

SENATE, No. 2138

STATE OF NEW JERSEY

INTRODUCED MAY 22, 1997

By Senators MATHEUSSEN and CONNORS

1 AN ACT appropriating \$47,687,000 from the "Green Acres, Farmland  
2 and Historic Preservation, and Blue Acres Bond Act of 1995,"  
3 P.L.1995, c.204, reappropriating \$2,460,000 from the "Green  
4 Acres, Clean Water, Farmland and Historic Preservation Bond Act  
5 of 1992," P.L.1992, c.88, reappropriating \$3,000,000 from the  
6 "Open Space Preservation Bond Act of 1989," P.L.1989, c.183,  
7 and reappropriating \$3,941,000 from the "New Jersey Green Acres  
8 Bond Act of 1983," P.L.1983, c.354, and authorizing the use of  
9 unexpended balances, interest earnings, and loan repayments from  
10 certain Green Acres bond acts, to assist local government units to  
11 acquire and develop lands for recreation and conservation purposes;  
12 and approving projects of certain local government units in  
13 southern New Jersey as eligible for funding with moneys made  
14 available from certain Green Acres bond acts.

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

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19 1. There is appropriated to the Department of Environmental  
20 Protection from the "1995 New Jersey Green Trust Fund" established  
21 pursuant to section 23 of the "Green Acres, Farmland and Historic  
22 Preservation, and Blue Acres Bond Act of 1995," P.L.1995, c.204, the  
23 sum of \$47,687,000, and there is reappropriated to the department  
24 from the "1992 New Jersey Green Trust Fund" established pursuant to  
25 section 22 of the "Green Acres, Clean Water, Farmland and Historic  
26 Preservation Bond Act of 1992," P.L.1992, c.88, the sum of  
27 \$2,460,000, from the "1989 New Jersey Green Trust Fund" established  
28 pursuant to section 19 of the "Open Space Preservation Bond Act of  
29 1989," P.L.1989, c.183, the sum of \$3,000,000, and from the "Green  
30 Trust Fund" established pursuant to section 16 of the "New Jersey  
31 Green Acres Bond Act of 1983," P.L.1983, c.354, the sum of  
32 \$3,941,000, to provide loans or grants, or both, to assist local  
33 government units to acquire and develop lands for recreation and  
34 conservation purposes, which sums shall include administrative costs,  
35 for projects approved as eligible for such funding pursuant to section  
36 5 of this act, section 1 of P.L. , c. (now before the Legislature as  
37 Senate Bill No. 2139 of 1997 or Assembly Bill No. 2992 of 1997), and

1 section 1 of P.L. , c. (now before the Legislature as Senate Bill  
2 No. 2140 of 1997 or Assembly Bill No. 2993 of 1997).

3

4 2. a. There is reappropriated to the Department of Environmental  
5 Protection the unexpended balances of the amounts appropriated or  
6 reappropriated pursuant to P.L.1984, c.224, P.L.1985, c.479,  
7 P.L.1986, c.208, P.L.1988, c.23, P.L.1989, c.194, P.L.1991, c.13,  
8 P.L.1991, c.14, P.L.1991, c.15, P.L.1991, c.16, P.L.1991, c.522,  
9 P.L.1993, c.200, P.L.1993, c.201, P.L.1993, c.266, P.L.1993, c.267,  
10 P.L.1994, c.37, P.L.1994, c.45, P.L.1994, c.51, P.L.1994, c.52,  
11 P.L.1995, c.199, P.L.1995, c.200, P.L.1995, c.201, P.L.1995, c.202,  
12 P.L.1995, c.203, P.L.1996, c.107, P.L.1996, c.108, P.L.1996, c.109,  
13 and P.L.1996, c.110 from the "Green Trust Fund" established pursuant  
14 to the "New Jersey Green Acres Bond Act of 1983," P.L.1983, c.354,  
15 from the "Green Trust Fund" established pursuant to the "New Jersey  
16 Green Acres, Cultural Centers and Historic Preservation Bond Act of  
17 1987," P.L.1987, c.265, from the "1989 New Jersey Green Trust  
18 Fund" established pursuant to the "Open Space Preservation Bond Act  
19 of 1989," P.L.1989, c.183, from the "1992 New Jersey Green Trust  
20 Fund" established pursuant to the "Green Acres, Clean Water,  
21 Farmland and Historic Preservation Bond Act of 1992," P.L.1992,  
22 c.88, and from the "1995 New Jersey Green Trust Fund" established  
23 pursuant to the "Green Acres, Farmland and Historic Preservation, and  
24 Blue Acres Bond Act of 1995," P.L.1995, c.204, for the purpose of  
25 making loans or grants, or both, to local government units for the  
26 projects listed in P.L.1984, c.224, P.L.1985, c.479, P.L.1986, c.208,  
27 P.L.1988, c.23, P.L.1989, c.194, P.L.1991, c.13, P.L.1991, c.14,  
28 P.L.1991, c.15, P.L.1991, c.16, P.L.1991, c.522, P.L.1993, c.200,  
29 P.L.1993, c.201, P.L.1993, c.266, P.L.1993, c.267, P.L.1994, c.37,  
30 P.L.1994, c.45, P.L.1994, c.51, P.L.1994, c.52, P.L.1995, c.199,  
31 P.L.1995, c.200, P.L.1995, c.201, P.L.1995, c.202, P.L.1995, c.203,  
32 P.L.1996, c.107, P.L.1996, c.108, P.L.1996, c.109, P.L.1996, c.110,  
33 section 5 of this act, section 1 of P.L. , c. (now before the  
34 Legislature as Senate Bill No. 2139 of 1997 or Assembly Bill No.  
35 2992 of 1997), section 1 of P.L. , c. (now before the Legislature  
36 as Senate Bill No. 2140 of 1997 or Assembly Bill No. 2993 of 1997),  
37 and section 5 of P.L. , c. (now before the Legislature as Senate  
38 Bill No. 2141 of 1997 or Assembly Bill No. 2994 of 1997), and for the  
39 purpose of administrative costs associated with any such projects, to  
40 the extent such funds are available as a result of project withdrawals  
41 or cost savings.

42 b. There is appropriated to the Department of Environmental  
43 Protection such sums as may be or become available on or before June  
44 30, 1998, due to interest earnings or loan repayments, in (1) the  
45 "Green Trust Fund" established pursuant to the "New Jersey Green  
46 Acres Bond Act of 1983," P.L.1983, c.354, (2) the "Green Trust

1 Fund" established pursuant to the "New Jersey Green Acres, Cultural  
2 Centers and Historic Preservation Bond Act of 1987," P.L.1987,  
3 c.265, (3) the "1989 New Jersey Green Trust Fund" established  
4 pursuant to the "Open Space Preservation Bond Act of 1989,"  
5 P.L.1989, c.183, (4) the "1992 New Jersey Green Trust Fund"  
6 established pursuant to the "Green Acres, Clean Water, Farmland and  
7 Historic Preservation Bond Act of 1992," P.L.1992, c.88, and (5) the  
8 "1995 New Jersey Green Trust Fund" established pursuant to the  
9 "Green Acres, Farmland and Historic Preservation, and Blue Acres  
10 Bond Act of 1995," P.L.1995, c.204, for the purpose of making loans  
11 or grants, or both, to local government units for the projects listed in  
12 P.L.1984, c.224, P.L.1985, c.479, P.L.1986, c.208, P.L.1988, c.23,  
13 P.L.1989, c.194, P.L.1991, c.13, P.L.1991, c.14, P.L.1991, c.15,  
14 P.L.1991, c.16, P.L.1991, c.522, P.L.1993, c.200, P.L.1993, c.201,  
15 P.L.1993, c.266, P.L.1993, c.267, P.L.1994, c.37, P.L.1994, c.45,  
16 P.L.1994, c.51, P.L.1994, c.52, P.L.1995, c.199, P.L.1995, c.200,  
17 P.L.1995, c.201, P.L.1995, c.202, P.L.1995, c.203, P.L.1996, c.107,  
18 P.L.1996, c.108, P.L.1996, c.109, P.L.1996, c.110, section 5 of this  
19 act, section 1 of P.L. , c. (now before the Legislature as Senate  
20 Bill No. 2139 of 1997 or Assembly Bill No. 2992 of 1997), section 1  
21 of P.L. , c. (now before the Legislature as Senate Bill No. 2140 of  
22 1997 or Assembly Bill No. 2993 of 1997), and section 5 of P.L. , c.  
23 (now before the Legislature as Senate Bill No. 2141 of 1997 or  
24 Assembly Bill No. 2994 of 1997), and for the purpose of  
25 administrative costs associated with any such projects.

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27 3. Pursuant to the provisions of subsection c. of section 7 of the  
28 "Green Acres, Farmland and Historic Preservation, and Blue Acres  
29 Bond Act of 1995," P.L.1995, c.204, subsection c. of section 7 of the  
30 "Green Acres, Clean Water, Farmland and Historic Preservation Bond  
31 Act of 1992," P.L.1992, c.88, subsection c. of section 9 of the "Open  
32 Space Preservation Bond Act of 1989," P.L.1989, c.183, subsection  
33 c. of section 9 of the "New Jersey Green Acres, Cultural Centers and  
34 Historic Preservation Bond Act of 1987," P.L.1987, c.265, and  
35 subsection d. of section 4 of the "New Jersey Green Acres Bond Act  
36 of 1983," P.L.1983, c.354, as appropriate, all loans made to local  
37 government units with moneys appropriated or reappropriated  
38 pursuant to this act shall bear interest of not more than 2% per year  
39 and shall be for a term of not more than 20 years. All principal and  
40 interest payments repaid by the local government units shall be  
41 deposited into the respective "Green Trust Fund" from which the  
42 moneys were appropriated or reappropriated in accordance with the  
43 terms of a written loan agreement. The terms of the loan agreement  
44 shall be completed and executed on a form approved by the State  
45 Treasurer or his designee.

1       4. The expenditure of the sums appropriated or reappropriated by  
 2 this act is subject to the provisions and conditions of P.L.1995, c.204,  
 3 P.L.1992, c.88, P.L.1989, c.183, P.L.1987, c.265, and P.L.1983,  
 4 c.354, as appropriate.

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6       5. a. The following projects are eligible for funding with the  
 7 moneys appropriated or reappropriated pursuant to sections 1 and 2  
 8 of this act:

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<b>10</b>	<b>Local</b>	<b>County</b>	<b>Project</b>	<b>Approved</b>
<b>11</b>	<b>Government Unit</b>			<b>Amount</b>
12	Galloway Twp.	Atlantic	Pinehurst Open Space Acq.	\$ 600,000
13	Pleasantville City	Atlantic	Brighton Rec. Complex Acq.	350,000
14	Lumberton Twp.	Burlington	Lumberton Park Acq.	400,000
15	Pemberton Twp.	Burlington	Greenway Acq.	350,000
16	Camden City	Camden	Community Park Acq.	1,000,000
17	Middle Twp.	Cape May	Goshen Davies Acq.	240,000
18	Franklin Twp.	Gloucester	Malaga Lake Acq.	123,000
19	Brick Twp.	Ocean	Fortune Avenue Park Acq.	230,000
20	Brick Twp.	Ocean	Havens Farm Acq.	1,000,000
21	Manchester Twp.	Ocean	Pine Lake Rec. Annex Acq.	1,200,000
22	Point Pleasant Boro	Ocean	Preservation Purposes Acq.	35,000
23	Seaside Heights	Ocean	Seaside Heights Marina	1,000,000
24	Boro		Acq.	
25	Stafford Twp.	Ocean	Manahawkin Lake Park Acq.	1,120,000

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

30       c. To the extent that moneys remain available after the projects  
 31 listed in subsection a. of this section are offered funding pursuant  
 32 thereto, the local government unit projects listed in P.L.1984, c.224,  
 33 P.L.1985, c.479, P.L.1986, c.208, P.L.1988, c.23, P.L.1989, c.194,  
 34 P.L.1991, c.13, P.L.1991, c.14, P.L.1991, c.15, P.L.1991, c.16,  
 35 P.L.1991, c.522, P.L.1993, c.200, P.L.1993, c.201, P.L.1993, c.266,  
 36 P.L.1993, c.267, P.L.1994, c.37, P.L.1994, c.45, P.L.1994, c.51,  
 37 P.L.1994, c.52, P.L.1995, c.199, P.L.1995, c.200, P.L.1995, c.201,

1 P.L.1995, c.202, P.L.1995, c.203, P.L.1996, c.107, P.L.1996, c.108,  
2 P.L.1996, c.109, P.L.1996, c.110, section 1 of P.L. , c. (now  
3 before the Legislature as Senate Bill No. 2139 of 1997 or Assembly  
4 Bill No. 2992 of 1997), section 1 of P.L. , c. (now before the  
5 Legislature as Senate Bill No. 2140 of 1997 or Assembly Bill No.  
6 2993 of 1997), and section 5 of P.L. , c. (now before the  
7 Legislature as Senate Bill No. 2141 of 1997 or Assembly Bill No.  
8 2994 of 1997), shall be eligible for funding or additional funding,  
9 including administrative costs, in a sequence consistent with the  
10 priority system established by the Department of Environmental  
11 Protection. Any such transfer of funds, or change in project sponsor,  
12 site, or type, shall require the approval of the Joint Budget Oversight  
13 Committee or its successor.

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15 6. This act shall take effect immediately.

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#### STATEMENT

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20 This bill would appropriate \$57,088,000 from various Green Acres  
21 bond acts to the Department of Environmental Protection to provide  
22 low-interest loans or grants, or both, to assist local government units  
23 in the State to acquire and develop lands for recreation and  
24 conservation purposes. The sum appropriated would include  
25 administrative costs. The projects for which the appropriation is being  
26 made are listed in this bill and two other Green Acres bills that are part  
27 of a four-bill legislative package concerning the Green Acres and Blue  
28 Acres programs.

29 This bill would further authorize the Department of Environmental  
30 Protection to use unexpended balances of amounts previously  
31 appropriated for local government unit projects pursuant to the 1983,  
32 1987, 1989, 1992, and 1995 Green Acres bond acts for the purpose of  
33 making low-interest loans or grants, or both, to local government units  
34 for projects listed in this bill and in the three other Green Acres or  
35 Blue Acres "local government" bills of this legislative package, as well  
36 as for local government unit projects previously approved for funding  
37 pursuant to various acts implementing the 1983, 1987, 1989, 1992,  
38 and 1995 Green Acres bond acts, to the extent such funds are available  
39 as a result of project withdrawals or cost savings. Under the bill, the  
40 department may also use interest earnings and loan repayments from  
41 the 1983, 1987, 1989, 1992, and 1995 Green Acres bond acts that  
42 become available on or before June 30, 1998 for that purpose.

43 This bill would also specifically approve the funding of eligible  
44 projects of certain local government units located in southern New  
45 Jersey. The total sum of the approved amounts for the southern New  
46 Jersey projects is \$7,648,000, which includes administrative costs. To

1 the extent that there are funds remaining after those local government  
2 unit projects in southern New Jersey listed in this bill are offered  
3 funding, the bill also authorizes the department, with the approval of  
4 the Joint Budget Oversight Committee, to use those funds for local  
5 government unit projects listed in the three other Green Acres or Blue  
6 Acres "local government" bills of this legislative package as well as for  
7 local government unit projects previously approved for funding  
8 pursuant to various acts implementing the 1983, 1987, 1989, 1992,  
9 and 1995 Green Acres bond acts.

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14 Appropriates \$57.088 million from Green Acres bond acts for local  
15 government unit projects; and approves funding of Green Acres  
16 projects of certain local government units in southern NJ.