

# STATE OF NEW YORK

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1466

2021-2022 Regular Sessions

## IN SENATE

January 12, 2021

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Introduced by Sen. BRESLIN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, the town law, the state technology law and the executive law, in relation to provision of geographic information system mapping for strategic planning and municipal study assistance

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

1 Section 1. Section 237 of the general municipal law, as added by chapter 699 of the laws of 1913, is amended to read as follows:

2 § 237. Maps and recommendations. Such planning commission may cause to  
3 be made a map or maps of said city or village or any portion thereof, or  
4 of any land outside the limits of said city or village so near or so  
5 related thereto that in the opinion of said planning commission it  
6 should be so mapped. Such plans may show not only such matters as by  
7 law have been or may be referred to the planning commission, but also  
8 any and all matters and things with relation to the plan of said city or  
9 village which to said planning commission seem necessary and proper,  
10 including recommendations and changes suggested by it; and any report at  
11 any time made, may include any of the above. Such planning commission  
12 may obtain expert assistance in the making of any such maps or reports,  
13 or in the investigations necessary and proper with relation thereto.

14 Such planning commission may also request assistance from the office of  
15 information technology services, which shall assist with any mapping of  
16 said city or village or any portion thereof, where such a request is  
17 made in order for said city or village to make any strategic development  
18 or policy decisions, upon a showing of need by the city or village upon  
19 request by the office as defined by section one hundred three of the  
20 state technology law.  
21

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

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1 § 2. Paragraph (d) of subdivision 3 of section 239-c of the general  
2 municipal law, as added by chapter 451 of the laws of 1997, is amended  
3 to read as follows:

4 (d) County studies. The county planning board may undertake studies  
5 relevant to the future growth, development, and protection of the county  
6 and municipalities therein, including studies in support of a county  
7 comprehensive plan. For any such studies that require strategic plan-  
8 ning and consultation of official or unofficial maps of the county, the  
9 county planning board may request assistance from the office of informa-  
10 tion technology services, which shall assist with any mapping, upon a  
11 showing of need by the county planning board upon request by the office  
12 as defined by section one hundred three of the state technology law.

13 § 3. Section 273 of the town law, as amended by chapter 486 of the  
14 laws of 1956, is amended to read as follows:

15 § 273. Official map, changes. Such town board is authorized and  
16 empowered, whenever and as often as it may deem it for the public inter-  
17 est, to change or add to the official map of the town so as to lay out  
18 new streets, highways, drainage systems or parks, or to widen or close  
19 existing streets, highways, drainage systems or parks within that part  
20 of the town outside the limits of any incorporated city or village. At  
21 least ten days' notice of a public hearing on any proposed action with  
22 reference to any such change in the official map shall be published in a  
23 newspaper of general circulation in such town. Before making any such  
24 addition or change, the town board shall refer the matter to the plan-  
25 ning board for report thereon, but if the planning board shall not make  
26 its report within thirty days of such reference, it shall forfeit the  
27 right further to suspend action. Such additions and changes, when  
28 adopted, shall become a part of the official map of the town, and shall  
29 be deemed to be final and conclusive with respect to the location of the  
30 streets, highways, drainage systems and parks shown thereon. The layout,  
31 widening or closing, or the approval of the layout, widening or closing,  
32 of streets, highways, drainage systems or parks, by the town board, or  
33 the town superintendent of highways, under provisions of law other than  
34 those contained in this article, shall be deemed to be an addition or  
35 change of the official map, and shall be subject to all the provisions  
36 of this article with regard to such additions or changes. For any such  
37 addition or change that is made as part of a strategic development or  
38 policy, the planning board may request assistance from the office of  
39 information technology services, which shall assist with any mapping,  
40 upon a showing of need by the planning board upon request by the office  
41 as defined by section one hundred three of the state technology law.

42 § 4. Section 103 of the state technology law is amended by adding a  
43 new subdivision 7-b to read as follows:

44 7-b. To provide technology services including geographic information  
45 system mapping upon request by any municipality, provided that the  
46 office may request a showing of need from any municipality. For purposes  
47 of this section, a showing of need shall be approved if the municipality  
48 demonstrates that technical assistance in providing geographic informa-  
49 tion system mapping by the office will assist the municipality in making  
50 strategic development or policy determinations involving a review of  
51 floor space usage within its geographic borders and business, employ-  
52 ment, and other capacity usage information.

53 § 5. The executive law is amended by adding a new section 105-a to  
54 read as follows:

55 § 105-a. Municipal study assistance. The commissioner shall cause the  
56 department to offer, in conjunction with the office of information tech-

1 nology services, a program or system that shall assist counties or muni-  
2 icipalities in the conducting of a study of the total usage of floor  
3 space within the given county or municipal borders. Such program or  
4 system shall include but not be limited to technical assistance, metho-  
5 dological support, and any technology services that are deemed to be  
6 useful to a county or municipality causing such a study to be taken.  
7 The use of such program or system shall only be used where the purpose  
8 of such study shall be to determine the total floor space available  
9 within a given subdivision, the percentage of floor space used for resi-  
10 dential, commercial, and industrial purposes, and the creation of any  
11 strategic plan related to responses on such floor space study.

12 § 6. This act shall take effect on the ninetieth day after it shall  
13 have become a law.