

TOWN OF ITALY ASSESSMENT DEPARTMENT

6060 Italy Valley Road
Naples, New York 14512
(585) 374-5035
italytownassessor@gmail.com

April 25, 2019

New York State Energy Research & Development Authority
17 Columbia Circle
Albany, NY 12203

RE: Real Property Tax Law 487
Opt out Subdivision 8 of RPTL 487
Re-affirming opt out RPTL 487 local law 1 of 1997

See attached resolution. Thank you.



Kathleen M. Davis
NYS Certified Assessor

Office Hours
Thursday 8:00 a.m. – 2:00 p.m.

Local Law Filing

162 WASHINGTON AVENUE, ALBANY, NY 12231

NEW YORK STATE DEPARTMENT OF STATE

(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.

Town of Italy

Local Law 1 of the year 2018

A Local Law to ratify the Town of Italy Solar and Wind Energy Real Property Tax Exemption Opting Out Law

Be it enacted by the Town of Italy as follows:

Section 1. Short Title.

This Local Law shall hereafter be known as the "Town of Italy Solar and Wind Energy Real Property Tax Exemption Opting Out Law of 2018".

Section 2. Legislative Intent

The purpose of this Article is to enable the Town of Italy to opt out of all solar and wind energy real property tax exemptions. It is the further intent by the adoption hereof to include all types of solar and wind energy systems in that opting out.

Section 3. Legislative Authority.

This Article is enacted pursuant to the authority granted by Subdivision 8 of §487 of the Real Property Tax Law of the State of New York, as well as the Municipal Home Rule Law (MHRL) of the State of New York, with the procedural provisions of the MHRL controlling.

Section 4: Exemption not permitted.

The Town of Italy shall not permit any exemption within its jurisdiction pursuant to §487 of the Real Property Tax Law of the State of New York with respect to any solar or wind energy system constructed or installed subsequent to the effective date hereof. This Local Law further ratifies and affirms the effectiveness of Local 1 Law of 1997 and shall pertain to all types of solar and wind energy systems.

Section 6. Effective date.

This Local Law shall take effect subsequent to having been duly adopted by the Town Board of the Town of Italy and it having been filed with the Secretary of State of the State of New York.

(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. 1 of the year 2018, of the Town of Italy was duly passed by the Town Board on April 10, 2018, in accordance with the applicable provisions of law.

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.


Debbie Craig-Town Clerk

(SEAL)

Date: April 12, 2018

(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 YATES) ss:

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.


Edward J. Brockman, Town Attorney
Date: April 12, 2018