



TOWN OF ROYALTON

5316 Royalton Center Road
Middleport, New York 14105
www.townofroyalton.org
tel: 716-772-2431
fax: 716-772-2748

April 13, 2021

New York State Energy Research and Development Agency
17 Columbia Circle
Albany, NY 12203

Dear Sir or Madam,

Enclosed please find a copy of Local Law No. 1 for the Year 2021 for the Town of Royalton entitled "To Remove Real Property Tax Exemption for Solar and Wind Energy Systems".

This copy is for filing in your offices. Please feel free to contact me if you have any questions or if you require any additional relating to this matter.

Sincerely,

Marie L. Little, MMC/RMC
Royalton Town Clerk

Enclosure (1)

NEW YORK STATE DEPARTMENT OF STATE
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY, 12231
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.

TOWN OF ROYALTON
LOCAL LAW NO. 1 OF THE YEAR, 2021

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

Whereas, numerous renewable energy solar companies have a speculative desire to site renewable energy solar facilities in municipalities throughout Niagara County; and

Whereas, the majority of the siting and regulatory burden is placed upon the Town in which the facility is located, as the Town is the lead agency and overseer of the Town's Code; and

Whereas, much time, energy and taxpayer dollars are necessary to accommodate the energy companies' request, while in some cases, the project does not proceed past a speculative state for various reasons; and

Whereas, this process has placed yet another demand on the limited resources of the local municipalities without any aid from the State; and

Whereas, the Niagara County Legislature, on October 20, 2020, passed a local law removing the real property tax exemption for solar and wind energy systems under section 487 of the Real Property Tax Law; and

Whereas, the Town of Royalton desires to preserve its economic and tax base.

Now, it is hereby Resolved as follows:

A Local Law entitled "To Remove Real Property Tax Exemption For Solar

and Wind Energy Systems":

- Section 1. Pursuant to section 487 (8) (a) of the Real Property Tax Law of the State of New York, no exemption under section 487 of the Real Property Tax Law of the State of New York shall be applicable within the Town of Royalton for any solar or wind energy system or farm waste energy system which began construction subsequent to the effective date of this local law.
- Section 2. The Town Supervisor is hereby authorized to execute PILOT agreements with the owners of solar energy storage systems approved by the Town prior to the adoption of this Local Law opting out of section 487 of the RPTL.
- Section 3. This local Law shall take effect upon filing with the Secretary of State. This Local Law shall be filed with the New York State Department of Taxation and Finance and the New York Energy Research and Development Agency.

(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 2021 of the Town of Royalton, was duly passed by the Town Board on April 12, 2021, in accordance with the applicable provisions of law.

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 200__ was duly passed by the _____ on _____ 200__, and was approved/not approved/repassed after disapproval by the (Elective Chief Executive Officer*) and was deemed duly adopted on _____ 200__, 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 200__ of the Town of _____ was duly passed by the _____ on _____, 200__, and was approved/not disapproved/repassed after disapproval by the (Elective Chief Executive Officer*) on _____, 200__. 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 _____, 200__, 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 200__ of the County/City/Town/Village of _____ was duly passed by the _____ on _____, 200__, and was approved/not approved/repassed after disapproval by the (Elective Chief Executive Officer*) on _____, 200__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 200__, 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 200__ 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 _____, 200__, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated at Local Law No. _____ of 200__ of the County of _____, State of New York, having been submitted to the electors at the General Election of November ____, 200 __, 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 of a majority of the qualified electors of the cities of said county as a unit and of 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.

(Seal)


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

Marie L. Little, Town Clerk MMC/RMC
Town of Royalton
Date: April 12, 2021