

RESOLUTION NO: Local Law to override the tax levy limit established in General Municipal Law § 3-C

On a motion offered by Councilman, seconded by Councilman, the following resolution was ADOPTED by VOTE;

Section 1: Legislative Intent

It is the intent of this Local law to override the limit on the amount of the Real Property taxes that may be levied by the Town of Inlet, County of Hamilton, pursuant to General Municipal Law § 3-C, and to allow the Town of Inlet, County of Hamilton to adopt a Town budget for the (a) town purposes (b) any other specific or improvement district governed by the Town Board for the fiscal year of 2018 that requires a Real Property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-C.

The Town of Inlet is concerned about uncertainties in the existing tax cap law, including how uncertain expenditures and revenues controlled by the county and state interact with the tax cap. The Town Board is obligated to prepare a responsible budget, which meets the Town’s mandate obligation and provide beneficial service, while minimizing the tax burden on the Town citizens.

Section 2: Authority

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law §3-C which expressly authorizes the Town Board to override the tax levy limit by adoption of a Local Law approving by a vote of sixty (60%)percent of the Town Board.

Section 3: Tax Levy Limit Override

The Town Board of the Town of Inlet, County of Hamilton is hereby authorized to adopt a budget for the fiscal year of 2018 that requires a Real Property Tax Levy in excess of the limit specified in General Municipal Law §3-C.

Section 4: Severability

If any clause, sentence, paragraph, subdivision or part of this Local Law or the application thereof to any person, firm or corporation or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder there of, but shall be confirmed in to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

The Local Law will be filed with the Secretary of State and will take place immediately.

AYES

NAYS

Motion carried