

7888

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:

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

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

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

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

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

24 3. DHS-ADMINISTERED FACILITIES. "DHS-ADMINISTERED FACILITIES" MEANS
25 CITY-ADMINISTERED FACILITIES MANAGED DIRECTLY BY THE DEPARTMENT OF HOME-
26 LESS SERVICES OR BY A PROVIDER UNDER CONTRACT OR SIMILAR AGREEMENT WITH
27 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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1 4. DYCD-ADMINISTERED FACILITIES. "DYCD-ADMINISTERED FACILITIES" MEANS
2 CITY-ADMINISTERED FACILITIES MANAGED DIRECTLY BY THE DEPARTMENT OF YOUTH
3 AND COMMUNITY DEVELOPMENT OR BY A PROVIDER UNDER CONTRACT OR SIMILAR
4 AGREEMENT WITH THE DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT.

5 5. HPD-ADMINISTERED FACILITIES. "HPD-ADMINISTERED FACILITIES" MEANS
6 CITY-ADMINISTERED FACILITIES MANAGED DIRECTLY BY THE DEPARTMENT OF HOUS-
7 ING PRESERVATION AND DEVELOPMENT OR BY A PROVIDER UNDER CONTRACT OR
8 SIMILAR AGREEMENT WITH THE DEPARTMENT OF HOUSING PRESERVATION AND DEVEL-
9 OPMENT.

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

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

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

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

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