

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City of Yates, Orleans County, New York
Town
Village

Local Law No. 2 of the year 2017.

A local law Enacting the Lake Ontario and Connected Waterways
Assessment Relief Act of 2017
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

County
City of Yates, Orleans County, New York as follows:
Town
Village

Section 1 – Authority

This Local Law is enacted pursuant to the authority of New York Town Law and Municipal Home Rule Law, and as authorized by the "Lake Ontario and Connected Waterways Assessment Relief Act of 2017 (Hereinafter "The Act")

Section 2 – Intent

It is the intent of this Local Law to provide for assessment relief for real property improvements impacted by flooding located within the Town of Yates.

Section 3 – Impact Tax Roll

The assessment relief authorized by this Local Law shall be applicable to the final assessment roll of the Town of Yates based upon a taxable status date, occurring prior to May 3, 2017, and taxes levied upon such roll which are payable, without interest on or after May 3, 2017.

Section 4. Definitions

The following terms shall, for the purposes of this Law, be defined as set forth in The Act: Eligible Municipality, Impacted Tax Roll, Participating Municipality Flooding, Total Assessed Value and Property.

Section 5. Schedule of Assessment Relief

The percentage of Assessment Relief that may be granted pursuant to this Local Law shall be from ten

percent (10%) relief to one hundred percent (100%) relief, in accordance with the schedule of relief as set forth in The Act.

Section 6 – Assessor Determination

The percentage loss in improved value, for the purposes of this Local Law, shall be as adopted by the Assessor, in accordance with the provisions of The Act, and shall be subject to review by the Board of Assessment review.

Section 7 – Procedure for Assessment Relief

The procedure for applying and the determination of assessment relief shall be as provided for in The Act, upon forms as approved by the Commissioner of Taxation, and Finance and shall be processed by the Assessor as proscribed by The Act.

Section 8 – Effective Date

This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 2017, of the ~~(County)~~ ~~(City)~~ (Town) ~~(Village)~~ of Yates, New York was duly passed by the Town Board on August 23, 2017, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the ~~(County)~~ ~~(City)~~ ~~(Town)~~ (Village) _____ was duly passed by the _____ on _____ 20____, and was (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the ~~(County)~~ ~~(City)~~ (Town) ~~(Village)~~ of _____ was duly passed by the _____ on _____ 20____, and was by the _____ on _____ 20____. Such local law was submitted to the people by reason of a (mandatory) (permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special) (annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 20__, and was (approved) (~~not disapproved~~) (~~repassed after disapproval~~) by the _____ on _____ 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20__, in accordance with the applicable provisions of law.

*** Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20_____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36) (37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special) (general) election held on _____ 20_____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20_____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 20_____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

(SEAL)

Michelle Harling
Town Clerk, Town of Yates

Date: _____, 2017

LEGAL NOTICE

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Yates, at 8 South Main Street, Lyndonville, NY 14098, on Wednesday, August 23, 2017, at 7:00 P.M., on the adoption of a Local Law known as Enacting the Lake Ontario and Connected Waterways Assessment Relief Act of 2017, which said Local Law provides as follows:

Section 1 – Authority

This Local Law is enacted pursuant to the authority of New York Town Law and Municipal Home Rule Law, and as authorized by the "Lake Ontario and Connected Waterways Assessment Relief Act of 2017 (Hereinafter "The Act")

Section 2 – Intent

It is the intent of this Local Law to provide for assessment relief for real property [improvements](#) impacted by flooding located within the Town of Yates.

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Section 8 – Effective Date

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At such Public Hearing all persons, either for or against the same, shall be heard.

Town Clerk
Town of Yates

Publish ONCE on August 16, 2017
Send Affidavit of Publication to Yates Town Clerk
Send Bill to Yates Town Clerk