

CHAPTER 183

AN ACT appropriating moneys from the "Garden State Green Acres Preservation Trust Fund" and various Green Acres bond funds, 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), and from the Green Trust funds established pursuant to the Green Acres bond acts, the sum of \$25,638,975 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, or sponsored by densely populated counties, are eligible for funding with the moneys appropriated pursuant to this subsection:

LOCAL GOVERNMENT UNIT	COUNTY	PROJECT	APPROVED AMOUNT
Garfield City	Bergen	Historic Dundee Dam Pedestrian Way and Preserve	\$800,000
Garfield City	Bergen	Garfield City Multiparks	800,000
Hackensack City	Bergen	Hackensack High School Athletic Field	800,000
Lodi Boro	Bergen	Memorial Park Improvements	488,250
Lodi Boro	Bergen	Kennedy Park Improvements	800,000
Camden County	Camden	Johnson Park Rehabilitation (Camden City)	500,000
Camden City	Camden	Yorkship Square Park	500,000
Gloucester Twp	Camden	Hickstown Road Dev	800,000
Winslow Twp	Camden	Peter Volpa Memorial Park II	250,000
Essex County	Essex	Multi-Parks Improvements (Bloomfield Twp East Orange City Irvington Twp Newark City Orange City Twp Verona Twp West Orange Twp)	1,200,000
Bloomfield Twp	Essex	Restoration of Upper Memorial Park	436,920
Irvington Twp	Essex	Playground Improvements	500,000
Glassboro Boro	Gloucester	Glassboro Public Schools Playground	180,000
Woodbury City	Gloucester	Woodbury High School Stadium Complex	800,000
Woodbury City	Gloucester	Stewart Lake Park Dev	350,000
Hudson County	Hudson	Multi Parks Playgrounds Dev (Bayonne City Harrison Town Jersey City Kearny Town Union City)	800,000
Hoboken City	Hudson	Multi Parks Dev	800,000
Jersey City	Hudson	Owen Grundy Pier and York St. Park	800,000

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Kearny Town	Hudson	Riverbank	277,380
Kearny Town	Hudson	Skateboard Park	
		Reconstruction	781,700
		of Bell Playground	
Union City	Hudson	47th Street Pool	800,000
		Improvements	
Weehawken Twp	Hudson	Pier B Restoration	800,000
Weehawken Twp	Hudson	Pershing Road	250,000
		Nature Trail	
Trenton City	Mercer	George Page Park	800,000
		Dev	
Trenton City	Mercer	Hetzel Field Park	800,000
		Dev	
Middlesex County	Middlesex	New Brunswick	1,000,000
		Landing	
		(New Brunswick City)	
Carteret Boro	Middlesex	Arthur Kill	800,000
		Waterfront Recreation	
		Facility Ph II	
Carteret Boro	Middlesex	Carteret Multipark	800,000
		Improvements	
New Brunswick City	Middlesex	New Brunswick	800,000
		Landing	
Perth Amboy City	Middlesex	Perth Amboy	500,000
		Bayview Park	
Perth Amboy City	Middlesex	Patten Center Park	800,000
		Rehabilitation	
Woodbridge Twp	Middlesex	Ferry Street and	800,000
		Riverwalk Park	
		Improvements	
Neptune Twp	Monmouth	Multi-Parks Dev	500,000
Passaic County	Passaic	Lambert Castle	250,000
		Observatory Tower	
		Rehab	
		(Paterson City	
		West Paterson Boro)	
Clifton City	Passaic	Athenia Steel	800,000
		Recreational	
		Complex	
Paterson City	Passaic	Paterson Great	674,725
		Falls and Pocket	
		Parks - Phase 1	
Paterson City	Passaic	Restoration and	800,000
		Revitalization of	
		Pennington Park	
Union County	Union	Esposito Park	1,000,000
		(Clark Twp)	
TOTAL			\$25,638,975

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.184, P.L.2005, c.185, P.L.2005, c.186, or sections 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:

"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; 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.

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), and from the Green Trust funds established pursuant to the Green Acres bond acts, the sum of \$8,250,100 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 highly populated counties, are eligible for funding with the moneys appropriated pursuant to this subsection:

LOCAL GOVERNMENT UNIT	COUNTY	PROJECT	APPROVED AMOUNT
Margate City	Atlantic	Upgrades to Jerome Ave Rec Facility	\$600,000
Ventnor City	Atlantic	Rehabilitation of Ventnor Fishing Pier	565,000
Edgewater Boro	Bergen	Veteran's Field Improvements	600,000
Edgewater Boro	Bergen	Grand Cove Marina Dredging	600,000
Maywood Boro	Bergen	Thoma Avenue Little League Field	250,000
Mount Laurel Twp	Burlington	Comprehensive Recreation Trail	600,000
Mercer County	Mercer	Baldpate Mountain Dev (Hopewell Twp)	1,000,000
Highland Park Boro	Middlesex	Centennial Park	120,000
Jamesburg Boro	Middlesex	Jamesburg Multipark Improvements	75,000
Keyport Boro	Monmouth	Keyport Waterfront Park Improvements	600,000
Marlboro Twp	Monmouth	Marlboro Twp Park Phase II	600,000
Middletown Twp	Monmouth	Banfield Park Dev	35,000
Berkeley Twp	Ocean	Bayview Park	346,500
Dover Twp	Ocean	Castle Park Playground Renovation	220,000
Point Pleasant Boro	Ocean	Riverfront Park Dev	600,000
Haledon Boro	Passaic	Roe Athletic Field Renovation Project	600,000
Wayne Twp	Passaic	Barbour Pond Park Athletic Field	600,000
Linden City	Union	Multi Park Playground Replacement/Upgrade	238,600
TOTAL			\$8,250,100

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.184, P.L.2005, c.185, P.L.2005, c.186, or sections 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;

"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), and from the Green Trust funds established pursuant to the Green Acres bond acts, the sum of \$9,293,500 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 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:

LOCAL GOVERNMENT UNIT	COUNTY	PROJECT	APPROVED AMOUNT
Camden City	Camden	New Roosevelt Park Acq	\$800,000
Bloomfield Twp	Essex	Bloomfield Township Acq	800,000
Orange City	Essex	Alden and Colgate Land Acq	800,000
Orange City	Essex	Military Park Expansion	800,000
Bayonne City	Hudson	North Street Community Park Acq	380,000
Hoboken City	Hudson	1600 Park Avenue Acq	800,000
Jersey City	Hudson	Harsimus Stem Embankment Acq	800,000
Union City	Hudson	44th Street Acq	800,000
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	800,000
Clifton City	Passaic	Dundee Island Acq	800,000
Rahway City	Union	Rahway River Greenway Acq	113,500
TOTAL			\$9,293,500

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.184, P.L.2005, c.185, P.L.2005, c.186, or sections 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), and from the Green Trust funds established pursuant to the Green Acres bond acts, the sum of \$22,639,500 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

LOCAL GOVERNMENT UNIT	COUNTY	PROJECT	APPROVED AMOUNT
Bergen County	Bergen	Open Space Plan	\$1,250,000
Evesham Twp	Burlington	Acq Planning Incentive	600,000
Mount Laurel Twp	Burlington	Mt. Laurel Acq Plan	600,000
Camden County	Camden	Open Space Plan	1,000,000
Cherry Hill Twp	Camden	Planning Incentive Grant	600,000
West Orange Twp	Essex	West Orange Twp Open Space Acq	600,000
Hudson County	Hudson	Open Space Acq	1,200,000
Mercer County	Mercer	Mercer County Planning Incentive	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	600,000
Edison Twp	Middlesex	Edison Acq Plan	600,000
Monroe Twp	Middlesex	Thompson Park III	200,000
North Brunswick Twp	Middlesex	North Brunswick Plan	600,000
South Brunswick Twp	Middlesex	Open Space Acq	600,000
Monmouth County	Monmouth	Planning Incentive Acq	1,000,000
Howell Twp	Monmouth	Howell Twp Planning Incentive	600,000
Middletown Twp	Monmouth	Middletown Twp Planning Incentive	600,000
Morris County	Morris	Morris County Planning Incentive	1,250,000
Parsippany-Troy Hills Twp	Morris	Parsippany-Troy Hills Open Space Acq	775,000
Berkeley Twp	Ocean	Planning Incentive	600,000
Dover Twp	Ocean	Open Space and Recreation Plan	600,000
Manchester Twp	Ocean	Planning Incentive	600,000
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	Union County Open Space and Recreation Plan	1,200,000
SUBTOTAL			\$20,725,000

(2) Site Specific Incentive Acquisition Projects

LOCAL GOVERNMENT UNIT	COUNTY	PROJECT	APPROVED AMOUNT
Wayne Twp	Passaic	St. Joseph's Hospital at Wayne Acq	\$600,000

SUBTOTAL **\$600,000**

(3) Standard Acquisition Projects

LOCAL GOVERNMENT UNIT	COUNTY	PROJECT	APPROVED AMOUNT
Wallington Boro	Bergen	Open Space Corridor Acq	\$114,500
Piscataway Twp	Middlesex	Open Space Acq	600,000
South Amboy City	Middlesex	Open Space Acq	600,000
SUBTOTAL			\$1,314,500
TOTAL			\$22,639,500

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.184, P.L.2005, c.185, P.L.2005, c.186, or sections 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. 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.184, P.L.2005, c.185, P.L.2005, c.186, 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.184, P.L.2005, c.185, P.L.2005, c.186, 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, 2006, 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.184, P.L.2005, c.185, P.L.2005, c.186, 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.184, P.L.2005, c.185, P.L.2005, c.186, 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.

6. This act shall take effect July 1, 2005 or on the date of enactment, whichever is later.

Approved August 8, 2005.