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

10655

I N  A S S E M B L Y

June 10, 2016

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Thiele) -- read once and referred to the Committee on Local Governments

AN ACT to amend the executive law, in relation to the adoption by local governments of higher or more restrictive standards for construction

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

Section 1. Subdivision 1 of section 379 of the executive law, as amended by chapter 772 of the laws of 1986, is amended to read as follows:

1. Except in the case of factory manufactured homes, intended for use as one or two family dwelling units or multiple dwellings of not more than two stories in height, the legislative body of any local government may duly enact or adopt local laws or ordinances imposing higher or more restrictive standards for construction within the jurisdiction of such local government than are applicable generally to such local government in the uniform code. Within thirty days of such enactment or adoption, the chief executive officer, or if there be none, the chairman of the legislative body of such local government, shall so notify the council, and shall petition the council for a determination of whether such local laws or ordinances are more stringent than the standards for construction applicable generally to such local government in the uniform code. [During the period in which the council is considering such petition, such] SUCH local laws or ordinances shall [remain in] TAKE full force and effect UPON AN AFFIRMATIVE DETERMINATION BY THE COUNCIL AS PROVIDED HEREIN.

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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