

S T A T E O F N E W Y O R K

4072--A

2013-2014 Regular Sessions

I N S E N A T E

March 7, 2013

Introduced by Sen. YOUNG -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the executive law, in relation to single-family dwellings of manufactured homes in residential districts

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

1 Section 1. Sections 600 through 612 of article 21-B of the executive
2 law are designated title 1 and a new title heading is added to read as
3 follows:

GENERAL PROVISIONS

5 S 2. Section 600 of the executive law, as added by chapter 729 of the
6 laws of 2005, is amended to read as follows:

7 S 600. Application. This [article] TITLE shall be applicable to
8 persons and business entities engaged in the manufacture, sale, instal-
9 lation and service of manufactured homes and to purchasers thereof.

10 S 3. The opening paragraph of section 601 of the executive law, as
11 added by chapter 729 of the laws of 2005, is amended to read as follows:

12 For the purposes of this [article] TITLE, the following terms shall
13 have the following meanings:

14 S 4. Article 21-B of the executive law is amended by adding a new
15 title 2 to read as follows:

TITLE 2

SINGLE-FAMILY DWELLINGS IN RESIDENTIAL DISTRICTS

18 SECTION 615. DEFINITIONS.

19 616. MANUFACTURED HOMES AS SINGLE-FAMILY DWELLINGS IN RESIDEN-
20 TIAL DISTRICTS.

21 617. MANUFACTURED HOME PARKS TO BE CONSISTENT.

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

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1 S 615. DEFINITIONS. FOR THE PURPOSES OF THIS TITLE, THE FOLLOWING
2 TERMS SHALL HAVE THE FOLLOWING MEANINGS:
3 1. "MANUFACTURED HOME" SHALL HAVE THE SAME MEANING AS PROVIDED IN
4 SUBDIVISION SEVEN OF SECTION SIX HUNDRED ONE OF THIS ARTICLE.
5 2. "IDENTICAL DEVELOPMENT SPECIFICATIONS AND STANDARDS" INCLUDES
6 ACCESS, BUILDING SETBACK DISTANCE, ENCLOSURES AND VEHICLE PARKING SPACE.
7 3. "SINGLE-FAMILY DWELLING" SHALL MEAN A BUILDING DESIGNED AS A
8 ONE-FAMILY RESIDENCE AND USED OR OCCUPIED, OR INTENDED TO BE USED OR
9 OCCUPIED AS THE HOME OR RESIDENCE OF ONE OR MORE PERSONS MAINTAINING A
10 HOUSEHOLD.
11 S 616. MANUFACTURED HOMES AS SINGLE-FAMILY DWELLINGS IN RESIDENTIAL
12 DISTRICTS. A MANUFACTURED HOME THAT IS AFFIXED TO A PERMANENT FOUNDATION
13 AND CONFORMS WITH THE IDENTICAL DEVELOPMENT SPECIFICATION AND STANDARDS,
14 INCLUDING GENERAL AESTHETIC AND ARCHITECTURAL STANDARDS, APPLICABLE TO
15 CONVENTIONAL, SITE-BUILT SINGLE-FAMILY DWELLINGS IN THE RESIDENTIAL
16 DISTRICT IN WHICH THE MANUFACTURED HOME IS TO BE SITED, SHALL BE DEEMED
17 TO BE A CONFORMING SINGLE FAMILY DWELLING FOR PURPOSES OF THE APPLICABLE
18 LOCAL ZONING LAW OR ORDINANCE.
19 S 617. MANUFACTURED HOME PARKS TO BE CONSISTENT. MANUFACTURED HOME
20 PARKS MAY BE ESTABLISHED OR EXISTING PARKS EXPANDED CONSISTENT WITH THE
21 PROVISIONS OF THIS TITLE AND CONSISTENT WITH THE IDENTICAL DEVELOPMENT
22 SPECIFICATION AND STANDARDS, INCLUDING GENERAL AESTHETIC AND ARCHITEC-
23 TURAL STANDARDS, APPLICABLE TO OTHER SINGLE-FAMILY DWELLING DEVELOPMENTS
24 IN THE MUNICIPALITY IN WHICH THE PARK IS, OR IS TO BE, LOCATED.
25 S 5. This act shall take effect immediately.