

LEGAL NOTICE OF PUBLIC HEARING

WHEREAS, Real Property Tax Law Section 487 provides a certain exemption from real property taxation for lands which include “Solar or Wind Energy Systems and Farm Waste Energy Systems” if such systems were existing or constructed prior to July 1, 1988 or constructed after January 1, 1991 and prior to January 1, 2025, and

WHEREAS, Real Property Tax Law Section 487(8) (a) authorizes towns to provide by local law that no exemption under Section 487 of the Real Property Tax Law shall be allowed within their jurisdiction with respect to Solar or Wind Energy Systems or Farm Waste Energy Systems which began construction after January 1, 1991 or the effective date of the local law, whichever is later, now therefore,

PLEASE TAKE NOTICE, that the Town Board of the Town of Poughkeepsie does hereby set the 3rd day of May, 2017 at 7:00 p.m., or as soon thereafter as the matter may come to be heard, at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to consider such a §487(8)(a) local law, and give all present an opportunity to be heard; and

PLEASE TAKE FURTHER NOTICE, that the proposed local law is available in the Town Clerk’s Office for review between the hours of 8:00 AM -4:00 PM, Monday thru Friday.

Felicia Salvatore, Town Clerk
Poughkeepsie, New York
April 20, 2017

RESOLUTION 4:19 - # 2 OF 2017

WHEREAS, Real Property Tax Law Section 487 provides a certain exemption from real property taxation for lands which include “Solar or Wind Energy Systems and Farm Waste Energy Systems” if such systems were existing or constructed prior to July 1, 1988 or constructed after January 1, 1991 and prior to January 1, 2025, and

WHEREAS, Real Property Tax Law Section 487(8)(a) authorizes towns to provide by local law that no exemption under Section 487 of the Real Property Tax Law shall be allowed within their jurisdiction with respect to Solar or Wind Energy Systems or Farm Waste Energy Systems which began construction after January 1, 1991 or the effective date of the local law, whichever is later, now therefore,

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 3rd day of May, 2017 at 7:00 p.m., or as soon thereafter as the matter may come to be heard, at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to consider such a §487(8)(a) local law, and

BE IT FURTHER RESOLVED, that the proposed local law is attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of it and does direct that it be spread across the record as if it, in fact, had been read verbatim; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby declare itself as lead agency and that this action is a Type II Action requiring no environmental review; and

BE IT FURTHER RESOLVED, that if adopted, said local law shall take effect immediately upon filing with the Secretary of State; and

BE IT FURTHER RESOLVED, that if adopted, said local law shall be filed with the State Commissioner of Taxation and Finance and with the President of the New York State Energy Research and Development Authority.

Dated: April 19th 2017
Moved: William Carlos
Seconded: Joseph Conte
Ayes 5 Nays 0

JEN/mem
t-3/27/2017
m-4/19/2017
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	AYE	NAY
Councilman Renihan	<u>✓</u>	_____
Councilman Carlos	<u>✓</u>	_____
Councilman Conte <i>absent</i>	<u>✓</u>	_____
Councilman Cifone	_____	_____
Councilman Lepore	_____	_____
Councilwoman Shershin	<u>✓</u>	_____
Supervisor Baisley	<u>✓</u>	_____

TOWN OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK

LOCAL LAW NUMBER ____ OF 2017

A LOCAL LAW TO OPT-OUT OF SECTION 487 OF THE NEW YORK STATE REAL PROPERTY TAX LAW

Be it enacted by the Town of Poughkeepsie as follows:

ARTICLE 1. TITLE.

This Local Law shall be referred to as "Local Law #__ of 2017."

ARTICLE 2. PURPOSE AND INTENT.

It is the intent of this Local Law to provide no exemption from taxation for any solar or wind energy system or any farm waste energy system as authorized in Real Property Tax Law Section 487.

ARTICLE 3. EXEMPTION FROM TAXATION.

No exemption from taxation shall be applicable with respect to any solar or wind energy system or farm waste energy system.

ARTICLE 4. EFFECTIVE DATE.

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