

4240--A

2011-2012 Regular Sessions

I N S E N A T E

March 24, 2011

Introduced by Sens. LARKIN, CARLUCCI, DeFRANCISCO, MAZIARZ, O'MARA, RANZENHOFER -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- recommitted to the Committee on Local Government in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law, in relation to authorizing industrial development agencies to provide assistance to agricultural producers

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The first undesignated paragraph of section 852 of the
2 general municipal law, as amended by chapter 747 of the laws of 2005, is
3 amended to read as follows:

4 It is hereby declared to be the policy of this state to promote the
5 economic welfare, recreation opportunities and prosperity of its inhab-
6 itants and to actively promote, attract, encourage and develop recre-
7 ation, economically sound commerce [and], industry AND AGRICULTURE, and
8 economically sound projects identified and called for to implement a
9 state heritage area management plan as provided in title G of the parks,
10 recreation and historic preservation law through governmental action for
11 the purpose of preventing unemployment and economic deterioration by the
12 creation of industrial development agencies which are hereby declared to
13 be governmental agencies and instrumentalities and to grant to such
14 industrial development agencies the rights and powers provided in this
15 article.

16 S 2. Subdivision 4 of section 854 of the general municipal law, as
17 amended by chapter 478 of the laws of 2011, is amended to read as
18 follows:

19 (4) "Project" - shall mean any land, any building or other improve-
20 ment, and all real and personal properties located within the state of

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 New York and within or outside or partially within and partially outside
2 the municipality for whose benefit the agency was created, including,
3 but not limited to, machinery, equipment and other facilities deemed
4 necessary or desirable in connection therewith, or incidental thereto,
5 whether or not now in existence or under construction, which shall be
6 suitable for manufacturing, warehousing, research, commercial [or],
7 industrial OR AGRICULTURAL purposes or other economically sound purposes
8 identified and called for to implement a state designated urban cultural
9 park management plan as provided in title G of the parks, recreation and
10 historic preservation law and which may include or mean an industrial
11 pollution control facility, a recreation facility, educational or
12 cultural facility, a horse racing facility, a railroad facility or an
13 automobile racing facility, provided, however, no agency shall use its
14 funds in respect of any project wholly or partially outside the municipi-
15 pality for whose benefit the agency was created without the prior
16 consent thereto by the governing body or bodies of all the other municipi-
17 palities in which a part or parts of the project is, or is to be,
18 located.

19 S 3. Section 854 of the general municipal law is amended by adding a
20 new subdivision 21 to read as follows:

21 (21) "AGRICULTURE" OR "AGRICULTURAL" - SHALL MEAN AND INCLUDE THE
22 PRODUCTION OF ANY AGRICULTURAL, HORTICULTURAL, FLORICULTURAL OR AQUACUL-
23 TURAL PRODUCT OF THE SOIL OR WATER THAT HAS BEEN GROWN, HARVESTED OR
24 PRODUCED WITHIN THE STATE, INCLUDING BUT NOT LIMITED TO FRUITS, VEGETA-
25 BLES, EGGS, DAIRY PRODUCTS, MEAT AND MEAT PRODUCTS, POULTRY AND POULTRY
26 PRODUCTS, FISH AND FISH PRODUCTS, GRAIN AND GRAIN PRODUCTS, HONEY, NUTS,
27 PRESERVES, MAPLE SAP PRODUCTS, APPLE CIDER, AND FRUIT JUICE AND INCLUDES
28 THE COMMERCIAL RAISING, SHEARING, FEEDING AND MANAGEMENT OF ANIMALS ON A
29 FARM OR RANCH.

30 S 4. This act shall take effect immediately.