STATE OF NEW YORK

2254

2019-2020 Regular Sessions

IN SENATE

January 23, 2019

Introduced by Sen. HOYLMAN -- 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 authorizing the enactment of zoning laws and ordinances to regulate formula retail uses

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

Section 1. The New York city charter is amended by adding a new section 200-a to read as follows:

§ 200-a. Formula retail uses. a. For the purposes of this section, the term "formula retail use" shall mean a retail sales establishment which, along with ten or more other retail sales establishments located in the United States, maintains two or more of the following features: a standardized array of merchandise, a standardized facade, a standardized decor and color scheme, a uniform apparel, standardized signage, a trademark or a servicemark.

b. Notwithstanding any provision of law to the contrary, zoning resolutions enacted pursuant to section two hundred of this chapter may include the regulation, restriction or prohibition of formula retail uses where enacted pursuant to a comprehensive plan and a valid public purpose.

§ 2. This act shall take effect immediately.

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

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