

# STATE OF NEW YORK

3495

2023-2024 Regular Sessions

## IN ASSEMBLY

February 3, 2023

Introduced by M. of A. DeSTEFANO, ANGELINO, BYRNES, DURSO, J. A. GIGLIO, MANKTELOW, McDONOUGH, SIMPSON, K. BROWN -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to prohibiting the denial of a building permit on the basis that such building will be a mixed-fuel building

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

1 Section 1. The general municipal law is amended by adding a new  
2 section 99-z to read as follows:

3 § 99-z. Prohibition on mixed-fuel buildings. 1. No municipal corpo-  
4 ration shall prohibit the issuing of a permit for the construction of  
5 any new commercial, residential, or mixed-use building on the basis that  
6 such building will be a mixed-fuel building.

7 2. As used in this section, the following terms shall have the follow-  
8 ing meanings:

9 a. "Mixed-use building" shall mean a building used for both residen-  
10 tial and commercial purposes.

11 b. "Mixed-fuel building" shall mean a building that uses a combination  
12 of electricity and natural gas, propane, or oil to meet building energy  
13 needs.

14 c. "Building energy needs" shall mean all space conditioning including  
15 heating and cooling, water heating including pools and spas, cooking  
16 appliances and clothes drying appliances.

17 § 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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