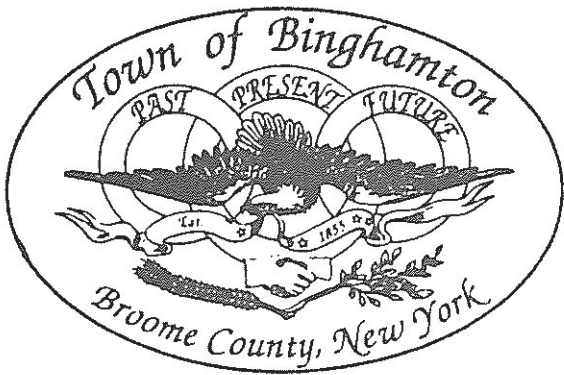




Town of Binghamton

279 PARK AVENUE • BINGHAMTON, NY 13903

Phone (607) 772-0357 Fax (607) 772-6911

TDD: 1-(800)-662-1220

February 3, 2021

Doreen M. Harris
President
NYS Energy Research & Development Authority
17 Columbia Circle
Albany, NY 12203-6399

**Re: Town of Binghamton Local Law No. 2 of 2021 – NYS RPTL Section 487 Opt Out of
Real Property Tax Exemption**

Dear Ms. Harris:

Enclosed please the Town of Binghamton's Local Law No. 2 of 2021 – NYS RPTL Section 487
Opt Out of Real Property Tax Exemption.

Thank you.

Sincerely,

Vickie A. Conklin
Town Clerk

Enc.

Town of Binghamton
Local Law No. 2 of 2021
NYS RPTL §487 Opt Out of Real Property Tax Exemption

Be it enacted by the Town Board of the Town of Binghamton as follows:

§1. Title

This Local Law may be cited as Chapter 240, Article IX. Special Uses, 240.57.3 Opt Out of NYS RPTL §487 Real Property Tax Exemption of the Town of Binghamton, Broome County, New York.

§2. Purpose

The purpose of this Local Law is to have the Town of Binghamton opt out of the real property tax exemption provided for under NYS Real Property Tax Law §487 concerning real property that includes solar, wind, farm waste, micro-hydroelectric energy, fuel cell electric generating, micro-combined heat and power generating equipment, electric energy storage equipment or electric energy storage systems.

§3. Authority

This Local Law is adopted under the authority granted by

1. Article IX of the New York State Constitution, §2(c)(8),
2. New York Statute of Local Governments, § 10 (5),
3. New York Municipal Home Rule Law, § 10 (1)(i) and (ii) and §10 (1)(a)(8), and
4. New York Real Property Tax Law § 487(8).

§4. Definitions

This Local Law uses the definitions set forth in NYS Real Property Tax Law §487.

§5. Elimination of Exemption

As provided by NYS Real Property Tax Law §487(8)(a), no exemption shall be applicable within the Town of Binghamton with respect to any solar, wind, farm waste, micro-hydroelectric energy, fuel cell electric generating, micro-combined heat and power generating equipment, electric energy storage equipment or electric energy storage system which began construction as of the effective date of this local law.

§6. Separability

The provisions of this Local Law are separable and, if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid unconstitutional or inapplicable to any person or circumstance, such illegality, invalidity, unconstitutionality, or inapplicability shall not

affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this Local Law or their application to other persons or circumstances.

§7. Repealer

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

§8. Effective Date

This Local Law shall take effect immediately upon filing with the NYS Secretary of State in accordance with Municipal Home Rule Law §27.

§9. Filing

A copy of this Local Law or resolution shall be filed with the Commissioner of NYS Department of Taxation & Finance and the President of the NYS Energy Research and Development Authority.