

# STATE OF NEW YORK

9243

## 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

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, the following information regarding new construction,  
17 conversion, alteration, demolition, or consolidation of a housing site  
18 within the jurisdiction of such local board that is required to be  
19 reported to such local board:

20 (a) the address of such housing site;

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

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

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

25 (e) any associated governmental subsidies or program funds being allo-  
26 cated to such housing site.

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

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1 3. Beginning on the thirty-first of January next succeeding the effec-  
2 tive date of this section, and annually thereafter, the department shall  
3 require each local board to submit to the department, a digital file  
4 containing a zoning map of such local board's jurisdiction that contains  
5 the following information for the prior year:

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

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

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

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

13 (e) Any parking requirements for residential buildings;

14 (f) Any setback or lot coverage requirements;

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

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

19 4. The department shall make the information submitted pursuant to  
20 subdivisions two and three of this section publicly available on its  
21 website, updated annually to reflect the most recent submissions.

22 5. Failure of any local board to comply with the reporting require-  
23 ments of this section shall result in a fifty percent reduction of any  
24 funds to be distributed to any municipality within such local board's  
25 jurisdiction pursuant to the community development block grant program  
26 authorized under title one of the federal Housing and Community Develop-  
27 ment Act of 1974, as amended.

28 § 2. This act shall take effect on the first of January next succeed-  
29 ing the date upon which it shall have become a law.