



STATE OF NEW YORK
DEPARTMENT OF STATE
ALBANY, NY 12231-0001

ALEXANDER F. TREADWELL
SECRETARY OF STATE

July 30, 1997

RECEIVED

AUG 4 1997

WAYNE COUNTY
BOARD OF SUPERVISORS

HELEN R. MADDOCK
WAYNE CO. BD. OF SUPERVISORS
COURTHOUSE AT 26 CHURCH ST.
LYONS, NY 14489

RE: County of Wayne, Local Law 4, 1997, filed 07/21/97

The above referenced material was received and filed by this office as indicated. Additional local law filing forms will be forwarded upon request.

Sincerely,

A handwritten signature in cursive script that reads "Janice G. Durfee".

Janice G. Durfee
Principal File Clerk
Bureau of State Records
(518) 474-2755

JGD:ml

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BOARD OF SUPERVISORS
WAYNE COUNTY

RESOLUTION NO. 365-97: ADOPTING LOCAL LAW PROVIDING A REAL PROPERTY TAX EXEMPTION FOR DISABLED PERSONS

Mr. Ainsworth presented the following:

WHEREAS, a proposed local law in relation to providing a Real Property Tax Exemption for Disabled Persons was presented to the Board of Supervisors on June 17, 1997; and

WHEREAS, a public hearing on the proposed local law was held by the Board of Supervisors on July 15, 1997, in accordance with the notice of hearing duly posted and published in the manner prescribed by law; now, therefore, be it

RESOLVED, that said local law is hereby adopted to read as follows:

STATE OF NEW YORK - COUNTY OF WAYNE

A Local Law providing a Real Property Tax Exemption for Disabled Persons.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

Section 1. Pursuant to New York State Real Property Tax Law (RPTL) § 459, an improvement to any real property in Wayne County used solely for residential purposes as a one, two or three family residence shall be exempt from County real property tax to the extent of any increase in value attributable to the improvement if it is constructed for the purpose of facilitating and accommodating the use and accessibility of such real property by (a) a resident owner of the real property who is physically disabled, or (b) a member of the resident owner's household who is physically disabled, if such member resides in the real property.

Section 2. To qualify for the tax exemption authorized in this Local Law, an owner of real property shall comply with the procedures and requirements set forth in RPTL § 459 and applicable law.

Section 3. This Local Law shall become effective immediately upon filing with the Secretary of State and the exemption authorized herein shall apply to improvements constructed on or after January 1, 1997. and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to number the local law in conformance with the filing requirements of the Secretary of State and to file the local law with the Secretary of State in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

Mr. Fabino moved the adoption of the resolution. Seconded by Mr. Pascarella. Upon roll call, all Supervisors voted Aye except Supervisors Spickerman, Herrmann, Lyon and Churchill who voted Nay. Absent - Supervisor Deyo. The Chairman declared the resolution adopted.

Clerk of Board of Supervisors,
County of Wayne

I, hereby certify that I have compared the foregoing copy of a resolution with the original duly adopted by the above mentioned Board at a session held on the 15th day of July, 1997 and that the same is a true copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of the said Board, this 16th day of July, 1997.

Kay S. Groover, Deputy Clerk

(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 of WAYNE

Town

Village

Local Law No. 4 of the year 1997

A local law providing a Real Property Tax Exemption for Disabled Persons.
(Insert Title)

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

County

City of Wayne

Town

Village

as follows:

Section 1. Pursuant to New York State Real Property Tax Law (RPTL) § 459, an improvement to any real property in Wayne County used solely for residential purposes as a one, two or three family residence shall be exempt from County real property tax to the extent of any increase in value attributable to the improvement if it is constructed for the purpose of facilitating and accommodating the use and accessibility of such real property by (a) a resident owner of the real property who is physically disabled, or (b) a member of the resident owner's household who is physically disabled, if such member resides in the real property.

Section 2. To qualify for the tax exemption authorized in this Local Law, an owner of real property shall comply with the procedures and requirements set forth in RPTL § 459 and applicable law.

Section 3. This Local Law shall become effective immediately upon filing with the Secretary of State and the exemption authorized herein shall apply to improvements constructed on or after January 1, 1997.

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

(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. 4 of 1997 of the (County)(City)(Town)(Village) of Wayne was duly passed by the Board of Supervisors on July 15 1997, 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 19 of the (County)(City)(Town)(Village) of was duly passed by the on 19, and was (approved)(not approved)(repassed after disapproval) by the and was deemed duly adopted on 19, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19 of the (County)(City)(Town)(Village) of was duly passed by the on 19, and was (approved)(not approved)(repassed after disapproval) by the on 19. 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 19, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 19 of the (County)(City)(Town)(Village) of was duly passed by the on 19, and was (approved)(not approved)(repassed after disapproval) by the on 19. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of 19, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 19____ 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 _____ 19____, 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 19____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 19____, 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 _____, above.

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

Helen R. Maddock, Clerk of the Board

(Seal)

Date: July 16, 1997

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF WAYNE

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

Mark H. Alquist, County Attorney
Title

County
~~City~~ of WAYNE
~~Town~~
~~Village~~

Date: July 16, 1997

Wayne County Board of Supervisors

Courthouse at
26 Church Street, Lyons, New York 14489



tel. 315-946-5400

Helen R. Maddock
Clerk
Kay Groover
Deputy Clerk

July 16, 1997

Ms. Linda Shaffer
Wayne County Clerk
County Office Building
Lyons, New York 14489

RE: Wayne County Local Laws No. 4-1997 and 5-1997

Dear Ms. Shaffer:

Enclosed herewith are certified copies of the following Wayne County Local Laws:

- (1) No. 4-1997 providing a Real Property Tax Exemption for Disabled Persons
- (2) No. 5-1997 establishing right-to-farm legislation.

These laws are submitted for filing in your office pursuant to Section 27 of the Municipal Home Rule Law.

Very truly yours,

Helen R. Maddock, Clerk
Wayne County Board of Supervisors

Enclosure

Wayne County Board of Supervisors

Courthouse at
26 Church Street, Lyons, New York 14489



tel. 315/946-5400

Helen R. Maddock
Clerk
Kay Groover
Deputy Clerk

July 16, 1997

State Records and Law Bureau
Department of State
162 Washington Avenue
Albany, New York 12231

RE: Wayne County Local Laws No. 4-1997 and 5-1997

Gentlemen:

Enclosed herewith are the following Wayne County Local Laws:

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Helen R. Maddock, Clerk
Wayne County Board of Supervisors

Enclosure