

STATE OF NEW YORK

2830

2023-2024 Regular Sessions

IN ASSEMBLY

January 27, 2023

Introduced by M. of A. ZEBROWSKI -- read once and referred to the
Committee on Local Governments

AN ACT to amend the general municipal law, in relation to requiring a
municipality to give notice to an adjacent municipality of the
adoption or amendment of certain zoning ordinances or local laws that
affect parcels of land within five hundred feet of the adjacent mun-
cipality

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

1 Section 1. Subdivisions 3 and 4 of section 239-nn of the general
2 municipal law, as added by chapter 658 of the laws of 2005, are amended
3 to read as follows:

4 3. The legislative body or other authorized body having jurisdiction
5 in a municipality shall give notice to an adjacent municipality when a
6 hearing is held by such body relating to:

7 (a) the issuance of a proposed special use permit or the granting of a
8 use variance on property that is within five hundred feet of an adjacent
9 municipality;

10 (b) site plan review and approval on property that is within five
11 hundred feet of an adjacent municipality; ~~[ex]~~

12 (c) a subdivision review and approval on property that is within five
13 hundred feet of an adjacent municipality; or

14 (d) adoption or amendment of any zoning ordinance or local law or
15 comprehensive plan, pursuant to section two hundred seventy-two-a of the
16 town law, section 7-722 of the village law or section twenty-eight-a of
17 the general city law, where such changes would affect a parcel or
18 parcels that are within five hundred feet of an adjacent municipality.

19 4. Such notice shall be given by mail or electronic transmission to
20 the clerk of the adjacent municipality at least ten days prior to any
21 such hearing. A full statement of such proposed action sent to a county
22 planning agency or regional planning council as required by section two

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

LBD04556-01-3

1 hundred thirty-nine-m of this article shall also be sent to an adjacent
2 municipality at least ten days prior to a hearing. The municipality may
3 require the costs associated with producing and sending the full state-
4 ment to be borne by the adjacent municipality or the applicant.

5 § 2. This act shall take effect on the sixtieth day after it shall
6 have become a law.