

# 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 Otego

Local Law No. 2 of the year 2018

A local law Amending Local Law No. 1 of the Year 2008, thereby authorizing a real  
(Insert Title)  
property tax exemption for cold war veterans in excess of ten years

Be it enacted by the Board of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one:)

of Otego as follows:

## **Local Law Number 2 of the Year 2018.**

A Local Law Amending Local Law No. 1 of the Year 2008, thereby authorizing a real property tax exemption for cold war veterans in excess of ten years.

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

### **Section 1. Purpose and Intent**

The Real Property Tax Law of the State of New York was amended by including new language in Section 458-b authorizing a real property tax exemption for Cold War Veterans in excess of ten years. It is the intent of this Town Board by passage of this local law to provide an exemption in excess of ten years under Section 458-b of the Real Property Tax Law to eligible persons for purposes of taxes levied by the Town of Otego.

**Section 2. Amendment and Replacement of Section 4(c) of Local Law Number 1 of the Year 2008**

Section 4(c) of Local Law Number 1 of the Year 2008 is hereby amended and replaced in its entirety to read as follows:

The exemption provided by paragraph (a) of Section 3 shall be granted for as long as a qualified owner of qualifying real property remains a qualified owner. The commencement of such period shall be governed pursuant to this subparagraph. Where a qualified owner owns qualifying real property on the effective date of this section, such period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring on or after the effective date of this section. Where a qualified owner does not own qualifying residential real property on the effective date of this section, such period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring at least sixty days after the date of purchase of qualifying residential real property; provided, however, that should the qualified owner apply for and be granted an exemption on the assessment roll prepared pursuant to a taxable status date occurring within sixty days after the date of purchase of residential real property, such period shall be measured from the first assessment roll in which the exemption occurs.

**Section 3. Severability**

Each provision of this Law is severable from the others, so that if any provision is held to be illegal or invalid for any reason whatsoever, such illegal or invalid provision shall be severed from this Law, which shall nonetheless remain in full force and effect.

**Section 4. Effective Date**

This Local Law shall take effect upon its filing with the Secretary of State.

(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. 2 of 2018 of the Town of Otego was duly passed by the Town Board on February \_\_\_\_\_, 2018, 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 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) passed by the \_\_\_\_\_~~

~~(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 \_\_\_\_\_

~~(Name of Legislative Body) \_\_\_\_\_ 20\_\_\_\_ and was (approved)(no~~

~~(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local (Elective Chief Executive Officer\*)~~

~~law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 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 revisions 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.

\_\_\_\_\_  
Teresa Sears, Town Clerk  
Town of Otego

Dated: February \_\_, 2018

(Seal)