

# STATE OF NEW YORK

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9797

## IN SENATE

May 30, 2024

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Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the not-for-profit corporation law, in relation to the use of property in a land bank for the creation of a community garden

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

- 1 Section 1. Paragraph (e) of section 1609 of the not-for-profit corpo-  
2 ration law, as added by chapter 257 of the laws of 2011, is amended to  
3 read as follows:  
4 (e) A foreclosing governmental unit may, in its local law, resolution  
5 or ordinance creating a land bank, or, in the case of multiple foreclos-  
6 ing governmental units creating a single land bank in the applicable  
7 intergovernmental cooperation agreement, establish a hierarchical rank-  
8 ing of priorities for the use of real property conveyed by a land bank  
9 including but not limited to:  
10 (1) use for purely public spaces and places, including community  
11 gardens;  
12 (2) use for affordable housing;  
13 (3) use for retail, commercial and industrial activities;  
14 (4) use as wildlife conservation areas; and  
15 (5) such other uses and in such hierarchical order as determined by  
16 the foreclosing governmental unit or units.  
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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