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

6012

2009-2010 Regular Sessions

I N A S S E M B L Y

February 24, 2009

Introduced by M. of A. GOTTFRIED, PHEFFER, COLTON -- Multi-Sponsored by -- M. of A. CLARK, COOK, CYMBROWITZ, DINOWITZ, GLICK, V. LOPEZ, SCARBOROUGH, SEMINERIO -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the New York state urban development corporation act, in relation to compliance with certain provisions of the New York city charter

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

Section 1. Subdivision 7 of section 5 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, is amended to read as follows:

(7) To acquire or contract to acquire from any person, firm, corporation, municipality, federal or state agency, by grant, purchase, condemnation or otherwise, leaseholds, real, personal or mixed property or any interest therein; to own, hold, clear, improve and rehabilitate, and to sell, assign, exchange, transfer, convey, lease, mortgage, or otherwise dispose of or encumber the same. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ANY OF THE ABOVE ACTIONS INVOLVING REAL PROPERTY, SITUATED IN THE CITY OF NEW YORK, SHALL BE SUBJECT TO SECTION ONE HUNDRED NINETY-SEVEN-C OF THE NEW YORK CITY CHARTER RELATING TO THE UNIFORM LAND USE REVIEW PROCEDURE;

S 2. Section 13 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by chapter 840 of the laws of 1977, is amended to read as follows:

S 13. Acquisition of real property. The corporation, upon making a finding that it is necessary or convenient to acquire any real property for its immediate or future use, may acquire such property in any lawful manner, pursuant to the provisions of the eminent domain procedure law AND FOR REAL PROPERTY ACQUISITIONS IN THE CITY OF NEW YORK, SECTION ONE

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

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HUNDRED NINETY-SEVEN-C OF THE NEW YORK CITY CHARTER RELATING TO THE UNIFORM LAND USE REVIEW PROCEDURE SHALL BE APPLICABLE, notwithstanding that such property may already be devoted to a public use, nor shall such property thereafter be taken for any other public use without the consent of the corporation.

Prior to the commencement of condemnation proceedings, the corporation shall cause a survey and map to be made of the property to be condemned and file the same in its office. There shall be annexed thereto a certificate, executed by such officer or employee as the corporation may designate, stating that the property described in such survey and map is necessary for corporate purposes.

S 3. This act shall take effect immediately.