

LEGAL NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Poughkeepsie will conduct a public hearing on Wednesday, January 4, 2022 at 7:00 p.m., or as soon thereafter as public comment can be heard, at the Town of Poughkeepsie, Town Hall, One Overocker Road, Poughkeepsie, NY, to afford all interested parties an opportunity to be heard and seek public comment concerning the proposed amendments to the Town Code Chapter 183, Article I, Senior Citizens Exemption, specifically §183-2(A)

AND ALSO PLEASE TAKE FURTHER NOTICE, that the said proposed local law amendment is available in full form at the Town Clerk's Office, One Overocker Road, Poughkeepsie, N.Y. Monday thru Friday between the hours of 8:00 AM-4:00 PM and at our website- TownofPoughkeepsie.com on the public hearing page

By Order of the Town Board of the Town of Poughkeepsie

Felicia Salvatore, Town Clerk
Town of Poughkeepsie
December 16, 2022

RESOLUTION 12:7 - # 11 of 2022

WHEREAS, the Town Board has received a recommendation from the Town Assessor that local law amendments be made to Chapter 183, Article I, Senior Citizens Exemption, specifically §183-2(A), and

WHEREAS, the proposed amendments are annexed hereto as Exhibit A and incorporated herein as if recited verbatim, with the words underlined to be added, and those words ~~stricken~~ to be deleted, and the Town Board does direct that said amendments be spread across the record as if they, in fact, had been read verbatim; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 4th day of January, 2023 at 7:00 pm 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 these amendments, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie determines that this action is a Type II Action and does further determine that no environmental review is required; and

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

Dated: December 7, 2022

Moved: Michael Cifone

Seconded: Anne Burger

Motion passes/ fails: Ayes 6 Nays 0

JEN/mem
t-11/15/2022
m-12/7/2022

	AYE	NAY	ABSTAIN
<u>PRESENT/ABSENT</u> Councilman Renihan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u> Councilman Carlos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u> Councilwoman Burger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u> Councilman Cifone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u> Councilman Krakower	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u> Councilwoman Shershin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u> Supervisor Baisley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Exhibit A

Article I. Senior Citizens Exemption

§ 183-2. Amendment to the senior citizen exemption.

A.

Real property owned by one or more persons, each of whom is or will be 65 years of age or over during the calendar year in which an application is made hereunder, or real property owned by husband and wife, one of whom is or will be 65 years of age or over during the calendar year in which an application is made hereunder, shall be exempt from town taxes to the extent of:

[Amended 1-29-1997 by L.L. No. 3-1997; 2-24-1999 by L.L. No. 5-1999; 2-7-2001 by L.L. No. 2-2001; 11-2-2005 by L.L. No. 14-2005]

<u>Annual Income</u>	<u>Percentage of Assessed Valuation Exempt from Taxation</u>
\$24,000 or less	50%
\$24,000.01 but less than \$25,000	45%
\$25,000.01 but less than \$26,000	40%
\$26,000.01 but less than \$27,000	35%
\$27,000.01 but less than \$27,900	30%
\$27,900.01 but less than \$28,800	25%
\$28,800.01 but less than \$29,700	20%
\$29,700.01 but less than \$30,600	15%
\$30,600.01 but less than \$31,500	10%
\$31,500.01 but less than \$32,400	5%

<u>Annual Income</u>	<u>Percentage of Assessed Valuation Exempt from Taxation</u>
<u>\$29,000 or less</u>	<u>50%</u>
<u>\$29,000.01 - \$30,000</u>	<u>45%</u>
<u>\$30,000.01 - \$31,000</u>	<u>40%</u>
<u>\$31,000.01 - \$32,000</u>	<u>35%</u>
<u>\$32,000.01 - \$32,900</u>	<u>30%</u>
<u>\$32,900.01 - \$33,800</u>	<u>25%</u>
<u>\$33,800.01 - \$34,700</u>	<u>20%</u>
<u>\$34,700.01 - \$35,600</u>	<u>15%</u>
<u>\$35,600.01 - \$36,500</u>	<u>10%</u>
<u>\$36,500.01 - \$37,400</u>	<u>5%</u>

B.

Such exemption shall be subject to the following conditions:

(1)

The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making the application for exemption shall not exceed the sum of ~~\$32,400~~37,400 "Income tax year" shall mean the twelve-month period for which the owner(s) filed a federal personal income tax return or, if no such return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income may not exceed such sum. Such income shall include social security and retirement benefits, interest, dividend, rental income, salary or earnings and income from self-employment. The term "income" shall not include a veteran's disability compensation as defined in Title 38 of the United States Code.

[Amended 1-29-1997 by L.L. No. 3-1997; 6-7-2006 by L.L. No. 14-2006; 7-25-2007 by L.L. No. 13-2007]

(2)

The title to such real property shall be vested in the owner or one of the owners of property for at least 24 consecutive months prior to the date of making application for exemption; provided, however, that in the event of the death of either husband or wife in whose name title shall have been vested at the time of death and then becomes vested solely in the survivor by virtue of the devise by or descent from the deceased husband or wife, the time of ownership of the property by the deceased husband or wife shall be deemed also a time of ownership by the survivor, and such ownership shall be deemed continuous for the purpose of computing such period of 24 consecutive months. Also, provided that where property of the owner(s) has been acquired to replace property formerly owned by such owner(s) and taken by eminent domain or other involuntary proceeding, except a tax sale, the period of ownership of the former property shall be combined with the period of ownership of the property for which application is made for exemption, and such periods of ownership shall be deemed to be consecutive for the purposes of this section.

(3)

The real property shall be used exclusively for residential purposes.

(4)

The real property shall be the legal residence of and shall be occupied in whole or in part by the owner or by all owners of the same.

(5)

Application for such exemption must be made by the owner or all of the owners of the property, on forms prescribed by New York State to be furnished by the appropriate assessing authority and shall furnish the information and be executed in the manner prescribed in such forms, and shall be filed annually in the Office of the Assessor for the Town of Poughkeepsie on or before taxable status date, which is the first day of March of each year.