STATE OF NEW YORK

1544

2017-2018 Regular Sessions

IN ASSEMBLY

January 12, 2017

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

AN ACT to amend the general municipal law, in relation to the rights and duties of neighboring municipalities in planning and zoning matters

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivisions 3 and 4 of section 239-nn of the general municipal law, as added by chapter 658 of the laws of 2005, are amended to read as follows:

3. The legislative body or other authorized body having jurisdiction in a municipality shall give notice to an adjacent municipality when a hearing is held by such body relating to:

(a) the issuance of a proposed special use permit or the granting of a use variance on property that is within five hundred feet of an adjacent municipality;

(b) site plan review and approval on property that is within five hundred feet of an adjacent municipality; [~~or~~]

(c) a subdivision review and approval on property that is within five hundred feet of an adjacent municipality**; or**

(d) adoption or amendment of any zoning ordinance or local law or comprehensive plan, pursuant to section two hundred seventy-two-a of the town law, section 7-722 of the village law or section twenty-eight-a of the general city law, where such changes would affect a parcel or parcels that are within five hundred feet of an adjacent municipality.

4. Such notice shall be given by mail or electronic transmission to the clerk of the adjacent municipality at least ten days prior to any such hearing. **A full statement of such proposed action sent to a county planning agency or regional planning council as required by section two hundred thirty-nine-m of this article shall also be sent to an adjacent municipality. Such adjacent municipality shall have thirty days after receipt of a full statement of such proposed action to comment to the**

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

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referring body, accompanied by a statement of its reasons for such comment.

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