

3544

2011-2012 Regular Sessions

I N S E N A T E

February 25, 2011

Introduced by Sen. LANZA -- 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 land use compliance for public construction projects

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

- 1 Section 1. The general municipal law is amended by adding a new
2 section 99-v to read as follows:
3 S 99-V. LAND USE PLANNING; COMPLIANCE. 1. NOTWITHSTANDING ANY OTHER
4 PROVISION OF LAW, ANY UNIT OF GOVERNMENT, OR SUBSIDIARY THEREOF, SHALL,
5 WITH RESPECT TO THE CONSTRUCTION, DEVELOPMENT, PLANNING, SITING, LEAS-
6 ING, OPERATING OR OWNERSHIP OF ANY FACILITY, BUILDING OR ANY OTHER
7 CONSTRUCTION WHICH IS LOCATED OR PROPOSED TO BE LOCATED WITHIN THE
8 STATE, COMPLY WITH ALL LOCAL, STATE AND FEDERAL LAWS, RULES, REGULATIONS
9 AND ORDINANCES WITH RESPECT TO LAND USE PLANNING AND REVIEW OR ZONING
10 APPLICABLE TO SUCH LOCATION OR PROPOSED LOCATION.
11 2. FOR PURPOSES OF THIS SECTION, THE TERM "UNIT OF GOVERNMENT" SHALL
12 MEAN THE STATE, A COUNTY, CITY, TOWN, VILLAGE OR ANY OTHER POLITICAL
13 SUBDIVISION OR CIVIL DIVISION OF THE STATE, A SCHOOL DISTRICT OR ANY
14 GOVERNMENTAL ENTITY OPERATING A PUBLIC SCHOOL, COLLEGE OR UNIVERSITY, A
15 PUBLIC IMPROVEMENT OR SPECIAL DISTRICT, A PUBLIC AUTHORITY, COMMISSION,
16 COMMITTEE OR PUBLIC BENEFIT CORPORATION, OR ANY OTHER PUBLIC CORPO-
17 RATION, AGENCY OR INSTRUMENTALITY OR UNIT OF GOVERNMENT WHICH EXERCISES
18 GOVERNMENTAL POWERS UNDER THE LAWS OF THE STATE.
19 S 2. This act shall take effect immediately.

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

LBD01941-01-1