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

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I N S E N A T E

May 20, 2016

Introduced by Sen. COMRIE -- read twice and ordered printed, and when printed to be committed to the Committee on Cities

AN ACT to amend the administrative code of the city of New York, in relation to review and approval of all new facilities

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

Section 1. The administrative code of the city of New York is amended by adding a new section 25-111-a to read as follows:

S 25-111-A CITY PLANNING COMMISSION TO REGULATE THE TYPES OF SOCIAL SERVICES FACILITIES. A. THE CITY PLANNING COMMISSION SHALL REGULATE AND RESTRICT REQUESTS BY AN AGENCY TO PROVIDE SERVICES AT A NEW LOCATION AS A SOCIAL SERVICES FACILITY, TO EXPAND THE SIZE OF AN EXISTING SOCIAL SERVICES FACILITY OR TO CHANGE THE TYPE OF SERVICES PROVIDED AT AN EXISTING SOCIAL SERVICES FACILITY, INCLUDING SUCH FACILITIES WHERE THE LEASEHOLDER IS NOT THE TENANT.

B. FOR THE PURPOSES OF THIS SECTION, "SOCIAL SERVICES FACILITY" SHALL INCLUDE THE FOLLOWING:

1. ACS PLACEMENT FACILITIES. "ACS PLACEMENT FACILITIES" MEANS FACILITIES, CERTIFIED BY THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES, FOR THE CARE OF YOUTH PLACED IN ACCORDANCE WITH THE PROVISIONS OF THE FAMILY COURT ACT AND THE REGULATIONS OF THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES, MANAGED DIRECTLY BY THE ADMINISTRATION FOR CHILDREN'S SERVICES OR UNDER CONTRACT OR SIMILAR AGREEMENT WITH THE ADMINISTRATION FOR CHILDREN'S SERVICES.

2. CITY-ADMINISTERED FACILITIES. "CITY-ADMINISTERED FACILITIES" MEANS HOTELS, SHELTERS AND OTHER ACCOMMODATIONS OR ASSOCIATED SERVICES, MANAGED BY OR PROVIDED UNDER CONTRACT OR SIMILAR AGREEMENT WITH ANY CITY AGENCY, PROVIDED TO INDIVIDUALS OR FAMILIES WHO NEED TEMPORARY EMERGENCY HOUSING OR ASSISTANCE FINDING OR MAINTAINING STABLE HOUSING.

3. DHS-ADMINISTERED FACILITIES. "DHS-ADMINISTERED FACILITIES" MEANS CITY-ADMINISTERED FACILITIES MANAGED DIRECTLY BY THE DEPARTMENT OF HOMELESS SERVICES OR BY A PROVIDER UNDER CONTRACT OR SIMILAR AGREEMENT WITH THE DEPARTMENT OF HOMELESS SERVICES.

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

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4. DYCD-ADMINISTERED FACILITIES. "DYCD-ADMINISTERED FACILITIES" MEANS CITY-ADMINISTERED FACILITIES MANAGED DIRECTLY BY THE DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT OR BY A PROVIDER UNDER CONTRACT OR SIMILAR AGREEMENT WITH THE DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT.

5. HPD-ADMINISTERED FACILITIES. "HPD-ADMINISTERED FACILITIES" MEANS CITY-ADMINISTERED FACILITIES MANAGED DIRECTLY BY THE DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT OR BY A PROVIDER UNDER CONTRACT OR SIMILAR AGREEMENT WITH THE DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT.

6. HRA-ADMINISTERED FACILITIES. "HRA-ADMINISTERED FACILITIES" MEANS CITY-ADMINISTERED FACILITIES MANAGED DIRECTLY BY THE HUMAN RESOURCES ADMINISTRATION OR BY A PROVIDER UNDER CONTRACT OR SIMILAR AGREEMENT WITH THE HUMAN RESOURCES ADMINISTRATION, EXCLUDING SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE MANAGED DIRECTLY BY THE HUMAN RESOURCES ADMINISTRATION OR BY A PROVIDER UNDER CONTRACT OR SIMILAR AGREEMENT WITH THE HUMAN RESOURCES ADMINISTRATION.

7. SUPPORTIVE HOUSING FACILITIES. "SUPPORTIVE HOUSING FACILITIES" MEANS AFFORDABLE, INDEPENDENT, AND PERMANENT HOUSING WITH SUPPORT SERVICES FOR TENANTS, INCLUDING BUT NOT LIMITED TO PEOPLE WHO HAVE BEEN HOMELESS, HAVE HISTORIES OF SUBSTANCE ABUSE, ARE COPING WITH MENTAL ILLNESS, HAVE CHRONIC ILLNESSES SUCH AS HIV/AIDS, ARE YOUNG ADULTS AGING OUT OF FOSTER CARE, ARE HOMELESS VETERANS, OR GRANDPARENTS RAISING GRANDCHILDREN, AND IS UNDER CONTRACT WITH A CITY AGENCY INCLUDING BUT NOT LIMITED TO THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AND THE HUMAN RESOURCES ADMINISTRATION.

C. THE COMMISSION SHALL CONSIDER THE ANTICIPATED IMPACT OF THE PROPOSED SOCIAL SERVICES FACILITY OR THE OPERATION OF SUCH FACILITY UPON RENEWAL OF THE LEASE.

D. THE COMMISSION SHALL GIVE REASONABLE CONSIDERATION, AMONG OTHER THINGS, TO THE CHARACTER OF THE NEIGHBORHOOD, ITS PECULIAR SUITABILITY FOR PARTICULAR USES, THE CONSERVATION OF PROPERTY VALUES, AND THE LOCATION OF SOCIAL SERVICES FACILITIES IN ACCORD WITH A WELL-CONSIDERED PLAN.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.