

# STATE OF NEW YORK

9243--A

## IN SENATE

May 12, 2022

Introduced by Sens. MAY, KAVANAGH -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to requiring certain housing production information to be reported to the department of state

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

1 Section 1. The executive law is amended by adding a new section 120 to  
2 read as follows:

3 § 120. Housing production reporting. 1. For the purposes of this  
4 section, the following terms shall have the following meanings:

5 (a) "Local board" means any city, town, or village board, commission,  
6 officer or other agency or office having supervision of the construction  
7 of buildings or the power of enforcing municipal building laws.

8 (b) "Housing site" means the site of planned construction, conversion,  
9 alteration, demolition, or consolidation of one or more residential  
10 buildings.

11 (c) "Dwelling unit" means a dwelling within a residential building  
12 which is either rented, leased, let or hired out, to be occupied, or is  
13 occupied as the residence or home of one or more individuals that is  
14 independent of other dwellings within such residential building.

15 2. The department shall require each local board to submit to the  
16 department annually, in the manner and format to be directed by the  
17 department, the following information regarding new construction,  
18 conversion, alteration, demolition, or consolidation of a housing site  
19 within the jurisdiction of such local board that is required to be  
20 reported to such local board:

21 (a) the address of such housing site;

22 (b) the block and/or lot number of such housing site;

23 (c) the total number of dwelling units in such housing site;

24 (d) the building type, any relevant dates of approval, permits, and  
25 completions associated with such housing site;

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

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1 (e) any associated governmental subsidies or program funds being allo-  
2 cated to such housing site that such local board is aware of; and  
3 (f) the specific details of such construction, conversion, alteration,  
4 demolition, or consolidation of such housing site.

5 3. Beginning on the thirty-first of January next succeeding the effec-  
6 tive date of this section, and annually thereafter, the department shall  
7 require each local board to submit to the department, in a manner and  
8 format to be determined by the department, a digital file containing a  
9 zoning map of such local board's jurisdiction that contains the follow-  
10 ing information for the prior year:

11 (a) The geographic extents of areas where residential housing, commer-  
12 cial, industrial, or other developments are permitted;

13 (b) In areas zoned for residential housing areas, where residential  
14 buildings containing two, three, and four or more dwelling units are  
15 allowed per lot;

16 (c) Any minimum lot size requirements for residential housing;

17 (d) Any minimum size requirements for individual dwelling units;

18 (e) Any parking requirements for residential buildings;

19 (f) Any setback or lot coverage requirements;

20 (g) Designation of whether each zoning approval granted by such local  
21 board was as-of-right or discretionary; and

22 (h) The geographic bounds of any areas which have been amended since  
23 such local board's previous submission pursuant to this subdivision.

24 4. The division of housing and community renewal shall submit to the  
25 department annually, in a manner and format to be determined by the  
26 department, a report of all housing subsidies administered by such divi-  
27 sion in the prior year.

28 5. The department shall make the information submitted pursuant to  
29 subdivisions two, three, and four of this section publicly available on  
30 its website, updated annually to reflect the most recent submissions.

31 6. Failure of any local board to comply with the reporting require-  
32 ments of this section shall result in a fifty percent reduction of any  
33 funds to be distributed to any municipality within such local board's  
34 jurisdiction pursuant to the community development block grant program  
35 authorized under title one of the federal Housing and Community Develop-  
36 ment Act of 1974, as amended.

37 § 2. This act shall take effect on the first of January next succeed-  
38 ing the date upon which it shall have become a law. Effective immediate-  
39 ly, the addition, amendment and/or repeal of any rule or regulation  
40 necessary for the implementation of this act on its effective date are  
41 authorized to be made and completed on or before such effective date.