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

10103

I N A S S E M B L Y

June 13, 2014

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Otis) -- read once and referred to the Committee on Tourism, Parks, Arts and Sports Development

AN ACT to amend the parks, recreation and historic preservation law, in relation to requiring public notice to be provided prior to the demolition of an historic building

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

Section 1. The parks, recreation and historic preservation law is amended by adding a new section 14.11 to read as follows:

S 14.11 DEMOLITION OF LOCALLY DESIGNATED HISTORIC BUILDINGS. NO DEMOLITION PERMIT FOR A BUILDING DESIGNATED BY A LOCAL GOVERNING BODY AS AN HISTORIC BUILDING SHALL BE ISSUED UNLESS, AT LEAST SIXTY DAYS PRIOR TO THE INTENDED DEMOLITION DATE:

1. NOTIFICATION OF THE INTENDED DEMOLITION OF SUCH HISTORIC BUILDING IS PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION IN THE AREA WHERE THE HISTORIC BUILDING IS LOCATED;

2. SIGNS ARE POSTED ON THE AFFECTED HISTORIC BUILDING OR THE PROPERTY ON WHICH SUCH BUILDING IS SITUATED. SUCH SIGNS SHALL CLEARLY AND CONSPICUOUSLY STATE THE DATE OF THE PROPOSED DEMOLITION, THAT THERE WILL BE AT LEAST ONE PUBLIC HEARING REGARDING THE PROPOSED DEMOLITION, AND THE DATE OF THE PUBLIC HEARING;

3. NOTIFICATION IS MAILED OF THE INTENDED DEMOLITION OF THE HISTORIC BUILDING TO ALL RESIDENTS WITHIN A DISTANCE TO BE DETERMINED BY THE LOCAL GOVERNMENT, BUT NO LESS THAN FIVE HUNDRED FEET, OF SUCH BUILDING. SUCH MAILING SHALL INCLUDE THE TIME, DATE, AND LOCATION OF THE PUBLIC HEARINGS TO BE HELD PURSUANT TO SUBDIVISION FOUR OF THIS SECTION; AND

4. AT LEAST ONE PUBLIC HEARING ON THE PROPOSED DEMOLITION IS HELD BEFORE THE RELEVANT LOCAL GOVERNMENT OR GOVERNMENTAL BODY AUTHORIZING SUCH DEMOLITION.

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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