

**WESTCHESTER COUNTY FAIR AND AFFORDABLE HOUSING  
IMPLEMENTATION PLAN**  
August 9, 2010

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**Appendix C-1: A copy AFFH Policy legislation adopted by BOL on November 23, 2009**

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BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee is in receipt of "A LOCAL LAW adopting a Westchester County Policy Statement in compliance with the terms of the settlement of the lawsuit entitled United States of America, ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York."

Your Committee notes that the terms of the settlement of the lawsuit entitled United States of America, ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York require that the County adopt a specified policy statement within ninety (90) days after the Court's entry of the Stipulation and Order. Your Committee believes that that the language of the attached local law states a policy which complies with the intent of the terms of the settlement.

Your Committee notes that the attached local law, if enacted, will supplement the existing Westchester County Statement of Need as amended and also will require the County to undertake the process necessary to update that Statement of Need within (6) months of the County's receipt of the 2010 Census Data at the municipal/census block level which includes data regarding: total population, race, ethnicity, age, and the number of persons per household.

Your Committee further notes that the County Attorney has advised that the policy statement should be adopted by way of a local law.

Your Honorable Board must comply with the requirements of the State Environmental Quality Review Act ("SEQRA"). The Department of Planning has advised that this proposed Local Law is classified as a Type II action pursuant to section 6 NYCRR §6177.5(c)(29), "civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgment or order, or the exercise of prosecutorial discretion." Your Committee concurs.

In light of the aforementioned, your Committee recommends the adoption of this proposed local law.

Dated: 11/9/09  
White Plains, NY

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Mark A. Regan - NO

Wanda Rose

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F. Albert  
Bernie Spachman

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COMMITTEE ON Budget & Appropriations

## LOCAL LAW 10 - 2009

A LOCAL LAW adopting a Westchester County Policy Statement in compliance with the terms and conditions of the settlement of the lawsuit entitled United States of America, ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York.

BE IT ENACTED by the County Board of Legislators of the County of

Westchester as follows:

Section 1. In accordance with the terms and conditions of Section 31 the Stipulation and Order of Settlement and Dismissal in the lawsuit of United States of America, ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York, the County of Westchester hereby supplements its existing affordable housing Statement of Need as amended and hereby declares the following:

Westchester County acknowledges the importance of affirmatively furthering fair housing as set forth in 42 U.S.C. Section 5304(b)(2). The County recognizes that actions to affirmatively further fair housing significantly advance the public interest of the County and its municipalities. The location of fair and affordable housing is central to fulfilling the County's commitment to affirmatively further fair housing because it determines whether such housing will reduce or perpetuate residential segregation. The elimination of any discrimination, including the present effects of past discrimination, and the elimination of any de facto residential segregation are official goals of the County's housing policies and programs.

The County shall analyze, as soon as it is available, the 2010 Census Data at the municipal/census block level which includes data regarding total population, race, ethnicity, age, and the number of persons per household to evaluate the current fair and affordable housing needs and trends.

§ 2. This Local Law shall take effect immediately.

STATE OF NEW YORK )  
 ) ss.  
COUNTY OF WESTCHESTER )

I HEREBY CERTIFY that I have compared the foregoing Local Law, Local Law No. 10 - 2009, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole of the said original Local Law, which was duly adopted by the County Board of Legislators, of the County of Westchester on November 23, 2009, and approved by the County Executive on November 24, 2009.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the corporate seal of said County Board of Legislators on this 30<sup>th</sup> day of November, 2009.



Tina Seckerson

Clerk of the Westchester County  
Board of Legislators

County of Westchester, New York

(seal)