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January 14, 2019

NYS Energy Research and Development Authority
17 Columbia Circle
Albany, New York 12203-6399

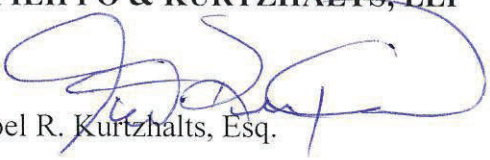
Re: Town of Marilla, New York

To whom it may concern:

The Town of Marilla, Erie County, New York has opted out of the provision of tax exemptions for Solar Energy Systems as is provided under RPTL §487. Enclosed for your records is a copy of the Local Law on the same.

Very truly yours,

BENNETT, DiFILIPPO & KURTZHALTS, LLP


Joel R. Kurtzhaltz, Esq.

JRK/am

Enclosure

Cc: Earl Gingerich Jr., Supervisor (via e-mail only; without enclosure)
Dawn Pearce, Town Clerk (via e-mail only; without enclosure)



Town of Marilla

1740 Two Rod Road
Marilla, NY 14102

EXERPTS FROM THE MINUTES of the Town Board Meeting of the Marilla Town Board held on January 10, 2019 at the Marilla Town Hall, 1740 Two Rod Road, Marilla, New York 14102. Officials present were:

Earl Gingerich Jr., Supervisor
Brian Nolan, Council Member
Randy Reichert, Council Member
Bonnie Waterman, Council Member
Jason Weiss, Council Member

Motion: Councilman Reichert moved, seconded by Councilman Nolan to adopt Local Law #3 of 2019 as follows;

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF MARILLA AS FOLLOWS:

SECTION 1. TITLE.

This Local Law shall be known as Local Law No. 3-2019 and entitled "Tax Exemption Exclusion."

SECTION 2. PURPOSE AND INTENT.

The purpose of this Local Law is to exclude those provisions of Real Property Tax Law §487 that grant a tax exemption relating to any Solar Energy Systems that would be otherwise eligible thereunder from being effective in the Town of Marilla.

SECTION 3. AMENDMENT.

The Town of Marilla hereby excludes those provisions of §487 of the Real Property Tax Law of the State of New York that provide a tax exemption for any Solar Energy Systems created or placed in connection therewith from being effective in the Town of Marilla.

SECTION 4. EFFECTIVE DATE.

This Local Law shall become effective immediately upon the adoption by the Town Board of the Town of Marilla and filing with the Secretary of State.

Councilman Reichert – Aye
Councilwoman Waterman – Aye
Supervisor Gingerich - Aye
Motion Carried.

Councilman Nolan – Aye
Councilman Weiss – Aye

CLERK CERTIFICATION

State of New York
County of Erie

I, the undersigned Town Clerk of the Town of Marilla, DO HEREBY CERTIFY as follows:

1. Regular meeting of the Town Board of the Town of Marilla, Erie County, State of New York, were held on January 10, 2019 Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board.
2. I have compared the attached Extracts of this Resolution from the January 10, 2019 with said Minutes so recorded and said Extracts are a true copy of said Minutes and of the whole thereof insofar as said minutes relate to matters referred to in said Extracts.
3. Said Minutes correctly state the time when said Meeting was convened and the place where such Meeting was held and the members of said Board who attended said meeting.
4. Public Notice of the time and place of said Meeting and Public Hearing was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

In witness whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Marilla this 11th day of January 2019.

Dawn Pearce

Marilla Town Clerk