

ASSEMBLY, No. 1711

STATE OF NEW JERSEY 217th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2016 SESSION

Sponsored by:

Assemblyman RONALD S. DANCER

District 12 (Burlington, Middlesex, Monmouth and Ocean)

Assemblyman ROBERT D. CLIFTON

District 12 (Burlington, Middlesex, Monmouth and Ocean)

Co-Sponsored by:

Assemblyman Conaway

SYNOPSIS

Permits construction of natural gas transmission lines on areas of preserved farmland already subject to existing utility easements under certain circumstances.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 5/13/2016)

1 AN ACT concerning the construction of natural gas transmission
2 lines and supplementing P.L.1983, c.32 (C.4:1C-11 et seq.).

3

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

6

7 1. a. Notwithstanding any provision of the “Agriculture
8 Retention and Development Act,” P.L.1983, c.32 (C.4:1C-11 et
9 seq.) or any other law, rule, or regulation concerning the
10 preservation of farmland to the contrary, a person who owns
11 preserved farmland, together with any public utility that owns a
12 utility easement on the preserved farmland, may permit a natural
13 gas pipeline utility to construct, maintain, and operate a natural gas
14 transmission line on the area of preserved farmland that is subject to
15 the existing utility easement, provided:

16 (1) the natural gas transmission line, and all related equipment,
17 facilities, and structures, are located entirely within the area subject
18 to the existing utility easement on the preserved farmland;

19 (2) at the time the natural gas transmission line is constructed,
20 the area of preserved farmland subject to the existing utility
21 easement is not being used for agricultural or horticultural
22 production; and

23 (3) the natural gas transmission line will be connected to a
24 natural gas distribution line that serves a federal military
25 installation in the State;

26 b. The committee shall adopt, pursuant to the “Administrative
27 Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et seq.), such rules
28 and regulations as may be necessary for the implementation of this
29 section.

30 c. For the purposes of this section:

31 “Existing utility easement” means a utility easement existing on
32 preserved farmland on the date of enactment of P.L. ,
33 c. (C.) (pending before the Legislature as this bill).

34 “Natural gas pipeline utility” means the same as that term is
35 defined in section 2 of P.L.1952, c.166 (C.48:10-3).

36 “Preserved farmland” means land on which a development
37 easement was conveyed to, or retained by, the committee, a board, a
38 county, a municipality, or a qualifying tax exempt nonprofit
39 organization pursuant to the provisions of section 24 of P.L.1983,
40 c.32 (C.4:1C-31), section 5 of P.L.1988, c.4 (C.4:1C-31.1), section
41 1 of P.L.1989, c.28 (C.4:1C-38), section 1 of P.L.1999, c.180
42 (C.4:1C-43.1), sections 37 through 40 of P.L.1999, c.152 (C.13:8C-
43 37 through C.13:8C-40), or any other State law enacted for
44 farmland preservation purposes.

45 “Public utility” means the same as that term is defined in
46 R.S.48:2-13.

47 “Right-of-way” means the same as that term is defined in section
48 1 of P.L.1969, c.182 (c.48:3-17.9).

