

3797

2011-2012 Regular Sessions

I N S E N A T E

March 4, 2011

Introduced by Sen. OPPENHEIMER -- 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 the establish-
ment of the White Plains industrial development agency

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

1 Section 1. The general municipal law is amended by adding a new
2 section 902-d to read as follows:
3 S 902-D. CITY OF WHITE PLAINS INDUSTRIAL DEVELOPMENT AGENCY. FOR THE
4 BENEFIT OF THE CITY OF WHITE PLAINS AND THE INHABITANTS THEREOF, AN
5 INDUSTRIAL DEVELOPMENT AGENCY, TO BE KNOWN AS THE CITY OF WHITE PLAINS
6 INDUSTRIAL DEVELOPMENT AGENCY, IS HEREBY ESTABLISHED FOR THE ACCOMPLISH-
7 MENT OF ANY OR ALL OF THE PURPOSES SPECIFIED IN TITLE ONE OF THIS ARTI-
8 CLE. IT SHALL CONSTITUTE A BODY CORPORATE AND POLITIC, AND BE PERPETUAL
9 IN DURATION. IT SHALL HAVE THE POWERS AND DUTIES NOW OR HEREAFTER
10 CONFERRED BY TITLE ONE OF THIS ARTICLE UPON INDUSTRIAL DEVELOPMENT AGEN-
11 CIES, EXCEPT THAT THE AGENCY'S POWER OF CONDEMNATION SHALL NOT BE EXER-
12 CISED WITHOUT PRIOR APPROVAL OF THE CITY COUNCIL OF THE CITY, AND
13 PROVIDED THAT THE EXERCISE OF THE POWERS BY SUCH AGENCY WITH RESPECT TO
14 THE ACQUISITION OF REAL PROPERTY, WHETHER BY PURCHASE, CONDEMNATION OR
15 OTHERWISE, SHALL BE LIMITED TO THE CORPORATE LIMITS OF THE CITY OF WHITE
16 PLAINS, AND SUCH AGENCY SHALL TAKE INTO CONSIDERATION THE LOCAL ZONING
17 AND PLANNING REGULATIONS AS WELL AS THE REGIONAL AND LOCAL COMPREHENSIVE
18 LAND USE PLANS. IT SHALL BE ORGANIZED IN A MANNER PRESCRIBED BY AND BE
19 SUBJECT TO THE PROVISIONS OF TITLE ONE OF THIS ARTICLE, EXCEPT THAT THE
20 MEMBERS SHALL BE APPOINTED BY THE MAYOR OF SAID CITY, SUBJECT TO CONFIR-
21 MATION BY ITS GOVERNING BODY, AND SHALL SERVE AT THE PLEASURE OF THE
22 MAYOR. THE MAYOR SHALL DESIGNATE THE CHAIR, WHO SHALL SERVE AT THE PLEA-
23 SURE OF THE MAYOR. EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE
24 AGENCY, ITS MEMBERS, OFFICERS AND EMPLOYEES AND ITS OPERATIONS AND

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

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1 ACTIVITIES SHALL IN ALL RESPECTS BE GOVERNED BY THE PROVISIONS OF TITLE
2 ONE OF THIS ARTICLE.
3 S 2. This act shall take effect immediately; provided that the secre-
4 tary of state or his or her appointed designee shall notify the legisla-
5 tive bill drafting commission as to whether or not the office of the
6 secretary of state has timely received the certificate required to be
7 filed pursuant to section 856 of the general municipal law in order that
8 the commission may maintain an accurate and timely effective data base
9 of the official text of the laws of the state of New York in furtherance
10 of effecting the provisions of section 70-b of the public officers law;
11 and provided further that upon receiving notification from the secretary
12 of state that such certificate has not been so timely filed, this act
13 shall be deemed repealed on the thirtieth day after the legislative bill
14 drafting commission has received such notification of failure to timely
15 file such certificate.