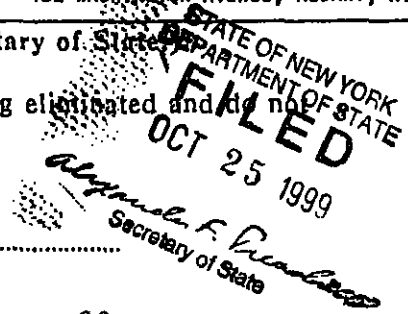


Local Law Filing

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 and do not use italics or underlining to indicate new matter.



~~XXXXX~~  
~~XX~~ of Volney  
Town of .....  
~~XXXXX~~

Local Law No. .....2..... of the year 19 99

A local law .....entitled "Proportional Exemption Law of the Town of Volney"  
(Insert Title)

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

~~County~~  
~~XX~~ of Volney.....as follows:  
Town of .....  
~~XXXXX~~

Section 1. ENABLING LEGISLATION.

The New York State Legislature has adopted and Governor signed into law, Chapter 410, Section 1 of the Laws of 1994, entitled "An Act to Amend the Real Property Tax Law in Relation to the Veterans Exemptions, and to Repeal Subdivision 5 of Section 458 of the Real Property Tax Law, Relating Thereto".

Section 2. PURPOSE.

The provision of the Real Property Tax Law Section 458 as amended, relative to veterans exemption, shall apply to Town real property taxes levied by the Town of Volney.

Section 3. REQUIREMENTS.

(a) Notwithstanding the limitation on the amount of exemption prescribed in Subdivision one or two of Real Property Tax Law Section 458: If the total assessed value of the Real Property for which such exemption has been granted increases or decreases as the result of a revaluation or update of assessments, and a material change in level of assessment as provided in the Real Property Tax Law, is certified for the Assessment Roll pursuant to the rules of the State Board, and Assessor shall increase or decrease the amount of such exemption by multiplying the amount of such exemption by such change in level of assessment. If the Assessor receives the certification after

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

the completion, verification and filing of the final assessment roll, the Assessor shall certify the amount of exemption as recomputed pursuant to this paragraph and such Local Assessor is hereby directed and authorized to enter the recomputed exemption on the roll.

(b) Owners of property who previously received an exemption pursuant to Section 458 of the Real Property Tax Law, but opted instead to receive exemption pursuant to Section 458-a of the Real Property Tax Law may, within one (1) year from the adoption of this Local Law, make application to again receive an exemption pursuant to Section 458. The Assessor shall recomputed all exemptions granted pursuant to this Section by multiplying the amount of each such exemption by the cumulative change in level of assessment certified by the State Board measured for the Assessment Roll immediately preceding the Assessment Roll on which exemptions were first granted pursuant to Section 458-a, provided however, that if an exemption pursuant to this Section was initially granted to a parcel on a later Assessment Roll, the cumulative change in level factor to be used in recomputing the exemption shall be measured from the Assessment Roll immediately preceding the Assessment Roll on which that exemption was initially granted. No refunds or retroactive entitlements shall be granted.

Such adjustments shall be made by the Assessor in the manner provided in Section 458 Subdivision 1(3) of the Real Property Tax Law and, except as provided in Section 3(B) herein, no application need be filed by or on behalf of any owner of any eligible property.

Section 4. APPLICATION.

This Local Law shall be applied to an Assessment Roll prepared on the basis of a taxable status date occurring on or after March 1, 2000.

Section 5. SEVERABILITY.

If any part of this Local Law shall be found invalid, such invalidity shall apply only to such part, and the remainder of this Local Law shall remain valid and effective.

Section 6. REPEALER.

All Local Laws or Ordinances of parts of Local Laws or Ordinances in conflict with any part of this Local Law are hereby repealed.

Section 7. EFFECTIVE DATE.

This Local Law shall take effect immediately upon filing with the Secretary of State.

(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 19 99 of the ~~(County)(City)~~(Town)(Village) of Volney was duly passed by the Town Board on October 14 19 99, 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 19 \_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19 \_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 19 \_\_\_\_, 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 19 \_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19 \_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19 \_\_\_\_. 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 \_\_\_\_\_ 19 \_\_\_\_, 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 19 \_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19 \_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19 \_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 19 \_\_\_\_, 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 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. 99-02 of 1999 of the ~~City of~~ Town of Volney 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 \_\_\_\_\_ 1999, 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 19\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 19\_\_\_\_, 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.

Barbara A. MacEwen  
Clerk of the County legislative body, City, Town or Village Clerk  
or officer designated by local legislative body  
BARBARA MacEWEN, Town Clerk  
Date: October 14, 1999

(Seal)

(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 Onondaga

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.

Ronald S. Carr  
Signature RONALD S. CARR  
Town Attorney  
Title

~~XXXXXX~~  
~~XXXX~~ of Volney  
Town  
~~XXXXXX~~

Date: October 22, 1999