

# STATE OF NEW YORK

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4098

2019-2020 Regular Sessions

## IN ASSEMBLY

February 1, 2019

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Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Housing

AN ACT to amend the private housing finance law, in relation to affordable home ownership development contracts within the city of Yonkers

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

1 Section 1. Subdivision 1 of section 1112 of the private housing  
2 finance law, as amended by chapter 64 of the laws of 2012, is amended to  
3 read as follows:

4 1. Within the limit of funds available in the affordable housing  
5 development account, the corporation is hereby authorized to enter into  
6 contracts with eligible applicants to provide grants which such appli-  
7 cants shall use to finance affordable home ownership development  
8 programs subject to the terms and conditions of this article. Any grants  
9 received by a municipality hereunder shall not be deemed to be municipal  
10 funds. Grantees shall utilize funds provided pursuant to this article  
11 solely as payments, grants and loans to owners to reduce the costs of  
12 new construction, rehabilitation or home improvement or the cost of  
13 acquisition, but only where such acquisition is part of an affordable  
14 home ownership development program or project to construct or rehabili-  
15 tate homes, or as otherwise authorized by law. Such financial assistance  
16 may be in the form of loans, participation in loans including but not  
17 limited to participation in loans originated or financed by lending  
18 institutions as defined in section forty-two of this chapter, private or  
19 public employee pension funds or the state of New York mortgage agency,  
20 or grants, on such terms and conditions as the grantee with the approval  
21 of the corporation shall determine, provided that no such payments,  
22 grants and loans shall exceed the lesser of (i) sixty percent of the  
23 project cost for projects involving acquisition or one hundred percent  
24 of rehabilitation programs without an acquisition component or (ii) the  
25 following per dwelling unit limitations (A) thirty-five thousand dollars

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

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1 for projects except as provided in item (B) of this clause or (B) forty  
2 thousand dollars for a high cost project or a project which will receive  
3 a loan from the federal farmers home administration or (C) twenty-five  
4 thousand dollars for new construction within the city of Yonkers of  
5 affordable housing and acquisition within the city of Yonkers of exist-  
6 ing housing stock cooperatives, condominiums and fee simple multi-family  
7 housing where appropriate. Up to ten percent of the program or project  
8 cost may be used for grantee operating expenses including expenses  
9 related to the organization operating support and administration of the  
10 contract. Among the criteria the corporation shall consider in determin-  
11 ing whether a project is a high cost project are: average cost of  
12 construction in the area, location of the project, and the impact of the  
13 additional funding on the affordability of the project for the occupants  
14 of such project. No more than fifty percent of the total amount appro-  
15 priated pursuant to this article in any fiscal year shall be allocated  
16 to homes located within any single municipality.

17 § 2. This act shall take effect immediately.