

2679

2015-2016 Regular Sessions

I N A S S E M B L Y

January 20, 2015

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

AN ACT to amend the general municipal law, in relation to the definition
of "civic facility" for the purposes of industrial development agen-
cies

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

1 Section 1. Section 854 of the general municipal law is amended by
2 adding a new subdivision 13 to read as follows:
3 (13) "CIVIC FACILITY" - SHALL MEAN ANY FACILITY WHICH SHALL BE OWNED
4 OR OCCUPIED BY A NOT-FOR-PROFIT CORPORATION ORGANIZED AND EXISTING UNDER
5 THE LAWS OF THIS STATE OR AUTHORIZED TO CONDUCT ACTIVITIES IN THIS
6 STATE. SUCH FACILITIES SHALL NOT INCLUDE CONVENTION CENTERS, HOUSING
7 FACILITIES, DORMITORIES FOR EDUCATIONAL INSTITUTIONS OR ROADS, BUILD-
8 INGS, WATER SYSTEMS, SEWER SYSTEMS, OR ANY PUBLIC FACILITY FOR USE BY A
9 MUNICIPALITY IN THE PERFORMANCE OF ITS GOVERNMENTAL FUNCTIONS OR MEDICAL
10 FACILITIES WHICH ARE PREDOMINATELY USED FOR THE DELIVERY OF MEDICAL
11 SERVICES, EXCEPT THAT SUCH FACILITIES SHALL INCLUDE HABILITATION CENTERS
12 AND HOSPICES.
13 NOTWITHSTANDING THE LIMITATIONS CONTAINED IN THE PRECEDING SENTENCE, A
14 CIVIC FACILITY PROJECT MAY INCLUDE: (A) DORMITORIES FOR EDUCATIONAL
15 INSTITUTIONS; (B) FACILITIES AS DEFINED IN ARTICLE TWENTY-EIGHT OF THE
16 PUBLIC HEALTH LAW; AND (C) HOUSING FACILITIES PRIMARILY DESIGNED TO BE
17 OCCUPIED BY INDIVIDUALS SIXTY YEARS OF AGE OR OLDER. NOTHING IN THIS
18 ARTICLE SHALL BE DEEMED TO WAIVE ANY APPLICABLE REQUIREMENT FOR AN OPER-
19 ATING FACILITY CERTIFICATE, CONSENT OR ANY OTHER APPROVAL AS PROVIDED BY
20 LAW.
21 S 2. This act shall take effect on the first of July next succeeding
22 the date on which it shall have become a law.

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

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