

7639

2015-2016 Regular Sessions

I N   A S S E M B L Y

May 20, 2015

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Introduced by M. of A. SKOUFIS -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to referrals of certain annexation petitions

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

1     Section 1. The section heading of section 239-m of the general municipal law, as amended by chapter 459 of the laws of 1997, is amended, 2  
3     subparagraph (vi) of paragraph (a) of subdivision 3 is renumbered 4  
5     subparagraph (vii) and a new subparagraph (vi) is added to read as follows:

6     S 239-m. Referral of certain proposed city, town and village planning 7  
8     and zoning actions AND REFERRAL OF CERTAIN ANNEXATION PETITIONS to the 9  
9     county planning agency or regional planning council; report thereon; final action.

10     (VI) ANNEXATION THAT WOULD POTENTIALLY REQUIRE COUNTY OR COUNTY AGENCY 11  
11     APPROVAL (I) TO PROVIDE WATER OR SEWER SERVICE IN THE AREA TO BE 12  
12     ANNEXED, OR (II) FOR THE ANNEXING MUNICIPALITY TO PROVIDE WATER OR SEWER 13  
13     SERVICE IN THE AREA TO BE ANNEXED;

14     S 2. Subdivision 1 of section 711 of the general municipal law is 15  
15     amended by adding a new closing paragraph to read as follows:

16     PROVIDED, HOWEVER, IN THE EVENT THAT THE PETITION TO INITIATE ANNEXA- 17  
17     TION IS SUBJECT TO REFERRAL PURSUANT TO SECTION TWO HUNDRED 18  
18     THIRTY-NINE-M OF THIS CHAPTER, THE GOVERNING BOARDS OF THE MUNICI- 19  
19     PALITIES AFFECTED BY SUCH ANNEXATION SHALL COMPLY WITH ALL REQUIREMENTS 20  
20     OF SUCH SECTION PRIOR TO MAKING A FINAL DETERMINATION.

21     S 3. This act shall take effect immediately, and shall apply to any 22  
22     annexation petition for which a hearing required by section 705 of the 23  
23     general municipal law has not been held as of May 30, 2015.

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

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