

# Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE  
162 WASHINGTON AVENUE, ALBANY, NY 12231

(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. Do not use italics or underlining to indicate new matter.

STATE OF NEW YORK  
DEPARTMENT OF STATE  
**FILED**  
OCT 27 2003  
MISCELLANEOUS  
& STATE RECORDS

County  
City  
Town of ..... East Hampton .....  
Village

Local Law No. .... THIRTEEN ..... of the year 20<sup>03</sup> .....

A local law to add an Article IV authorizing a partial tax exemption for members of the volunteer fire company or the volunteer ambulance service within the Village of East Hampton.  
(Insert Title)

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

County  
City  
Town of ..... East Hampton ..... as follows:  
Village

SECTION I. Legislative Intent. The Village of East Hampton recognizes that the members of the volunteer fire company and the volunteer ambulance service provide valuable services to the community without compensation. They are sometimes called upon to risk their lives so that others' may be saved. This proposed Code amendment attempts to recognize the valuable services performed by these volunteers by reducing their tax burden consistent with the provisions of N.Y.S. Real Property Tax Law §466-c.

SECTION II. The provisions of Chapter 256 of the Code of the Village of East Hampton are hereby amended as follows (text to be added is underlined):

## ARTICLE IV

Partial Exemption for Members of the Voluntary Fire Department and Voluntary Ambulance Service

### §256-7. Partial Exemption for Members of the Voluntary Fire Department and Voluntary Ambulance Service.

Real property owned by an enrolled member of the Village of East Hampton Fire Department and the incorporated volunteer ambulance service serving the Village of East Hampton or such enrolled member and spouse shall be exempt from taxation to the extent of ten percent of the assessed value of such property for village or special district purposes, exclusive of special assessments, but such exemption shall in no event exceed three thousand dollars multiplied by the latest state equalization rate for the assessing unit in which such real property is located. Such exemption shall not be granted to an enrolled member of the Village of East Hampton Fire Department or the incorporated volunteer ambulance service unless:

(If additional space is needed, attach pages the same size as this sheet, and number each)

- A. The applicant resides within the Village of East Hampton; and
- B. The property is the primary residence of the applicant; and
- C. The property is used exclusively for residential purposes; provided however, that in the event any portion of the property shall not be used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section; and
- D. The applicant has been certified by the Village of East Hampton as an enrolled member of the fire department or the ambulance service for at least five years.

**§257-8. Lifetime extension of exemption.**

Any enrolled member of the fire department or the ambulance service who accrues more than twenty years of active service and is so certified by the Village of East Hampton shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within the Village of East Hampton.

**§257-9. Application for exemption.**

Application for such exemption shall be filed with the Assessor of the Village of East Hampton on or before the taxable status date on the form prescribed by the N.Y.S. Board of Real Property Services.

(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. THIRTEEN of 2003 of the ~~(County)~~(City)~~(Town)~~(Village) of East Hampton was duly passed by the Board of Trustees on Oct. 17, 2003, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*

**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) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

**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 (approved)(not approved)(repassed after disapproval) 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.  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

**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 \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved)(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.  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

\* 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 chairperson 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 Suffolk 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 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 one....., above.

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body  
**LARRY CANTWELL, VILLAGE ADMINISTRATOR**

(Seal)

Date: October 23, 2003

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK  
COUNTY OF Suffolk

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

**LINDA RILEY, VILLAGE ATTORNEY**  
Title

~~County~~  
~~City~~ of EAST HAMPTON  
~~Town~~  
Village

Date: October 23, 2003