

Office Telephone (315) 429-9631
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THE TOWN OF MANHEIM

HERKIMER COUNTY
NEW YORK

Town Clerk
MARIE A. GRESSLER

Highway Superintendent
CARL STALLMAN, JR.

Assessor
DANIEL MAXWELL

Supervisor
JOHN D. HAUGHTON
6356 St. Rte. 167
P.O. Box 32
Dolgeville, N.Y. 13329

Town Councilmen
FREDERICK DOERRER
PETER JAIKIN
KEVIN SNELL
RODNEY SWARTZ

Town Justice
Jeffrey Stone

July 22, 2020

Via Certified Mail/Return Receipt Requested

Doreen M. Harris, Acting President and Chief Executive Officer
New York State Energy Research and Development Authority
17 Columbia Circle
Albany, NY 12203-6399

**Re: Town of Manheim
Local Law No. 1 of 2017
RPTL §487 Filing**

Dear President Harris,

The enclosed Town of Manheim Local Law No. 1 of 2017 has been filed in the Secretary of State's office and is submitted to you as President of the New York State Energy Research and Development Authority for filing pursuant to RPTL § 487 (8)(a).

Very truly yours,



Carrie Rockwell
Town of Manheim, Deputy Town Clerk

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 MANHEIM

FILED
STATE RECORDS

SEP 18 2017

DEPARTMENT OF STATE

Local Law No. 1 of the year 2017

A local law OPT OUT OF SOLAR, WIND AND FARM ENERGY TAX
(Insert Title)

EXEMPTION

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

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

of MANHEIM as follows:

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

OPT OUT OF SOLAR, WIND AND FARM ENERGY TAX EXEMPTION
Local Law No. 1 of the Year 2017

Section 1. Purpose

Real Property Tax Law Section 487 provides for the exemption from taxation for certain energy systems, wind energy systems or farm waste energy systems, and further provides in sub-section 8 of such section that a town may by local law provide that no exemption under this section shall be applicable within its jurisdiction with respect to any solar energy systems, wind energy systems, or farm waste energy system constructed subsequent to the effective date of this local law.

Section 2. Definitions

As used in this local law, unless otherwise expressly stated, definitions shall be as set forth in Section 487 of the New York State Real Property Tax Law.

Section 3. Authority

The authority for this local law is Real Property Tax Law Section 487(8)(a) which provides that a county, city, town or village may by local law or a school district, other than a school district to which article fifty-two of the education law applies, may by resolution provide that no exemption under this section shall be applicable within its jurisdiction with respect to any solar or wind energy system or farm waste energy system which began construction subsequent to January first, nineteen hundred ninety-one or the effective date of such local law, ordinance or resolution whichever is later.

Section 4. Elimination of exemption

Pursuant to the authority of Real Property Tax Law Section 487, sub-section 8, the Town of Manheim hereby opts out of the exemption from real property taxes granted by Real Property Tax Law Section 487, sub-section 2, and related sub-sections, so that no exemption under the provisions of said Real Property Tax Law shall be applicable to town taxes with respect to solar energy systems, wind energy systems or farm waste energy systems in the Town of Manheim.

Section 5. Separability

Each separate provision of this Local Law shall be deemed independent of all other provisions herein, and if any provisions shall be deemed or declared invalid, all other provisions hereof shall remain valid and enforceable.

Section 6. Repealer

This Local Law shall supersede all prior local laws, ordinances, rules and regulations of the Town of Manheim that may be inconsistent with this local law and any such prior local laws, ordinances, rules and regulations shall be, upon the effective date of this Local Law, null and

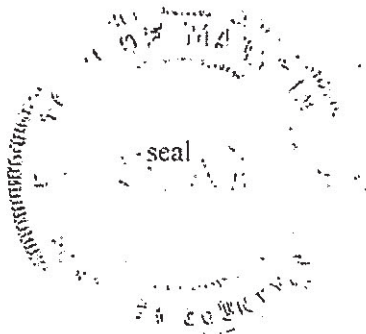
void.

Section 7. Filing

In addition to filing with the Secretary of State, a copy of this local law shall be filed with the Commissioner of the New York State Department of Taxation & Finance and with the President of the New York State Energy Research and Development Authority.

Section 8. Effective Date

This local law shall take effect immediately upon the filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.



I hereby certify that this is a true and accurate copy of the original local law that was duly passed by the Town Board on September 12, 2017.

Marie Gressler

Marie Gressler, Town Clerk

(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 20 17 of the (County)(City)(Town)(Village) of Manheim was duly passed by the Manheim Town Board on Sept. 12, 20 17, 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) (Name of Legislative Body) (repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*) on 20 ☐ ☐ in accordance with the applicable provisions of law.

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) (Name of Legislative Body) (repassed after disapproval) by the _____ on _____, 20 _____ (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) (Name of Legislative Body) (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.

* 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.)

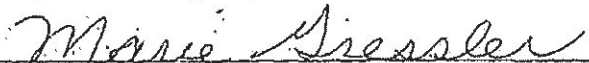
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 1 above.


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

Date: September 13, 2017

(Seal)