

705

2009-2010 Regular Sessions

I N S E N A T E

January 13, 2009

Introduced by Sens. LARKIN, BONACIC, LEIBELL, LITTLE, MORAHAN, SALAND,
SEWARD -- read twice and ordered printed, and when printed to be
committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to authorizing
industrial development agencies to provide assistance to agricultural
producers

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

1 Section 1. The first undesignated paragraph of section 852 of the
2 general municipal law, as amended by chapter 747 of the laws of 2005, is
3 amended to read as follows:
4 It is hereby declared to be the policy of this state to promote the
5 economic welfare, recreation opportunities and prosperity of its inhab-
6 itants and to actively promote, attract, encourage and develop recre-
7 ation, economically sound commerce [and], industry AND AGRICULTURE, and
8 economically sound projects identified and called for to implement a
9 state heritage area management plan as provided in title G of the parks,
10 recreation and historic preservation law through governmental action for
11 the purpose of preventing unemployment and economic deterioration by the
12 creation of industrial development agencies which are hereby declared to
13 be governmental agencies and instrumentalities and to grant to such
14 industrial development agencies the rights and powers provided in this
15 article.
16 S 2. Subdivision 4 of section 854 of the general municipal law, as
17 amended by chapter 541 of the laws of 1982, is amended to read as
18 follows:
19 (4) "Project" - shall mean any land, any building or other improve-
20 ment, and all real and personal properties located within the state of
21 New York and within or outside or partially within and partially outside
22 the municipality for whose benefit the agency was created, including,
23 but not limited to, machinery, equipment and other facilities deemed

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

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1 necessary or desirable in connection therewith, or incidental thereto,
2 whether or not now in existence or under construction, which shall be
3 suitable for manufacturing, warehousing, research, commercial [or],
4 industrial OR AGRICULTURAL purposes or other economically sound purposes
5 identified and called for to implement a state designated urban cultural
6 park management plan as provided in title G of the parks, recreation and
7 historic preservation law and which may include or mean an industrial
8 pollution control facility, a recreation facility, educational or
9 cultural facility, a horse racing facility or a railroad facility,
10 provided, however, no agency shall use its funds in respect of any
11 project wholly or partially outside the municipality for whose benefit
12 the agency was created without the prior consent thereto by the govern-
13 ing body or bodies of all the other municipalities in which a part or
14 parts of the project is, or is to be, located.

15 S 3. Section 854 of the general municipal law is amended by adding a
16 new subdivision 20 to read as follows:

17 (20) "AGRICULTURE" OR "AGRICULTURAL" - SHALL MEAN AND INCLUDE THE
18 PRODUCTION OF ANY AGRICULTURAL, HORTICULTURAL, FLORICULTURAL OR AQUACUL-
19 TURAL PRODUCT OF THE SOIL OR WATER THAT HAS BEEN GROWN, HARVESTED OR
20 PRODUCED WITHIN THE STATE, INCLUDING BUT NOT LIMITED TO FRUITS, VEGETA-
21 BLES, EGGS, DAIRY PRODUCTS, MEAT AND MEAT PRODUCTS, POULTRY AND POULTRY
22 PRODUCTS, FISH AND FISH PRODUCTS, GRAIN AND GRAIN PRODUCTS, HONEY, NUTS,
23 PRESERVES, MAPLE SAP PRODUCTS, APPLE CIDER, AND FRUIT JUICE AND INCLUDES
24 THE COMMERCIAL RAISING, SHEARING, FEEDING AND MANAGEMENT OF ANIMALS ON A
25 FARM OR RANCH.

26 S 4. This act shall take effect immediately.