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

2513

2009-2010 Regular Sessions

I N A S S E M B L Y

January 16, 2009

Introduced by M. of A. O'DONNELL, GLICK, COLTON, ALFANO -- Multi-Sponsored by -- M. of A. BARRA, COOK, MILLMAN, N. RIVERA, ROBINSON -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the public authorities law, in relation to establishing certain requirements for the dormitory authority of the state of New York prior to such authority issuing bonds and notes to finance certain projects

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

Section 1. The public authorities law is amended by adding a new section 1678-a to read as follows:

S 1678-A. ADDITIONAL REQUIREMENTS FOR CERTAIN AUTHORITY PROJECTS. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, PRIOR TO THE DORMITORY AUTHORITY OF THE STATE OF NEW YORK ISSUING BONDS AND NOTES TO FINANCE A PROJECT FOR A PRIVATE INSTITUTION OR ORGANIZATION, THE DORMITORY AUTHORITY SHALL:

(A) BE REQUIRED TO PREPARE A STATEMENT ON THE ENVIRONMENTAL IMPACT OF THE PROJECT SUCH BONDS OR NOTES ARE TO FINANCE, AND THEN HOLD A HEARING IN THE COMMUNITY AFFECTED ON SUCH ENVIRONMENTAL IMPACT STATEMENT REGARDLESS OF WHETHER IT IS FOUND THAT THERE WOULD BE A POSITIVE OR NEGATIVE IMPACT ON THE ENVIRONMENT DUE TO SUCH PROJECT; AND

(B) REQUIRE ANY PROJECT FOR A PRIVATE INSTITUTION OR ORGANIZATION THAT SUCH AUTHORITY FUNDS WITH BONDS OR NOTES TO BE CONTEXTUAL IN APPEARANCE TO THE BUILDINGS AND STRUCTURES SURROUNDING SUCH PROJECT AND TO BE APPROVED BY A LOCAL PLANNING OR ZONING BOARD OR OTHER SIMILAR BOARD. IF NO SUCH LOCAL BOARD EXISTS THEN THE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION SHALL BE REQUIRED TO REVIEW THE PROJECT TO DETERMINE IF THE PROJECT IS CONTEXTUAL IN APPEARANCE TO THE SURROUNDING BUILDINGS AND STRUCTURES.

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

LBD00051-01-9

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.