

SENATE CONCURRENT RESOLUTION No. 27

STATE OF NEW JERSEY

INTRODUCED JANUARY 22, 1996

By Senators SCOTT and SACCO

1 A CONCURRENT RESOLUTION concerning legislative review, pursuant to
2 Article V, Section IV, paragraph 6 of the Constitution of the State of New
3 Jersey, of the Hackensack Meadowlands Special Area Management Plan
4 proposed by the Hackensack Meadowlands Development Commission.
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6 **BE IT RESOLVED** by the Senate of the State of New Jersey (the General
7 Assembly concurring):
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9 1. Pursuant to Article V, Section IV, paragraph 6 of the Constitution of the
10 State of New Jersey, the Legislature may review any rule or regulation of an
11 administrative agency to determine if the rule or regulation is consistent with
12 the intent of the Legislature.
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14 2. The Legislature enacted the "Hackensack Meadowlands Reclamation
15 and Development Act," P.L.1968, c.404 (C.13:17-1 et seq.), with the
16 purpose to reclaim, plan, develop and redevelop the Hackensack
17 meadowlands. The Hackensack Meadowlands Development Commission
18 (HMDC), created by that act, recently proposed a Special Area Management
19 Plan (SAMP) that, among other things, provides for significant development
20 of environmentally sensitive and other lands in the Hackensack Meadowlands
21 District.
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23 3. The Legislature finds that the development proposal in the SAMP is not
24 consistent with legislative intent because the HMDC has not adequately
25 demonstrated that there remains any urgent need for more space for industrial,
26 commercial, and residential uses in the Hackensack Meadowlands District to
27 the massive extent proposed by the HMDC, especially considering that nearly
28 30 years have passed since the creation of the district.
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30 4. The Legislature suggests that in order to demonstrate any such urgent
31 need for further industrial, commercial, or residential development, the
32 HMDC, before taking any further action on the SAMP or preparing any
33 amendment, revision, or supplement to the Hackensack meadowlands master
34 plan to reflect the SAMP, prepare a written report justifying its conclusions in
35 that regard, conduct at least one public hearing thereon, submit that report and

1 a transcript of the public hearing or hearings to the Governor and to the Senate
2 Legislative Oversight Committee and the Assembly Policy and Regulatory
3 Oversight Committee, or their successors as designated respectively by the
4 President of the Senate and the Speaker of the General Assembly, and obtain
5 the approval of the development from every municipality within which the
6 development is to be located and from every municipality contiguous to the
7 municipality or municipalities within which the development is to be located.

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9 5. The HMDC shall, pursuant to Article V, Section IV, paragraph 6 of the
10 Constitution of the State of New Jersey, have 30 days following transmittal of
11 this resolution to amend or withdraw the SAMP, or the Legislature may, by
12 passage of another concurrent resolution, exercise its authority under the
13 Constitution to invalidate the SAMP in whole or in part.

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16 STATEMENT

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18 The Hackensack Meadowlands Development Commission (HMDC)
19 recently proposed a Special Area Management Plan (SAMP) that, among
20 other things, provides for significant development of environmentally sensitive
21 and other lands in the Hackensack Meadowlands District. By this concurrent
22 resolution, the Legislature finds that the development proposal in the SAMP
23 is not consistent with legislative intent because the HMDC has not adequately
24 demonstrated that there remains any urgent need for more space for industrial,
25 commercial, and residential uses in the Hackensack Meadowlands District to
26 the massive extent proposed by the HMDC, especially considering that nearly
27 30 years have passed since the creation of the district.

28 By this concurrent resolution, the Legislature also suggests that in order to
29 demonstrate any such urgent need for further industrial, commercial, or
30 residential development, the HMDC, before taking any further action on the
31 SAMP or preparing any amendment, revision, or supplement to the
32 Hackensack meadowlands master plan to reflect the SAMP, prepare a written
33 report justifying its conclusions in that regard, conduct at least one public
34 hearing thereon, submit that report and a transcript of the public hearing or
35 hearings to the Governor and to the Senate Legislative Oversight Committee
36 and the Assembly Policy and Regulatory Oversight Committee, or their
37 successors, and obtain the approval of the development from every
38 municipality within which the development is to be located and from every
39 municipality contiguous to the municipality or municipalities within which the
40 development is to be located.

41 The HMDC shall have 30 days following transmittal of this resolution to
42 amend or withdraw the SAMP, or the Legislature may, by passage of another
43 concurrent resolution, exercise its authority under the Constitution to invalidate

1 the SAMP in whole or in part.

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6 Determines that Special Area Management Plan proposed by HMDC is

7 inconsistent with legislative intent.