

**CHAPTER 7**

**AN ACT** appropriating moneys from the "Garden State Green Acres Preservation Trust Fund," and appropriating and reappropriating certain other moneys, to assist local government units to acquire or develop lands for recreation and conservation purposes.

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

1. a. There is appropriated to the Department of Environmental Protection from the "Garden State Green Acres Preservation Trust Fund," established pursuant to section 19 of P.L.1999, c.152 (C.13:8C-19), the sum of \$28,092,800 to provide grants or loans, or both, to assist local government units to develop lands for recreation and conservation purposes. The following projects to develop lands for recreation and conservation purposes located in municipalities eligible to receive State aid pursuant to P.L.1978, c.14 (C.52:27D-178 et seq.), either as of June 30, 2004 or the effective date of this act, are eligible for funding with the moneys appropriated pursuant to this subsection:

<b>LOCAL GOVERNMENT UNIT</b>	<b>COUNTY</b>	<b>PROJECT</b>	<b>APPROVED AMOUNT</b>
Pemberton Twp	Burlington	Presidential Lakes Community Center Dev	\$494,600
Camden County	Camden	Cooper River Boat House Dev (Pennsauken Twp)	350,700
Camden County	Camden	Camden Waterfront Urban Park Dev (Camden City)	710,000
Gloucester Twp	Camden	Hickstown Road Dev	1,000,000
Winslow Twp	Camden	Peter Volpa Memorial Park Dev	370,000
Vineland City	Cumberland	Vineland Multi-Park Dev	756,000
Essex County	Essex	Multi-Parks Improvement Dev (Bloomfield Twp East Orange City Irvington Twp Newark City Orange City Twp)	1,500,000
Bloomfield Twp	Essex	Clark's Pond Restoration Dev	1,000,000
Bloomfield Twp	Essex	Halcyon Park Redevelopment	70,100
East Orange City	Essex	Multi Parks Redevelopment	1,000,000
Newark City	Essex	Urban Envir. & Ecological Center Dev	500,000
Woodbury City	Gloucester	Woodbury H.S.Stadium Complex Dev	1,000,000
Hudson County	Hudson	Bayonne/Gregg Park Dev (Bayonne City)	1,500,000
Hudson County	Hudson	Multi Parks Playgrounds Dev (Bayonne City Harrison Town Jersey City Kearny Town Union City)	1,500,000
Hoboken City	Hudson	Hoboken Cove Park Dev	1,000,000
Hoboken City	Hudson	Multi Parks Dev	1,000,000
Union City	Hudson	17th Street Playground Improvements Dev	110,000
West New York Town	Hudson	Pier 8 Park Dev	560,000
Trenton City	Mercer	Cadwalader Park Dev	1,000,000
Trenton City	Mercer	Calhoun St Park Renovation Dev	1,000,000
Middlesex County	Middlesex	New Brunswick Landing Dev (New Brunswick City)	1,250,000

P.L. 2005, CHAPTER 7

Carteret Boro 740,000	Middlesex	Arthur Kill Waterfront Rec Facility Phase II Dev	
Carteret Boro 516,000	Middlesex	Carteret Park Dev	
New Brunswick City	Middlesex	New Brunswick Landing Dev	1,000,000
Perth Amboy City	Middlesex	Perth Amboy Bayview Park Dev	1,000,000
Woodbridge Twp	Middlesex	Woodbridge Twp Skateboard Park Dev	250,000
Long Branch City	Monmouth	Multi Parks Dev 2	1,000,000
Neptune Twp	Monmouth	Bradley Park Dev	462,000
Neptune Twp	Monmouth	Multi Parks Dev	1,000,000
Brick Twp	Ocean	Drum Point Rec Complex II Dev	1,000,000
Passaic County	Passaic	Garret Mtn Park Barbour Pond Restor. Dev (Paterson City West Paterson Boro)	1,203,400
Paterson City	Passaic	ATP/Haines Overlook Park Riverwalk Ext. Dev	1,000,000
Paterson City	Passaic	Great Falls and Pocket Parks Phase I Dev	1,000,000
Phillipsburg Town	Warren	Delaware Heights Park Phase I Dev	<u>250,000</u>
<b>TOTAL</b>			<b><u>\$28,092,800</u></b>

b. Any transfer of funds, or change in project sponsor, site, or type, listed in subsection a. of this section shall require the approval of the Joint Budget Oversight Committee or its successor.

c. To the extent that moneys remain available after the projects listed in subsection a. of this section are offered funding pursuant thereto, any project of a local government unit that previously received funding appropriated or reappropriated from any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund for recreation and conservation purposes, or that receives funding approved pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.10, or section 2, 3, or 4 of this act, shall be eligible to receive additional funding, as determined by the Department of Environmental Protection, subject to the approval of the Joint Budget Oversight Committee or its successor.

d. For the purposes of this section, "Green Acres bond act" means P.L.1995, c.204, P.L.1992, c.88, P.L.1989, c.183, P.L.1987, c.265, and P.L.1983, c.354.

2. a. There is appropriated to the Department of Environmental Protection from the "Garden State Green Acres Preservation Trust Fund," established pursuant to section 19 of P.L.1999, c.152 (C.13:8C-19), the sum of \$10,125,500 to provide grants or loans, or both, to assist local government units to develop lands for recreation and conservation purposes. The following projects to develop lands for recreation and conservation purposes, located in densely or highly populated municipalities or sponsored by densely populated counties or highly populated counties, are eligible for funding with the moneys appropriated pursuant to this subsection:

<b>LOCAL GOVERNMENT UNIT</b>	<b>COUNTY</b>	<b>PROJECT</b>	<b>APPROVED AMOUNT</b>
Atlantic City	Atlantic	Rehabilitation of Uptown Park Dev	\$750,000
Little Ferry Boro	Bergen	Boys Club Field Renovations Dev	118,200
Rutherford Boro	Bergen	Wall Field Park Improvements Dev	250,000
Mount Laurel Twp	Burlington	Trotter's Crossing Dev	750,000
Essex County Essex		Conservation & Natural Resource	1,500,000

Center Dev (Roseland Boro)

Hudson County	Hudson	Laurel Hill Park Dev (Secaucus Town)	700,000
Mercer County	Mercer	Baldpate Mountain Dev	1,250,000
Keansburg Boro	Monmouth	Keansburg Skate Park Dev	131,200
Keyport Boro	Monmouth	Ralph Pier Replacement Dev	750,000
Middletown Twp	Monmouth	Banfield Park Dev	250,000
Berkeley Twp	Ocean	Toms River Park Rec. Fac. Dev	500,000
Berkeley Twp	Ocean	Veteran's Park Rec. Facilities Dev	250,000
Dover Twp	Ocean	Sports Complex Expansion Dev	369,400
Manchester Twp	Ocean	Soccer Complex Improvements Dev	500,000
Seaside Heights Boro	Ocean	Seasonal Stage at Hierung Tract Dev	189,300
Wayne Twp	Passaic	Barbour Pond Park Athletic Field Dev	250,000
Franklin Twp	Somerset	Middlebush Park Improvements Dev	267,400
Union County	Union	Meisel Ave Park Dev (Springfield Twp)	1,100,000
Linden City	Union	Playground Replacement Project Dev	<u>250,000</u>
<b>TOTAL</b>			<b><u>\$10,125,500</u></b>

b. Any transfer of funds, or change in project sponsor, site, or type, listed in subsection a. of this section shall require the approval of the Joint Budget Oversight Committee or its successor.

c. To the extent that moneys remain available after the projects listed in subsection a. of this section are offered funding pursuant thereto, any project of a local government unit that previously received funding appropriated or reappropriated from any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund for recreation and conservation purposes, or that receives funding approved pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.10, or section 1, 3, or 4 of this act, shall be eligible to receive additional funding, as determined by the Department of Environmental Protection, subject to the approval of the Joint Budget Oversight Committee or its successor.

d. For the purposes of this section:

"Densely or highly populated municipality" means a municipality with a population density of at least 5,000 persons per square mile, or a population of at least 35,000 persons, according to the latest federal decennial census;

"Densely populated county" means a county with a population density of at least 5,000 persons per square mile according to the latest federal decennial census;

"Green Acres bond act" means P.L.1995, c.204, P.L.1992, c.88, P.L.1989, c.183, P.L.1987, c.265, and P.L.1983, c.354; and

"Highly populated county" means a county with a population density of at least 1,000 persons per square mile according to the latest federal decennial census.

3. a. There is appropriated to the Department of Environmental Protection from the "Garden State Green Acres Preservation Trust Fund," established pursuant to section 19 of P.L.1999, c.152 (C.13:8C-19), the sum of \$10,715,000 to provide grants or loans, or both, to assist local government units to acquire lands for recreation and conservation purposes. The following projects to acquire lands for recreation and conservation purposes located in municipalities eligible to receive State aid pursuant to P.L.1978, c.14 (C.52:27D-178 et seq.), either as of June 30, 2004 or the effective date of this act, are eligible for funding with the moneys appropriated pursuant to this subsection:

<b>LOCAL GOVERNMENT UNIT</b>	<b>COUNTY</b>	<b>PROJECT</b>	<b>APPROVED AMOUNT</b>
Garfield City	Bergen	Passaic River Historic Park Acq	\$290,000
Pemberton Twp	Burlington	North Pemberton Railroad Station Acq	800,000

P.L. 2005, CHAPTER 7

Camden City	Camden	New Roosevelt Park Acq	800,000
Gloucester Twp	Camden	Open Space Acq	800,000
Essex County	Essex	Riverfront Park and Rec. Facility Acq (Newark City)	1,200,000
Glassboro Boro	Gloucester	Downtown Green Space Acq	800,000
Hoboken City	Hudson	Northwest Quadrant Acq	700,000
Jersey City	Hudson	Harsimus Stem Embankment Acq	800,000
Weehawken Twp	Hudson	Boulevard East Acq	475,000
Weehawken Twp	Hudson	Pershing Road Acq	250,000
Carteret Boro	Middlesex	Arthur Kill Waterfront Property Acq	600,000
Old Bridge Twp	Middlesex	Cedar Ridge II Acq	800,000
Long Branch City	Monmouth	Manahasset Creek Acq	800,000
Neptune Twp	Monmouth	South Riverside Drive Waterfront Acq	800,000
Clifton City	Passaic	Dundee Island Acq	800,000
<b>TOTAL</b>			<b><u>\$10,715,000</u></b>

b. Any transfer of funds, or change in project sponsor, site, or type, listed in subsection a. of this section shall require the approval of the Joint Budget Oversight Committee or its successor.

c. To the extent that moneys remain available after the projects listed in subsection a. of this section are offered funding pursuant thereto, any project of a local government unit that previously received funding appropriated or reappropriated from any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund for recreation and conservation purposes, or that receives funding approved pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.10, or section 1, 2, or 4 of this act, shall be eligible to receive additional funding, as determined by the Department of Environmental Protection, subject to the approval of the Joint Budget Oversight Committee or its successor.

d. For the purposes of this section, "Green Acres bond act" means P.L.1995, c.204, P.L.1992, c.88, P.L.1989, c.183, P.L.1987, c.265, and P.L.1983, c.354.

4. a. There is appropriated to the Department of Environmental Protection from the "Garden State Green Acres Preservation Trust Fund," established pursuant to section 19 of P.L.1999, c.152 (C.13:8C-19), the sum of \$21,718,500 to provide grants or loans, or both, to assist local government units to acquire lands for recreation and conservation purposes. The following projects to acquire lands for recreation and conservation purposes, located in densely or highly populated municipalities or sponsored by densely populated counties or highly populated counties, are eligible for funding with the moneys appropriated pursuant to this subsection:

(1) *Planning Incentive Acquisition Projects*

<b>LOCAL GOVERNMENT UNIT</b>	<b>COUNTY</b>	<b>PROJECT</b>	<b>APPROVED AMOUNT</b>
Bergen County	Bergen	Open Space Plan Acq	\$1,250,000
Evesham Twp	Burlington	Planning Incentive Acq	600,000
Mount Laurel Twp	Burlington	Mt Laurel Acq Plan	600,000
Camden County	Camden	Open Space Plan Acq	1,000,000
West Orange Twp	Essex	West Orange Twp Open Space Acq	600,000
Washington Twp	Gloucester	Open Space & Rec Project Acq	600,000
Mercer County	Mercer	Mercer County Planning Incentive Acq	1,000,000
Hamilton Twp	Mercer	Hamilton Twp Open Space Acq	600,000
Middlesex County	Middlesex	Middlesex County Open Space Acq	1,000,000
East Brunswick Twp	Middlesex	Open Space Plan Acq	600,000
North Brunswick	Middlesex	North Brunswick Plan Acq	600,000

Twp			
South Brunswick Twp	Middlesex	Open Space Acq	600,000
Monmouth County	Monmouth	Planning Incentive Acq	1,000,000
Marlboro Twp	Monmouth	Marlboro Open Space Acq	600,000
Middletown Twp	Monmouth	Middletown Twp Planning Incentive Acq	600,000
Morris County	Morris	Morris County Planning Incentive Acq	1,250,000
Parsippany-Troy Hills Twp	Morris	Parsippany-Troy Hills Open Space Acq	775,000
Dover Twp	Ocean	Open Space and Recreation Plan Acq	600,000
Jackson Twp	Ocean	Jackson Twp Open Space Acq Plan	600,000
Manchester Twp	Ocean	Planning Incentive Acq	400,000
Passaic County	Passaic	Open Space Plan Acq	1,250,000
Bridgewater Twp	Somerset	Bridgewater Open Space Plan	600,000
Franklin Twp	Somerset	Open Space Plan Acq	600,000
Union County	Union	Open Space & Recreation Plan Acq	<u>1,200,000</u>
<b>SUBTOTAL</b>			<b><u>\$18,525,000</u></b>

*(2) Site Specific Incentive Acquisition Projects*

<b>LOCAL GOVERNMENT UNIT</b>	<b>COUNTY</b>	<b>PROJECT</b>	<b>APPROVED AMOUNT</b>
Edgewater Boro	Bergen	Grand Cove Marina Acq	<u>\$600,000</u>
<b>SUBTOTAL</b>			<b><u>\$600,000</u></b>

*(3) Standard Acquisition Projects*

<b>LOCAL GOVERNMENT UNIT</b>	<b>COUNTY</b>	<b>PROJECT</b>	<b>APPROVED AMOUNT</b>
Atlantic City	Atlantic	Altman Playground Acq	\$510,000
Ridgefield Park Village	Bergen	McGowan Park Addition Acq	82,000
Rutherford Boro	Bergen	Rutherford Memorial Park Bike Path Acq	67,000
Audubon Boro	Camden	Open Space Preservation Acq	334,500
Piscataway Twp	Middlesex	Piscataway Open Space Acq	600,000
South Amboy Boro	Middlesex	Open Space Acq	600,000
Wayne Twp	Passaic	St Joseph's Hospital at Wayne Acq	<u>400,000</u>
<b>SUBTOTAL</b>			<b><u>\$2,593,500</u></b>
<b>TOTAL</b>			<b><u>\$21,718,500</u></b>

b. Any transfer of funds, or change in project sponsor, site, or type, listed in subsection a. of this section shall require the approval of the Joint Budget Oversight Committee or its successor.

c. To the extent that moneys remain available after the projects listed in subsection a. of this section are offered funding pursuant thereto, any project of a local government unit that previously received funding appropriated or reappropriated from any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund for recreation and conservation purposes, or that receives funding approved pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.10, or section 1, 2, or 3 of this act, shall be eligible to receive additional funding, as determined by the Department of Environmental Protection, subject to the approval of the Joint Budget Oversight Committee or its successor.

d. For the purposes of this section:

"Densely or highly populated municipality" means a municipality with a population density

of at least 5,000 persons per square mile, or a population of at least 35,000 persons, according to the latest federal decennial census;

"Densely populated county" means a county with a population density of at least 5,000 persons per square mile according to the latest federal decennial census;

"Green Acres bond act" means P.L.1995, c.204, P.L.1992, c.88, P.L.1989, c.183, P.L.1987, c.265, and P.L.1983, c.354; and

"Highly populated county" means a county with a population density of at least 1,000 persons per square mile according to the latest federal decennial census.

5. Of the monies appropriated pursuant to section 5 of P.L.2003, c.238, the sum of \$50,000 shall be allocated for the Department of Environmental Protection to purchase and provide playground equipment to the City of Trenton under the Community Playgrounds Initiative pilot program established by the department in accordance with that section. Notwithstanding any provision of section 5 of P.L.2003, c.238 to the contrary, the allocation required pursuant to this section shall not require the approval of the Joint Budget Oversight Committee or its successor.

6. a. There is reappropriated to the Department of Environmental Protection the unexpended balances, due to project withdrawals, cancellations, or cost savings, of the amounts appropriated or reappropriated from any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund to assist local government units to acquire or develop lands for recreation and conservation purposes, for the purposes of providing:

(1) grants or loans, or both, to assist local government units to acquire or develop lands for recreation and conservation purposes, for projects approved as eligible for such funding pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.10, or sections 1 through 4 of this act; and

(2) additional funding, as determined by the Department of Environmental Protection, to any project of a local government unit that previously received funding appropriated or reappropriated from any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund for recreation and conservation purposes or that receives funding approved pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.10, or sections 1 through 4 of this act, subject to the approval of the Joint Budget Oversight Committee or its successor. Any such additional funding provided from a Green Acres bond act may include administrative costs.

b. There is appropriated to the Department of Environmental Protection such sums as may be, or may become, available on or before June 30, 2005, due to interest earnings or loan repayments in any "Green Trust Fund" established pursuant to a Green Acres bond act or in the "Garden State Green Acres Preservation Trust Fund," for the purpose of providing:

(1) grants or loans, or both, to assist local government units to acquire or develop lands for recreation and conservation purposes, for projects approved as eligible for such funding pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.10, or sections 1 through 4 of this act; and

(2) additional funding, as determined by the Department of Environmental Protection, to any project of a local government unit that previously received funding appropriated or reappropriated from any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund for recreation and conservation purposes or that receives funding approved pursuant to P.L.2005, c.8, P.L.2005, c.9, P.L.2005, c.9, or sections 1 through 4 of this act, subject to the approval of the Joint Budget Oversight Committee or its successor. Any such additional funding provided from a Green Acres bond act may include administrative costs.

c. For the purposes of this section:

"Garden State Green Acres Preservation Trust Fund" means the fund established pursuant to section 19 of P.L.1999, c.152 (C.13:8C-19); and

"Green Acres bond act" means P.L.1995, c.204, P.L.1992, c.88, P.L.1989, c.183, P.L.1987, c.265, and P.L.1983, c.354.

7. This act shall take effect immediately.

P.L. 2005, CHAPTER 7  
7

Approved January 19, 2005.