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1. <u>2019 Bill Text NY S.B. 7893</u> Client/Matter: 999710-0205

2019 Bill Text NY S.B. 7893

Introduced, February 28, 2020

Reporter

2019 Bill Text NY S.B. 7893

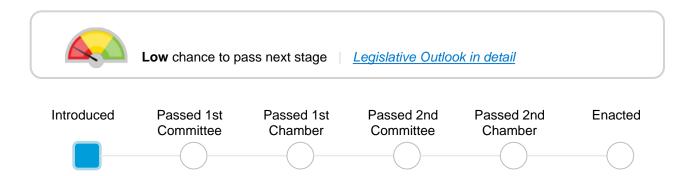
Notice

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THE STATE OF NEW YORK BILL TEXT > NEW YORK 242ND ANNUAL LEGISLATIVE SESSION > SENATE BILL 7893

Progress



Synopsis

AN ACT to amend the vehicle and traffic law, in relation to allowing additional or relocated motor vehicle <u>dealers</u> to be located within six or ten miles of one another when separated by the Hudson River

Text

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

Section 1. Subdivision 15 of <u>section 462 of the vehicle and traffic law, as added</u> by chapter 490 of the laws of 2008, is amended to read as follows:

15.

"Relevant market area" means:

(a)

if the proposed additional or relocated motor vehicle <u>dealer</u> is to be located in a county having a population in excess of one hundred thousand, the area within the radius of six miles of the intended site of the proposed or relocated <u>dealer</u>. Such six mile distance shall be determined by measuring the distance between the nearest surveyed boundary of the existing new motor vehicle <u>dealer</u>'s principal place of business and the nearest surveyed boundary line of the proposed or relocated new motor vehicle <u>dealer</u>'s place of business; <u>or</u>

(b)

if the proposed additional or relocated motor vehicle <u>dealer</u> is to be within a county having a population of less than one hundred thousand, the area within the radius of ten miles of the intended site of the proposed or relocated <u>dealer</u>. Such ten mile distance shall be determined by measuring the distance between the nearest surveyed boundary line of the existing new motor vehicle <u>dealer</u>'s principal place of business and the nearest surveyed boundary line of the proposed or relocated new motor vehicle <u>dealer</u>'s principal place of business—; OR

(C)

NOTWITHSTANDING PARAGRAPHS (A) AND (B) OF THIS SUBDIVISION, IF THE PROPOSED ADDITIONAL OR RELOCATED MOTOR VEHICLE <u>DEALER</u>'S RELEVANT MARKET AREA UNDER PARAGRAPHS (A) OR (B) OF THIS SUBDIVISION INCLUDES THE HUDSON RIVER, THE AREA WITHIN TEN MILES OF THE INTENDED SITE OF THE PROPOSED OR RELOCATED <u>DEALER</u> ON THE OPPOSITE SIDE OF THE HUDSON RIVER. SUCH TEN MILE DISTANCE SHALL BE DETERMINED BY MEASURING THE SHORTEST DISTANCE A VEHICLE COULD TRAVEL ON ROADWAYS FROM THE NEAREST SURVEYED BOUNDARY OF THE EXISTING NEW MOTOR VEHICLE <u>DEALER'S</u> PRINCIPAL PLACE OF BUSINESS AND THE NEAREST SURVEYED BOUNDARY LINE OF THE PROPOSED OR RELOCATED NEW MOTOR VEHICLE <u>DEALER'S</u> PLACE OF BUSINESS.

In determining the population of a county, the most recent census by the U.S. Bureau of Census or the most recent population update, either from the National Planning Data Corporation or other similar recognized source, shall be used.

Section 2. This act shall take effect immediately.

History

STATE OF NEW YORK 7893 IN SENATE FEBRUARY 28, 2020 INTRODUCED BY SEN. SKOUFIS -- READ TWICE AND ORDERED PRINTED, AND WHEN PRINTED TO BE COMMITTED TO THE COMMITTEE ON TRANSPORTATION

Sponsor(s)

Skoufis

Load-Date: March 1, 2020

THE STATE OF NEW YORK BILL TEXT

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