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I N   S E N A T E

(PREFILED)

January 8, 2014

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Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to the town of Hamburg industrial development agency

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

1     Section 1. Section 925-v of the general municipal law, as amended by  
2 chapter 441 of the laws of 1994, is amended to read as follows:  
3     S 925-v. Town of Hamburg industrial development agency. 1. For the  
4 benefit of the town of Hamburg in the county of Erie, and the inhabit-  
5 ants thereof, an industrial development agency, to be known as the TOWN  
6 OF HAMBURG INDUSTRIAL DEVELOPMENT AGENCY, is hereby established for the  
7 accomplishment of any or all of the purposes specified in title one of  
8 article eighteen-A of this chapter. It shall constitute a body corporate  
9 and politic, and be perpetual in duration. It shall have the powers and  
10 duties now or hereafter conferred by title one of article eighteen-A of  
11 this chapter upon industrial development agencies and provided that the  
12 exercise of the powers by such agency with respect to the acquisition of  
13 real property whether by purchase, condemnation or otherwise, shall be  
14 limited to the corporate limits of THE TOWNS OF HAMBURG, AURORA, BOSTON,  
15 EDEN, EVANS AND ORCHARD PARK, ALSO PROVIDED THAT NO EXERCISE OF THE  
16 POWERS BY SUCH AGENCY WITH RESPECT TO THE ACQUISITION OF REAL PROPERTY  
17 WHETHER BY PURCHASE, CONDEMNATION OR OTHERWISE, OUTSIDE THE CORPORATE  
18 LIMITS OF the town of Hamburg SHALL BE VALID UNTIL THE TOWN BOARD OF THE  
19 TOWN WITHIN WHOSE CORPORATE LIMITS SUCH REAL PROPERTY IS LOCATED PASSES  
20 A RESOLUTION IN SUPPORT OF THE EXERCISE OF THIS POWER, and such agency  
21 shall take into consideration the local zoning and planning regulations  
22 as well as the regional and local comprehensive land use plans. It shall  
23 be organized in a manner prescribed by and be subject to the provisions  
24 of title one of article eighteen-A of this chapter. Its members shall be  
25 appointed by the governing body of the town of Hamburg. THE SUPERVISORS  
26 OF THE TOWNS OF AURORA, BOSTON, EDEN, EVANS AND ORCHARD PARK SHALL SERVE  
27 AS EX-OFFICIO MEMBERS OF THE AGENCY. The agency, its members, officers

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

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1 and employees and its operations and activities shall in all respects be  
2 governed by the provisions of title one of article eighteen-A of this  
3 chapter.

4 2. Notwithstanding the provisions of subdivision two of section eight  
5 hundred fifty-six of article eighteen-A of this chapter, the agency  
6 shall consist of not less than three nor more than nine members who  
7 shall be appointed by the governing body of the town of Hamburg.

8 S 2. This act shall take effect immediately.