

STATE OF NEW YORK

2408

2025-2026 Regular Sessions

IN ASSEMBLY

January 16, 2025

Introduced by M. of A. GANDOLFO, BEEPHAN, E. BROWN, MANKTELOW, GRAY, McDONOUGH, ANGELINO, WALSH, GALLAHAN, BRABENEC, SIMPSON, JENSEN, DURSO, HAWLEY, DeSTEFANO, TANNOUSIS, LEMONDES, MIKULIN, MAHER, SMITH
-- read once and referred to the Committee on Local Governments

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to article 9 of the constitution, in relation to local control of zoning for residential housing

1 Section 1. Resolved (if the Senate concur), That article 9 of the
2 constitution be amended by adding a new section 4 to read as follows:

3 § 4. Local governments shall have the power to adopt, amend and repeal
4 zoning regulations. Notwithstanding any provision of this constitution,
5 the governor or any agency of the state and the legislature shall not
6 impose zoning requirements regarding residential housing on any local
7 government without the approval of the governing body of such local
8 government.

9 § 2. Resolved (if the Senate concur), That the foregoing amendment be
10 referred to the first regular legislative session convening after the
11 next succeeding general election of members of the assembly, and, in
12 conformity with section 1 of article 19 of the constitution, be
13 published for three months previous to the time of such election.

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

LBD89056-01-5