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

1020

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. DelMONTE -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to obtaining a resolution from each affected local taxing jurisdiction's governing body prior to approving any real property tax exemptions

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

Section 1. Subdivision 1 of section 916-a of the general municipal law, as amended by chapter 694 of the laws of 1979, is amended to read as follows:

1. For the benefit of the county of Niagara and the inhabitants thereof, an industrial development agency, to be known as the NIAGARA COUNTY INDUSTRIAL DEVELOPMENT AGENCY, is hereby established for the accomplishment of any or all of the purposes specified in title one of THIS article [eighteen-A of this chapter]. It shall constitute a body corporate and politic, and be perpetual in duration. It shall have the powers and duties now or hereafter conferred by title one of THIS article [eighteen-A of this chapter] upon industrial development agencies and provide that the exercise of the powers by such agency with respect to the acquisition of real property whether by purchase, condemnation or otherwise, shall be limited to the corporate limits of the county of Niagara, and such agency shall take into consideration the local zoning and planning regulations as well as the regional and local comprehensive land use plans. It shall be organized in a manner prescribed by and be subject to the provisions of title one of THIS article [eighteen-A of this chapter] PROVIDED, HOWEVER, THAT IN ADDITION TO THE PROVISIONS OF SECTION EIGHT HUNDRED SEVENTY-FOUR OF THIS ARTICLE, THE AGENCY SHALL RECEIVE A RESOLUTION FROM EACH AFFECTED LOCAL TAXING JURISDICTION'S GOVERNING BODY PRIOR TO APPROVING ANY REAL PROPERTY TAX EXEMPTIONS. Its members shall be appointed by the governing body of the county of

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

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Niagara. The agency, its members, officers and employees and its operations and activities shall, except as provided specifically [herein] IN THIS SECTION, be governed by the provisions of title one of THIS article [eighteen-A of this chapter].

S 2. This act shall take effect immediately.