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2009-2010 Regular Sessions

I N A S S E M B L Y

March 4, 2009

Introduced by M. of A. COOK, ORTIZ, GREENE -- Multi-Sponsored by -- M. of A. AUBRY, BRENNAN, GLICK, GOTTFRIED, JACOBS, McENENY, PEOPLES, J. RIVERA, SCARBOROUGH, WRIGHT -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to providing assistance for community gardens

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

1 Section 1. The agriculture and markets law is amended by adding a new
2 section 31-j to read as follows:
3 S 31-J. SALE OF COMMUNITY GARDENS PROPERTY IN CERTAIN CITIES. IN ANY
4 CITY WITH A POPULATION OF ONE MILLION OR MORE, WHENEVER SUCH CITY SELLS
5 OR LEASES PROPERTY WHICH WAS USED AS A COMMUNITY GARDEN PURSUANT TO AN
6 AGREEMENT WITH THE CITY AT ANY TIME WITHIN FIVE YEARS PRIOR TO SUCH SALE
7 OR LEASE, THE CITY SHALL DEPOSIT FIVE PERCENT OF THE PROCEEDS FROM SUCH
8 SALE OR LEASE INTO A SEPARATE ACCOUNT TO BE DESIGNATED THE "COMMUNITY
9 GARDENS ACCOUNT". FUNDS IN SUCH ACCOUNT SHALL BE USED FOR THE PURPOSES
10 OF PURCHASING PROPERTY TO BE USED AS COMMUNITY GARDENS, PROVIDING
11 SUPPLIES AND MATERIALS NEEDED BY COMMUNITY GARDENS AND PROVIDING TECHNICAL
12 AND FINANCIAL ASSISTANCE TO NOT-FOR-PROFIT ASSOCIATIONS, NEIGHBORHOOD
13 ASSOCIATIONS, SCHOOLS AND OTHER GROUPS THAT SPONSOR OR PROPOSE TO
14 SPONSOR A COMMUNITY GARDEN.
15 S 2. This act shall take effect immediately.

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

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