

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
Town of WASHINGTON
Village

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
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Local Law No. 2 of the year 2008

A local law OF THE TOWN OF WASHINGTON, DUTCHESS COUNTY, NEW YORK ADOPTING THE EXEMPTION FOR PERSONS WITH DISABILITIES AND LIMITED INCOMES PURSUANT TO REAL PROPERTY TAX LAW SECTION 459-c AND INCREASING THE AMOUNT OF THE EXEMPTION FOR SENIOR CITIZENS PURSUANT TO REAL PROPERTY TAX LAW SECTION 467.

Be it enacted by THE TOWN BOARD of the
(Name of legislative Body)

County
City
Town of WASHINGTON as follows:
Village

Section 1. The Town of Washington Town Board hereby adopts the exemption for Exemption for Persons with disabilities and limited incomes to read in its entirety as follows:

Tax Exemptions for Persons with disabilities and limited incomes

A. Statutory authority

Tax exemptions under this article are provided pursuant to the authority granted under Real Property Tax Law Section 459-c and are subject to all the terms and provisions of that section.

B. Exemption stated

Subject to the terms of this local law, real property owned by one (1) or more persons with disabilities, or real property owned by husband, wife, or both, or by siblings, at least one of whom has a

disability, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under for the Senior Citizen's Exemption under RPTL Section 467, and whose income is limited by reason of such disability, shall be exempt from taxation by the Town of Washington to the extent of fifty per centum of the assessed valuation thereof.

C. Income limit

1. No owner or owners of real property shall be entitled to the exemption provided in this article if 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 application for exemption exceeds \$27,000 ("Maximum Income") except as provided in Paragraph "2" below.
2. An owner or owners of real property with income in excess of the Maximum Income ("M") set forth in (C)(1) above shall be entitled to exemptions in accordance with the following schedule:

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FROM VALUATION
More than Maximum Income ("M") but less than (M + \$1,000)	45 per centum
(M + \$1,000) or more but less than (M + \$2,000)	40 per centum
(M + \$2,000) or more but less than (M + \$3,000)	35 per centum
(M + \$3,000) or more but less than (M + \$3,900)	30 per centum
(M + \$3,900) or more but less than (M + \$4,800)	25 per centum
(M + \$4,800) or more but less than (M + \$5,700)	20 per centum
(M + \$5,700) or more	15 per centum

but less than (M + \$6,600)

(M + \$6,600) or more
but less than (M + \$7,500)

10 per centum

(M + \$7,500) or more
but less than (M + \$8,400)

5 per centum

Section 2. The Town of Washington Town Board hereby elects to amend and increase the maximum income eligibility level for the granting of the partial exemption from municipal taxation to person sixty-five (65) years of age or over pursuant to the authority of Paragraph (a) of subdivision 3 of Section 467 of the Real Property Tax Law as follows:

a. No owner or owners of real property shall be entitled to the exemption provided in Real Property Law Section 467 if the income of the owner or combined owners of the property for the income tax year immediately preceding the date of making application for the exemption exceeds \$27,000 ("Maximum income") except as provided in subsection B, below.

b. An owner or owners of real property with income in excess of the maximum income set forth in Subsection A above shall be entitled to exemptions in accordance with the following schedule:

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FROM VALUATION
More than Maximum Income ("M") but less than (M + \$1,000)	45 per centum
(M + \$1,000) or more but less than (M + \$2,000)	40 per centum
(M + \$2,000) or more but less than (M + \$3,000)	35 per centum
(M + \$3,000) or more but less than (M + \$3,900)	30 per centum
(M + \$3,900) or more	25 per centum

but less than (M + \$4,800)	
(M + \$4,800) or more but less than (M + \$5,700)	20 per centum
(M + \$5,700) or more but less than (M + \$6,600)	15 per centum
(M + \$6,600) or more but less than (M + \$7,500)	10 per centum
(M + \$7,500) or more but less than (M + \$8,400)	5 per centum

Section 3. This local law shall take effect immediately upon filing with this state's Secretary of State.

(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. 2 of 2008 of the (County) (City) (Town) (Village) of WASHINGTON was duly passed by the TOWN BOARD on November 13, 2008, 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____. 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.
(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 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.

5. (City local law concerning Charter revision proposed by petition.)

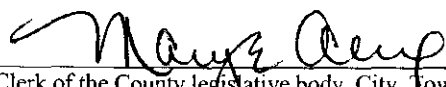
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 one, above.



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

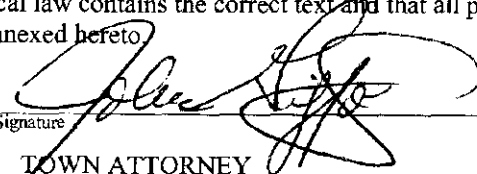
(Seal)

Date: November 13, 2008

(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 DUTCHESS

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
TOWN ATTORNEY
Title

County
City
Town of WASHINGTON
Village

Date: November 13, 2008