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:

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

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

2. As used in this section, the following terms shall have the following meanings:

a. "Mixed-use building" shall mean a building used for both residential and commercial purposes.

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

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

§ 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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