

# STATE OF NEW YORK

9154--A

## IN ASSEMBLY

January 23, 2020

Introduced by M. of A. JACOBSON, D'URSO -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the town law, in relation to authorizing the town of Newburgh, Orange county, to establish a road improvement district in the Ridge Hudson Valley development area

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

1 Section 1. The town of Newburgh, in the county of Orange, is hereby  
2 authorized to establish a special road improvement district pursuant to  
3 articles 12 and 12-A of the town law. Such road improvement district  
4 shall be established, funded, operated and otherwise controlled by the  
5 provisions of articles 12 and 12-A of the town law and the provisions of  
6 this act. To the extent that the provisions of this act shall in any  
7 way be in conflict with articles 12 and 12-A of the town law, the  
8 provisions of this act shall be controlling.

9 § 2. For the purposes of this act, the Ridge Hudson Valley development  
10 area shall include the following tax parcels, identified by their tax  
11 map reference numbers, section-block-lot, within the town of Newburgh:  
12 60-3-41.3, 60-3-41.4, 60-3-48, 60-4-49.1, 60-3-49.22, 60-3-56, 71-4-8,  
13 71-4-9, 71-4-10, 71-4-11, 71-4-12, 71-4-13, 71-4-14, 71-5-9, 71-5-15,  
14 71-5-16, 97-1-13.3, 97-1-20.3.

15 § 3. The purpose of the road improvement district shall be to provide  
16 for earthwork and site preparation, construction, repair, reconstruction  
17 and maintenance of roads and related appurtenances within and around the  
18 Ridge Hudson Valley development area to ensure certain improvements,  
19 upgrades and repairs are made pursuant to certain development criteria  
20 established by the town of Newburgh. Any such development criteria,  
21 construction or reconstruction and subsequent maintenance thereof shall  
22 be subject to and in accordance with applicable provisions of the high-  
23 way law, procedures established by the New York state department of  
24 transportation and the consents of the New York state department of  
25 transportation, where applicable.

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

LBD14913-02-0

1 § 4. Section 202-c of the town law is amended by adding a new subdivi-  
2 sion 12 to read as follows:

3 12. Notwithstanding any other provision of general, special or local  
4 law, rule or regulation to the contrary, whenever the town board of the  
5 town of Newburgh, Orange County, shall determine it to be in the public  
6 interest, said town board may, upon its own motion and without petition,  
7 but after a public hearing held in the manner and upon the notice speci-  
8 fied in subdivision one of this section, diminish the size of, extend,  
9 merge or combine any lighting district or districts, or otherwise amend  
10 same, provided that a period of at least one year shall have elapsed  
11 since the date of establishment of any such district and, further,  
12 provided that there be no indebtedness, outstanding and unpaid, incurred  
13 to accomplish any of the purposes of such district. Any order adopted  
14 by the town board pursuant to this subdivision shall be subject to a  
15 permissive referendum pursuant to article seven of this chapter.

16 § 5. This act shall take effect immediately.