

Local Law Filing

(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 ☒ Town ☐ Village
(Select one:)

of Butternuts

Local Law No. 4 of the year 20 17

A local law to Eliminate the Real Property Tax Exemption for Solar
(Insert Title)
or Wind Energy Systems or Farm Waste Energy Systems
in the Town of Butternuts

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

☐ County ☐ City ☒ Town ☐ Village
(Select one:)

of Butternuts as follows:

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

(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. 4 of 2017 of the (County)(City)(Town)(Village) of Butternuts was duly passed by the Town Board on Nov. 15 2017, 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____.~~
(Name of Legislative Body)
(Elective Chief Executive Officer*)

~~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 _____ 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 _____ 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 _____ above.

Jacqueline Foster, Town Clerk
Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

Date: 11/15/2017

(Seal)

TOWN OF BUTTERNUTS

LOCAL LAW No. 4 FOR THE YEAR 2017

A LOCAL LAW TO ELIMINATE THE REAL PROPERTY TAX EXEMPTION FOR CERTAIN SOLAR OR WIND ENERGY SYSTEMS OR FARM WASTE ENERGY SYSTEMS IN THE TOWN OF BUTTERNUTS

Section 1.

Authority. This Local Law is enacted pursuant to the authority granted in Section 487, paragraph 8 of the Real Property Tax Law of the State of New York which provides that a Town may by local law provide that no exemption under Section 487 of the Real Property Tax Law shall be applicable within its jurisdiction.

Section 2.

Exemption Inapplicable: The Real Property Tax Exemption for certain solar or wind energy systems or farm waste energy systems authorized by Section 487 of the Real Property Tax Law of the State of New York shall not be applicable within the Town of Butternuts subsequent to the effective date of this local law, pursuant to the power authorized by paragraph 8 of that section.

Section 3.

Effective Date: This Local Law shall take effect immediately upon filing with the Commissioner of the State Board of Equalization and Assessment and the President of the New York State Energy Research and Development Authority and upon filing in the office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Town of Butternuts
1234 State Highway 51
PO Box 318
Gilbertsville, NY 13776

Town Supervisor-Linda Gover
Board Member-Donald Hunt
Board Member-Scot Lueck
Board Member-Bruce Giuda
Board Member-Keith Lilley

Town Clerk -Jacqueline Foster
Tax Collector- Doris Moennich
Town Historian-Leigh C. Eckmair

November 18, 2017

NYSERDA President and CEO
NYSERDA
17 Columbia Circle
Albany, NY 12203

Please find enclosed Law No. 4 of 2017 for the Town of Butternuts. This law has been filed with the Secretary of State.

Thank you.

Sincerely,


Jacqueline Foster
Town Clerk