

STATE OF NEW YORK

1683

2017-2018 Regular Sessions

IN SENATE

January 10, 2017

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

AN ACT to amend the New York city charter, in relation to notification by the New York city board of standards and appeals to certain affected state senators and assembly members

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

1 Section 1. Section 196 of the New York city charter, as amended by a
2 vote of the people of the city of New York at the general election held
3 in November of 1989, is amended to read as follows:

4 § 196. Affected boards and borough presidents. For purposes of this
5 chapter: the term "affected community board" shall mean the community
6 board for a community district in which land included in a plan or an
7 application pursuant to this chapter is located; the term "affected
8 borough president" shall mean the president of a borough in which land
9 included in such a plan or an application is located; and a borough
10 board shall be deemed "affected" if such a plan or application includes
11 land within two or more community districts within the borough repres-
12 ented by such borough board; and "affected senator or assembly member"
13 shall mean the respective senator or assembly member for the land
14 included in a plan or an application pursuant to this chapter.

15 § 2. Section 197-b of the New York city charter, as amended by a vote
16 of the people of the city of New York at the general election held in
17 November of 1989, is amended to read as follows:

18 § 197-b. Notification of plans and proposals. a. Advance notice of
19 all preliminary and final plans of public agencies and public benefit
20 corporations or of private agencies, entities or developers filed with
21 the city that relate to the use, development or improvement of land
22 subject to city regulation shall be given to the affected community
23 board or boards [~~and~~], the office of the affected borough president and

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

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1 the affected senator or assembly member, provided that exceptions may be
2 made in matters of no appreciable public concern by agency rule.

3 b. Copies of (1) all requests for proposals and other solicitations of
4 proposals issued by or on behalf of the city, whether or not issued by
5 an agency, a local development corporation or other entity, and (2) all
6 letters of intent executed by or on behalf of the city, whether or not
7 executed by an agency, a local development corporation or other entity,
8 that relate to the private use or the disposition of city-owned land,
9 shall be conveyed to the community boards where such land is located
10 ~~[and]~~, the office of the borough president where such land is located
11 and the affected senator or assembly member where such land is located
12 promptly after issuance or execution.

13 § 3. Paragraph 1 of subdivision a of section 200 of the New York city
14 charter, as amended by a vote of the people of the city of New York at
15 the general election held in November of 1989, is amended to read as
16 follows:

17 1. The city planning commission may upon its own initiative at any
18 time or upon application as provided in section two hundred one, adopt a
19 resolution to amend the text of the zoning resolution subject to the
20 limitations provided by law. Before adopting any such resolution, the
21 commission shall notify any community board ~~[or]~~, borough board, senator
22 or assembly member affected by the resolution and shall afford persons
23 interested an opportunity to be heard at a time and place to be speci-
24 fied in a notice of hearing to be published in the City Record for the
25 ten days of publication of the City Record immediately prior thereto
26 setting forth in general terms the nature of the proposed resolution and
27 a statement of the place at which the entire resolution may be examined.

28 § 4. Subdivision a of section 201 of the New York city charter, as
29 amended by a vote of the people of the city of New York at the general
30 election held in November of 1989, is amended to read as follows:

31 a. Applications for changes in the zoning resolution may be filed by
32 any taxpayer, community board, borough board, borough president, by the
33 mayor or by the land use committee of the council if two-thirds of the
34 members of the committee shall have voted to approve such filing with
35 the city planning commission. All such applications involving changes
36 in the designation of zoning districts under the zoning resolution shall
37 be subject to review and approval pursuant to section one hundred nine-
38 ty-seven-c and one hundred ninety-seven-d. For applications involving
39 other changes in zoning resolutions and regulations, the commission
40 prior to taking action upon any such application shall refer it to the
41 affected community boards ~~[or]~~, borough boards, senators or assembly
42 members for a public hearing and recommendation.

43 § 5. This act shall take effect immediately.