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

4059

2009-2010 Regular Sessions

I N A S S E M B L Y

January 29, 2009

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

AN ACT to amend the general municipal law, in relation to authorizing industrial development agencies to provide assistance to qualified residential facilities

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

Section 1. Subdivision 4 of section 854 of the general municipal law, as amended by chapter 541 of the laws of 1982, is amended to read as follows:

(4) "Project" - shall mean any land, any building or other improvement, and all real and personal properties located within the state of New York and within or outside or partially within and partially outside the municipality for whose benefit the agency was created, including, but not limited to, machinery, equipment and other facilities deemed necessary or desirable in connection therewith, or incidental thereto, whether or not now in existence or under construction, which shall be suitable for manufacturing, warehousing, research, commercial or industrial purposes or other economically sound purposes identified and called for to implement a state designated urban cultural park management plan as provided in title G of the parks, recreation and historic preservation law and which may include or mean an industrial pollution control facility, a recreation facility, educational or cultural facility, a horse racing facility [or], a railroad facility, *OR A QUALIFIED RESIDENTIAL FACILITY*, provided, however, no agency shall use its funds in respect of any project wholly or partially outside the municipality for whose benefit the agency was created without the prior consent thereto by the governing body or bodies of all the other municipalities in which a part or parts of the project is, or is to be, located.

S 2. Section 854 of the general municipal law is amended by adding a new subdivision 20 to read as follows:

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

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(20) "QUALIFIED RESIDENTIAL FACILITY" - SHALL MEAN ANY MULTI-FAMILY RESIDENTIAL FACILITY WITH UNITS THAT ARE FOR SALE, IN ANY MUNICIPALITY LOCATED WITHIN THE COUNTY OF WESTCHESTER, AND WHICH IS LOCATED IN AN URBAN RENEWAL AREA DESIGNATED UNDER ARTICLE FIFTEEN OF THIS CHAPTER OR A HIGHLY DISTRESSED AREA, TOGETHER WITH BUILDINGS, STRUCTURES, MACHINERY, EQUIPMENT, FACILITIES AND APPURTENANCES THERETO DEEMED NECESSARY, USEFUL OR DESIRABLE IN CONNECTION THEREWITH, OR INCIDENTAL THERETO, BUT SHALL NOT INCLUDE A CONTINUING CARE RETIREMENT COMMUNITY.

S 3. This act shall take effect immediately.