

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231

(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

Town

Village

Clinton, Clinton County

Local Law No. 1 of the year 2023

A local law TO OPT OUT OF THE EXEMPTION FROM TAXATION FOR CERTAIN ENERGY SYSTEMS
(Insert Title)

LOCAL LAW#1 OF 2023 TO OPT OUT OF THE EXEMPTION FROM

TAXATION FOR CERTAIN ENERGY SYSTEMS UNDER REAL PROPERTY

LAW SECTION 487

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

County

City of

Town

Village

Clinton, in Clinton County

as follows:

See attached

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

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 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.

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

(Seal)

Date: 2/22/23

(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 Clinton

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.

Jimmy Lee Mendicino
Signature

TOWN CLERK

Title

County

City of Clinton

Town

Village

Date: 2/22/23

(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. 1 of 20 23 of the ~~(County)~~(City)(Town)(Village) of Clinton in the County of Clinton, NY was duly passed by the Town Board on FEBRUARY 22 20 23, 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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20 _____, 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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20 _____.
(Name of Legislative Body)
(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.)

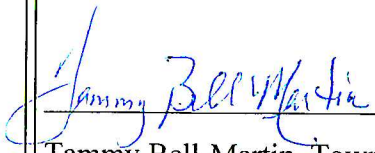
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20 _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 _____, 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.

**NOTICE OF PUBLIC HEARING
LOCAL LAW TO OPT OUT OF THE
EXEMPTION FROM TAXATION FOR
CERTAIN ENERGY SYSTEMS UNDER
REAL PROPERTY TAX LAW §487**

NOTICE IS HEREBY GIVEN by the Town Board of the Town of Clinton, that pursuant to the provisions of the Town Law of the State of New York, a public hearing will be held at 6:00 o'clock P.M. on the 22nd day of February 2023 at the Town of Clinton Town Hall, 23 Smith Street, Churubusco, New York to consider the adoption of a local law entitled "LOCAL LAW TO OPT OUT OF THE EXEMPTION FROM TAXATION FOR CERTAIN ENERGY SYSTEMS UNDER REAL PROPERTY TAX LAW §487. The purpose of such local law is to opt out of the exemption from taxation for certain energy systems pursuant to Section 487 of the Real Property Tax Law of the State of New York. A complete copy of the draft local law is available for public inspection at the Town Clerk's office.

NOTICE IS HEREBY FURTHER GIVEN that all interested persons will be given an opportunity to be heard.



Tammy Bell-Martin, Town Clerk

Local Law #1 of 2023

**LOCAL LAW TO OPT OUT OF THE EXEMPTION
FROM TAXATION FOR CERTAIN ENERGY SYSTEMS
UNDER REAL PROPERTY TAX LAW §487**

BE IT ENACTED by the Town Board of the Town of Clinton as follows:

SECTION 1 - TITLE

This Local Law shall be entitled "A Local Law to Opt Out of the Exemption from Taxation for Certain Energy Systems"

SECTION 2 - AUTHORITY

This Local Law is enacted pursuant to §487 of the New York State Real Property Tax Law.

SECTION 3 - EXEMPTION OPT OUT

Pursuant to subsection 8 of the said §487 of the New York State Real Property Tax Law, the Town of Clinton by this Local Law provides that no exemption under §487 of the Real Property Tax Law shall be applicable to real property in the Town, including and with respect to solar or wind energy system or farm waste energy system constructed subsequent to the effective date of this Local Law, nor for any micro-hydroelectric energy system, fuel cell electric generating system, micro-combined heat and power generating equipment system, electric energy storage equipment or electric energy storage system, or fuel-flexible linear generator electric generating system constructed subsequent to the effective date of this Local Law.

SECTION 4 - Effective Date

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

TOWN OF CLINTON
23 Smith Street
Churubusco, NY 12923
COUNTY OF CLINTON
STATE OF NEW YORK

2023 RESOLUTION # 16 2023

At a public meeting of the Town Board of the Town of Clinton, a Municipality with offices at 23 Smith Street, Churubusco, New York 12923 duly called (a quorum being present) and held at the Town Hall, located in the Town of Clinton County of Clinton, State of New York, on February 22nd^h, 2023;

Resolution # 16 was duly adopted and is now in full force and effect:

***RESOLUTION # 16 OF 2023: THE TOWN BOARD OF THE TOWN OF CLINTON, AT A PUBLIC MEETING HELD THIS DATE ADOPTED THE LOCAL LAW # 1 OF 2023. THIS LAW IS TO OPT OUT OF THE EXEMPTION FROM TAXATION FOR CERTAIN ENERGY SYSTEMS UNDER NYS REAL PROPERTY TAX LAW §487.**

On a motion made by Francis Helm and seconded by Daniel McComb the above resolution # 16 was adopted.

<u>ADOPTED BY:</u>	<u>ROLL CALL VOTE</u>		
Councilmember: Mr. Patrick LeClair	<u>YES</u>	NO	
Councilmember: Mr. Daniel McComb	<u>YES</u>	NO	
Councilmember: Mr. Francis Helm	<u>YES</u>	NO	
Councilmember: Mrs. Jane Campbell Nichols	<u>YES</u>	NO	

MOTION CARRIED

I hereby certify that the foregoing resolution is a true copy of the resolution duly adopted by the Town of Clinton Town Board at the meeting of February 22nd, 2023.

SEAL


Tammy Bell-Martin
Town Clerk



NYSERDA

Real Property Tax Law Section 487 NYSERDA

Submitted On:

Mar 13, 2023, 01:49PM EDT

Jurisdiction Name	Clinton
Jurisdiction Type	Town
Jurisdiction Website	ourtownofclinton.com
County	Clinton
Street Address	23 Smith Street
Street Address 2	
City	Churubusco
State	NY
Zip/Postal Code	12923
First and Last Name	Tammy Bell Martin
Title	Town Clerk
Email	townclerkofclinton@gmail.com
Phone Number	5184976133
Phone Extension	
Local law or resolution attachment	Town of Clinton LL 1-2023.pdf
Type of Filing	Opt-out
Tracking ID	RPTL487_0000282
User's Session Information	IP Address: 209.23.39.38 Referrer URL: