contrary, any grant and
28 conveyance authorized pursuant to section 3 of this act shall not
29 require the approval of the Department of the Treasury or the State
30 House Commission or any further approval of the Legislature.

31

32 8. Notwithstanding the provisions of R.S.12:3-27 to the
33 contrary, the fill or development of real property within an existing
34 tidewater basin to a width of less than 200 feet may be permitted
35 with the approval of the Department of Environmental Protection
36 pursuant to the provisions of R.S.12:5-1 et seq. and a grant may be
37 approved by the Tidelands Resource Council for that fill or
38 development pursuant to the provisions of R.S.12:3-12 and section
39 3 of this act.

40

41 9. This act shall take effect immediately.

42

43

44

45

46 _____
Concerns certain riparian lands in Jersey City.

ASSEMBLY, No. 4329

STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED JUNE 11, 2007

Sponsored by:

Assemblywoman JOAN M. QUIGLEY

District 32 (Bergen and Hudson)

Assemblyman VINCENT PRIETO

District 32 (Bergen and Hudson)

Assemblyman CHARLES T. EPPS, JR.

District 31 (Hudson)

Assemblyman LOUIS M. MANZO

District 31 (Hudson)

SYNOPSIS

Concerns certain riparian lands in Jersey City.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning certain riparian lands in Jersey City, and
2 supplementing Title 12 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. Any part, or the entire tract, of real property described in
8 section 1 of P.L.1872, c.596, and located in Jersey City shall be
9 released of all duties, obligations, covenants, restrictions, including
10 any restrictions on the right to sell and convey the property,
11 burdens, terms, conditions, and provisos arising pursuant to the
12 provisions of P.L.1872, c.596 and P.L.1916, c.168, as to any claim
13 by the State, or any State department or agency; and title to the real
14 property shall be vested in the name of the current record owner of
15 the property, in fee simple absolute, upon the delivery of a grant
16 authorized pursuant to section 3 of this act. The property shall be
17 subject to any terms and conditions in the grant authorized pursuant
18 to section 3 of this act.

19

20 2. Subject to the limitations set forth in section 8 of this act, any
21 part, or the entire tract, of real property described in section 5 of
22 P.L.1872, c.596 shall be released of all duties, obligations,
23 covenants, restrictions, including restrictions on the right to sell and
24 convey the property, restrictions on filling, or the need for consent
25 of all adjoining owners to fill, as well as all burdens, terms,
26 conditions, and provisos arising pursuant to the provisions of
27 P.L.1872, c.596, P.L.1916, c.168, and P.L.1918, c.176, as to any
28 claim by the State, or any State department or agency; and title to
29 the real property shall be vested in the name of the current record
30 owner of the property, in fee simple absolute, upon the delivery of a
31 grant authorized pursuant to section 3 of this act. The property
32 shall be subject to any terms and conditions in the grant authorized
33 pursuant to section 3 of this act.

34

35 3. The Tidelands Resource Council, established pursuant to
36 section 10 of P.L.1948, c.448 (C.13:1B-10), is hereby authorized to
37 approve a State tidelands or riparian grant and to set the amount of
38 the consideration for the State's riparian interest in each of the real
39 properties described in sections 1 and 5 of P.L.1872, c.596. The
40 council shall establish the amount of consideration for each grant
41 which shall be paid to the State of New Jersey, upon such terms and
42 conditions as it deems appropriate. Any tidelands or riparian grant
43 concerning property described in section 5 of P.L.1872, c.596
44 authorized by the Tidelands Resource Council and delivered after
45 January 1, 1982 and prior to the date of enactment of this act is
46 hereby validated.

1 4. Any grant made by the Tidelands Resource Council pursuant
2 to the provisions of this act shall be subject to the requirements set
3 forth in section 13 of P.L.1948, c.448 (C.13:1B-13) and shall be
4 deemed to include any riparian interest that the State may have been
5 able to assert.

6
7 5. Notwithstanding the provisions of any other law to the
8 contrary, the current record owner of any real property referred to in
9 this act shall not be required to qualify as a riparian owner of
10 property as provided in R.S.12:3-10 in order to qualify for the
11 benefits of this act.

12
13 6. The State acknowledges that all payments to the State
14 required pursuant to section 3 of P.L.1872, c.596 have been made
15 and that the real property described in section 3 of P.L.1872, c.596
16 is free of any obligation related to the payment requirement.

17
18 7. Notwithstanding the provisions of any law, or any rule or
19 regulation adopted pursuant thereto, to the contrary, any grant and
20 conveyance authorized pursuant to section 3 of this act shall not
21 require the approval of the Department of the Treasury or the State
22 House Commission or any further approval of the Legislature.

23
24 8. Notwithstanding the provisions of R.S.12:3-27 to the
25 contrary, the fill or development of real property within an existing
26 tidewater basin to a width of less than 200 feet may be permitted
27 with the approval of the Department of Environmental Protection
28 pursuant to the provisions of R.S.12:5-1 et seq. and a grant may be
29 approved by the Tidelands Resource Council for that fill or
30 development pursuant to the provisions of R.S.12:3-12 and section
31 3 of this act.

32
33 9. This act shall take effect immediately.

34

35

36

STATEMENT

37

38 This bill would release the current record owners of real property
39 located in Jersey City conveyed pursuant to section 1 of P.L.1872,
40 c.596, of all duties, obligations, covenants, restrictions, including
41 any restrictions on the right to sell and convey the property,
42 burdens, terms, conditions, and provisos arising pursuant to the
43 provisions of P.L.1872, c.596 and P.L.1916, c.168, as to any claim
44 by the State, or any State department or agency. The bill also
45 provides that title to that property shall be vested in the name of the
46 current record owners of the property, in fee simple absolute, upon
47 the delivery of a grant authorized pursuant to section 3 of the bill.
48 The bill further provides that the property described in section 1 of

A4329 QUIGLEY, PRIETO

4

1 P.L.1872, c.596 shall be subject to any terms and conditions in the
2 grant authorized pursuant to section 3 of the bill.

3 This bill would also provide that subject to the limitations set
4 forth in section 8 of the bill, any part, or the entire tract, of real
5 property described in section 5 of P.L.1872, c.596 shall be released
6 of all duties, obligations, covenants, restrictions, including
7 restrictions on the right to sell and convey the property, restrictions
8 on filling, or the need for consent of all adjoining owners to fill, as
9 well as all burdens, terms, conditions, and provisos arising pursuant
10 to the provisions of P.L.1872, c.596, P.L.1916, c.168, and P.L.1918,
11 c.176, as to any claim by the State, or any State department or
12 agency. Title to the real property shall be vested in the name of the
13 current record owners of the property, in fee simple absolute, upon
14 the delivery of a grant authorized pursuant to section 3 of the bill.
15 The bill also provides that the property described in section 5 of
16 P.L.1872, c.596 shall be subject to any terms and conditions in the
17 grant authorized pursuant to section 3 of the bill.

18 The bill would authorize the Tidelands Resource Council to
19 approve a State tidelands or riparian grant and to set the amount of
20 the consideration for the State's riparian interest in each of the real
21 properties described in sections 1 and 5 of P.L.1872, c.596. The
22 council would be required to establish the amount of consideration
23 for each grant which shall be paid to the State of New Jersey, upon
24 such terms and conditions as it deems appropriate. The bill also
25 validates any tidelands or riparian grant concerning property
26 described in section 5 of P.L.1872, c.596 that was authorized by the
27 Tidelands Resource Council and delivered after January 1, 1982 and
28 prior to the date of enactment of this bill into law. The bill would
29 also provide that a grant made by the Tidelands Resource Council
30 pursuant to the provisions of this bill shall be subject to the
31 requirements set forth in section 13 of P.L.1948, c.448 (C.13:1B-
32 13) and shall be deemed to include any riparian interest that the
33 State may have been able to assert.

34 The bill would further provide that notwithstanding the
35 provisions of any other law to the contrary, the current record
36 owner of any real property referred to in this bill is not required to
37 qualify as a riparian owner of property as provided in R.S.12:3-10
38 in order to qualify for the benefits of the bill.

39 The bill would clarify that all payments to the State required
40 pursuant to section 3 of P.L.1872, c.596 have been made and that
41 the real property described in section 3 of P.L.1872, c.596 is free of
42 any obligation related to the payment requirement.

43 Further, the bill would clarify that notwithstanding the
44 provisions of any law, or any rule or regulation adopted pursuant
45 thereto, to the contrary, any grant and conveyance authorized
46 pursuant to section 3 of this bill shall not require the approval of the
47 Department of the Treasury or the State House Commission or any
48 further approval of the Legislature.

A4329 QUIGLEY, PRIETO

5

1 Finally, the bill would provide that notwithstanding the
2 provisions of R.S.12:3-27 to the contrary, the fill or development of
3 real property within an existing tidewater basin to a width of less
4 than 200 feet may be permitted with the approval of the Department
5 of Environmental Protection pursuant to the provisions of R.S.12:5-
6 1 et seq. and a grant may be approved by the Tidelands Resource
7 Council for that fill or development pursuant to the provisions of
8 R.S.12:3-12 and section 3 of the bill.

ASSEMBLY HOUSING AND LOCAL GOVERNMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 4329

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 14, 2007

The Assembly Housing and Local Government Committee reports favorably with committee amendments Assembly Bill No. 4329.

This bill, as amended, would release the current record owners of real property located in Jersey City conveyed pursuant to section 1 of P.L.1872, c.596, of all duties, obligations, covenants, restrictions, including any restrictions on the right to sell and convey the property, burdens, terms, conditions, and provisos arising pursuant to the provisions of P.L.1872, c.596, P.L.1916, c.168, and P.L.1918, c.79, as to any claim by the State, or any State department or agency. The bill also provides that title to that property shall be vested in the name of the current record owners of the property, in fee simple absolute, upon the delivery of a grant authorized pursuant to section 3 of the bill. The bill further provides that the property described in section 1 of P.L.1872, c.596 shall be subject to any terms and conditions in the grant authorized pursuant to section 3 of the bill.

This bill would also provide that subject to the limitations set forth in section 8 of the bill, any part, or the entire tract, of real property described in section 5 of P.L.1872, c.596 shall be released of all duties, obligations, covenants, restrictions, including restrictions on the right to sell and convey the property, restrictions on filling, or the need for consent of all adjoining owners to fill, as well as all burdens, terms, conditions, and provisos arising pursuant to the provisions of P.L.1872, c.596, P.L.1916, c.168, P.L.1918, c.79, and P.L.1918, c.176, as to any claim by the State, or any State department or agency. Title to the real property shall be vested in the name of the current record owners of the property, in fee simple absolute, upon the delivery of a grant authorized pursuant to section 3 of the bill. The bill also provides that the property described in section 5 of P.L.1872, c.596 shall be subject to any terms and conditions in the grant authorized pursuant to section 3 of the bill.

The bill would authorize the Tidelands Resource Council to approve a State tidelands or riparian grant and to set the amount of the consideration for the State's riparian interest in each of the real

properties described in sections 1 and 5 of P.L.1872, c.596. The council would be required to establish the amount of consideration for each grant which shall be paid to the State of New Jersey, upon such terms and conditions as it deems appropriate. The bill also validates any tidelands or riparian grant concerning property described in section 5 of P.L.1872, c.596 that was authorized by the Tidelands Resource Council and delivered after January 1, 1982 and prior to the date of enactment of this bill into law. The bill would also provide that a grant made by the Tidelands Resource Council pursuant to the provisions of this bill shall be subject to the requirements set forth in section 13 of P.L.1948, c.448 (C.13:1B-13) and shall be deemed to include any riparian interest that the State may have been able to assert.

The bill would further provide that notwithstanding the provisions of any other law to the contrary, the current record owner of any real property referred to in this bill is not required to qualify as a riparian owner of property as provided in R.S.12:3-10 in order to qualify for the benefits of the bill.

The bill would clarify that all payments to the State required pursuant to section 3 of P.L.1872, c.596 have been made and that the real property described in section 3 of P.L.1872, c.596 is free of any obligation related to the payment requirement.

Further, the bill would clarify that notwithstanding the provisions of any law, or any rule or regulation adopted pursuant thereto, to the contrary, any grant and conveyance authorized pursuant to section 3 of this bill shall not require the approval of the Department of the Treasury or the State House Commission or any further approval of the Legislature.

Finally, the bill would provide that notwithstanding the provisions of R.S.12:3-27 to the contrary, the fill or development of real property within an existing tidewater basin to a width of less than 200 feet may be permitted with the approval of the Department of Environmental Protection pursuant to the provisions of R.S.12:5-1 et seq., and a grant may be approved by the Tidelands Resource Council for that fill or development pursuant to the provisions of R.S.12:3-12 and section 3 of the bill.

This bill, as amended by committee, is identical to S-2782Sca.

Committee amendments

The committee made technical amendments to the bill to add a reference to P.L.1918, c.79.

SENATE, No. 2782

STATE OF NEW JERSEY
212th LEGISLATURE

INTRODUCED JUNE 7, 2007

Sponsored by:

Senator JOHN H. ADLER

District 6 (Camden)

Senator NICHOLAS J. SACCO

District 32 (Bergen and Hudson)

SYNOPSIS

Concerns certain riparian lands in Jersey City.

CURRENT VERSION OF TEXT

As introduced.



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2 supplementing Title 12 of the Revised Statutes.

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13 by the State, or any State department or agency; and title to the real
14 property shall be vested in the name of the current record owner of
15 the property, in fee simple absolute, upon the delivery of a grant
16 authorized pursuant to section 3 of this act. The property shall be
17 subject to any terms and conditions in the grant authorized pursuant
18 to section 3 of this act.

19

20 2. Subject to the limitations set forth in section 8 of this act, any
21 part, or the entire tract, of real property described in section 5 of
22 P.L.1872, c.596 shall be released of all duties, obligations,
23 covenants, restrictions, including restrictions on the right to sell and
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25 of all adjoining owners to fill, as well as all burdens, terms,
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45 January 1, 1982 and prior to the date of enactment of this act is
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1 4. Any grant made by the Tidelands Resource Council pursuant
2 to the provisions of this act shall be subject to the requirements set
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7 5. Notwithstanding the provisions of any other law to the
8 contrary, the current record owner of any real property referred to in
9 this act shall not be required to qualify as a riparian owner of
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11 benefits of this act.

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13 6. The State acknowledges that all payments to the State
14 required pursuant to section 3 of P.L.1872, c.596 have been made
15 and that the real property described in section 3 of P.L.1872, c.596
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18 7. Notwithstanding the provisions of any law, or any rule or
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22 House Commission or any further approval of the Legislature.

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24 8. Notwithstanding the provisions of R.S.12:3-27 to the
25 contrary, the fill or development of real property within an existing
26 tidewater basin to a width of less than 200 feet may be permitted
27 with the approval of the Department of Environmental Protection
28 pursuant to the provisions of R.S.12:5-1 et seq. and a grant may be
29 approved by the Tidelands Resource Council for that fill or
30 development pursuant to the provisions of R.S.12:3-12 and section
31 3 of this act.

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33 9. This act shall take effect immediately.

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35

36

STATEMENT

37

38 This bill would release the current record owners of real property
39 located in Jersey City conveyed pursuant to section 1 of P.L.1872,
40 c.596, of all duties, obligations, covenants, restrictions, including
41 any restrictions on the right to sell and convey the property,
42 burdens, terms, conditions, and provisos arising pursuant to the
43 provisions of P.L.1872, c.596 and P.L.1916, c.168, as to any claim
44 by the State, or any State department or agency. The bill also
45 provides that title to that property shall be vested in the name of the
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47 the delivery of a grant authorized pursuant to section 3 of the bill.
48 The bill further provides that the property described in section 1 of

1 P.L.1872, c.596 shall be subject to any terms and conditions in the
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3 This bill would also provide that subject to the limitations set
4 forth in section 8 of the bill, any part, or the entire tract, of real
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8 on filling, or the need for consent of all adjoining owners to fill, as
9 well as all burdens, terms, conditions, and provisos arising pursuant
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15 The bill also provides that the property described in section 5 of
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19 approve a State tidelands or riparian grant and to set the amount of
20 the consideration for the State's riparian interest in each of the real
21 properties described in sections 1 and 5 of P.L.1872, c.596. The
22 council would be required to establish the amount of consideration
23 for each grant which shall be paid to the State of New Jersey, upon
24 such terms and conditions as it deems appropriate. The bill also
25 validates any tidelands or riparian grant concerning property
26 described in section 5 of P.L.1872, c.596 that was authorized by the
27 Tidelands Resource Council and delivered after January 1, 1982 and
28 prior to the date of enactment of this bill into law. The bill would
29 also provide that a grant made by the Tidelands Resource Council
30 pursuant to the provisions of this bill shall be subject to the
31 requirements set forth in section 13 of P.L.1948, c.448 (C.13:1B-
32 13) and shall be deemed to include any riparian interest that the
33 State may have been able to assert.

34 The bill would further provide that notwithstanding the
35 provisions of any other law to the contrary, the current record
36 owner of any real property referred to in this bill is not required to
37 qualify as a riparian owner of property as provided in R.S.12:3-10
38 in order to qualify for the benefits of the bill.

39 The bill would clarify that all payments to the State required
40 pursuant to section 3 of P.L.1872, c.596 have been made and that
41 the real property described in section 3 of P.L.1872, c.596 is free of
42 any obligation related to the payment requirement.

43 Further, the bill would clarify that notwithstanding the
44 provisions of any law, or any rule or regulation adopted pursuant
45 thereto, to the contrary, any grant and conveyance authorized
46 pursuant to section 3 of this bill shall not require the approval of the
47 Department of the Treasury or the State House Commission or any
48 further approval of the Legislature.

S2782 ADLER, SACCO

5

1 Finally, the bill would provide that notwithstanding the
2 provisions of R.S.12:3-27 to the contrary, the fill or development of
3 real property within an existing tidewater basin to a width of less
4 than 200 feet may be permitted with the approval of the Department
5 of Environmental Protection pursuant to the provisions of R.S.12:5-
6 1 et seq. and a grant may be approved by the Tidelands Resource
7 Council for that fill or development pursuant to the provisions of
8 R.S.12:3-12 and section 3 of the bill.

SENATE ENVIRONMENT COMMITTEE

STATEMENT TO

SENATE, No. 2782

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 14, 2007

The Senate Environment Committee favorably reports Senate Bill No. 2782 with committee amendments.

This bill would release the current record owners of real property located in Jersey City conveyed pursuant to section 1 of P.L.1872, c.596, of all duties, obligations, covenants, restrictions, including any restrictions on the right to sell and convey the property, burdens, terms, conditions, and provisos arising pursuant to the provisions of P.L.1872, c.596, P.L.1916, c.168, and P.L.1918, c.79, as to any claim by the State, or any State department or agency. The bill also provides that title to that property shall be vested in the name of the current record owners of the property, in fee simple absolute, upon the delivery of a grant authorized pursuant to section 3 of the bill. The bill further provides that the property described in section 1 of P.L.1872, c.596 shall be subject to any terms and conditions in the grant authorized pursuant to section 3 of the bill.

This bill would also provide that subject to the limitations set forth in section 8 of the bill, any part, or the entire tract, of real property described in section 5 of P.L.1872, c.596 shall be released of all duties, obligations, covenants, restrictions, including restrictions on the right to sell and convey the property, restrictions on filling, or the need for consent of all adjoining owners to fill, as well as all burdens, terms, conditions, and provisos arising pursuant to the provisions of P.L.1872, c.596, P.L.1916, c.168, P.L.1918, c.79, and P.L.1918, c.176, as to any claim by the State, or any State department or agency. Title to the real property shall be vested in the name of the current record owners of the property, in fee simple absolute, upon the delivery of a grant authorized pursuant to section 3 of the bill. The bill also provides that the property described in section 5 of P.L.1872, c.596 shall be subject to any terms and conditions in the grant authorized pursuant to section 3 of the bill.

The bill would authorize the Tidelands Resource Council to approve a State tidelands or riparian grant and to set the amount of the consideration for the State's riparian interest in each of the real properties described in sections 1 and 5 of P.L.1872, c.596. The council would be required to establish the amount of consideration for

each grant which shall be paid to the State of New Jersey, upon such terms and conditions as it deems appropriate. The bill also validates any tidelands or riparian grant concerning property described in section 5 of P.L.1872, c.596 that was authorized by the Tidelands Resource Council and delivered after January 1, 1982 and prior to the date of enactment of this bill into law. The bill would also provide that a grant made by the Tidelands Resource Council pursuant to the provisions of this bill shall be subject to the requirements set forth in section 13 of P.L.1948, c.448 (C.13:1B-13) and shall be deemed to include any riparian interest that the State may have been able to assert.

The bill would further provide that notwithstanding the provisions of any other law to the contrary, the current record owner of any real property referred to in this bill is not required to qualify as a riparian owner of property as provided in R.S.12:3-10 in order to qualify for the benefits of the bill.

The bill would clarify that all payments to the State required pursuant to section 3 of P.L.1872, c.596 have been made and that the real property described in section 3 of P.L.1872, c.596 is free of any obligation related to the payment requirement.

Further, the bill would clarify that notwithstanding the provisions of any law, or any rule or regulation adopted pursuant thereto, to the contrary, any grant and conveyance authorized pursuant to section 3 of this bill shall not require the approval of the Department of the Treasury or the State House Commission or any further approval of the Legislature.

Finally, the bill would provide that notwithstanding the provisions of R.S.12:3-27 to the contrary, the fill or development of real property within an existing tidewater basin to a width of less than 200 feet may be permitted with the approval of the Department of Environmental Protection pursuant to the provisions of R.S.12:5-1 et seq. and a grant may be approved by the Tidelands Resource Council for that fill or development pursuant to the provisions of R.S.12:3-12 and section 3 of the bill.

The committee amendments add to sections 1 and 2 of the bill, a reference to P.L.1918, c.79 which amends P.L.1872, c.596.