(Please Use this Form for Filing your 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 LAKE PLEASANT
~~Village~~

Local Law No. 1 of the year 19 93

A local law TO GRANT A SLIDING SCALE OPTION TO OWNERS OF REAL PROPERTY IN THE TOWN OF LAKE PLEASANT, HAMILTON COUNTY, WHO ARE 65 YEARS OF AGE OR OLDER AS DESCRIBED IN REAL PROPERTY TAX LAW SECTION 467
(Insert title)

Be it enacted by the LAKE PLEASANT TOWN BOARD of the
(Name of Legislative Body)

County
City
Town of LAKE PLEASANT as follows:
Village

Section 1. The purpose of this Local Law is to permit a reduced exemption from real property taxation for real property owned by one or more persons, each of whom is 65 years of age or over, or real property owned by husband and wife, one of whom is 65 year of age or over, and whose income or combined annual income is from $0 to $15,300.00, per the following schedule, as described in section 467 of the Real Property Tax Law.

INCOME AMOUNT			EXEMPT %
$ 0	-	$10,500	50%
$10,501	-	$11,100	45%
$11,101	-	$11,700	40%
$11,701	-	$12,300	35%
$12,301	-	$12,900	30%
$12,901	-	$13,500	25%
$13,501	-	$14,100	20%
$14,101	-	$14,700	15%
$14,701	-	$15,300	10%

Section 2. No exemption shall be granted:

(a) if the income of the owner or the combined income of the owners of the property for the income tax year immediately preceeding the date of making application for exemption exceed the sum of $15,3000.00. Income tax year shall mean the 12 month period for which the owner or owners 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 each sum. Such income shall include social security and retirement benefits, interest, dividends, net rental income, from self-employment, but shall not include gifts or inheritances.

(b) unless the title of the property shall have been vested in the owner or all of the owners of the property for at least 60 consecutive months prior to the date of making application for exemption, provided, however, that in the event of the death of either a husband or wife in whose name title of the property shall have been vested at the time of death and then becomes vested solely in the survivor by virtue of 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 purposes of computing such period of 60 consecutive months provided further, that in the event of a transfer by either husband or wife to the other spouse of all or part of the title to the property the time of ownership of the property

(If additional space is needed, please attach sheets of the same size as this and number each)

by the transfer or spouse shall be deemed also a time of ownership by the transferee spouse and such ownership shall be deemed continuous for the purposes of computing such period of 60 consecutive months and provided further that where property of the owner or owners has been acquired to replace property formerly owned by such owner or owners and taken by eminent domain or other involuntary proceeding, except a tax sale, and further provided that where a residence is sold and replaced with another within one (1) year and is in the same assessment unit 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 purposes of this section.

(c) unless the property is used exclusively for residential purposes:

(d) unless the real property is the legal residence of and is occupied in whole or in part by the owner or by all of the owners of the property.

Section 3. Application for such exemption must be made by the owner, or all of the owners of the property, on the forms prescribed, on the forms prescribed by the state board to be furnished by the Assessors of the Town of Lake Pleasant and shall furnish the information and be executed in the manner required or prescribed in such forms, and shall be filed in such Assessor's office on or before the first day of March.

Section 4. At least 60 days prior to the first day of March, the Assessor's of the Town of Lake Pleasant shall mail to each person who is granted an exemption pursuant to this Local law on the latest completed assessment roll an application must be filed on or before the first day of March and be approved in order for the exemption to be granted. Failure to mail any such application form and notice or the failure of such persons to receive the same shall not prevent the levy, collection and enforcement of the payment of the taxes on the property owned by such person. Annual filing shall be eliminated for senior citizens sho have received the exemption on five consecutive completed assessment rolls.

Section 5. Any conviction of having made any willful false statement in the application for such exemption, shall be punishable by a fine not more that $100.00 and sahll disqualify the applicant or applicants from further exemption for a period of five (5) years.

Section 6. This Local Law shall take effect immediately upon filing with the New York State Department of State.

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 §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 of 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.

Charlotte K. Smith, Town Clerk

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

Date: August 23, 1993

(Seal)

(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 .....

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

.....
Title

Date:

County / City / Town / Village of .....

PARTIAL TAX EXEMPTION FOR SENIORS ON LIMITED INCOME

Local Law # 2 of the Year 2009

Section 1.

The purpose of this Local Law is to grant a partial exemption from taxation to the assessed valuation of real property which is owned by certain persons with limited income who are sixty-five (65) years of age or over meeting the requirements set forth in section four-hundred sixty seven (467) of the Real Property Tax Law, to the extent as provided in the following schedule:

Income Amount		Exempt %
$ -	$25,000.00	50%
$ 25,001.00	$26,000.00	45%
$ 26,001.00	$27,000.00	40%
$ 27,001.00	$28,000.00	35%
$ 28,001.00	$28,900.00	30%
$ 28,901.00	$29,800.00	25%
$ 29,801.00	$30,700.00	20%
$ 30,701.00	$31,600.00	15%
$ 31,601.00	$32,500.00	10%
$ 32,501.00	$33,400.00	5%

Section 2.

Real property owned by persons sixty-five (65) years of age or over, or owned jointly by husband and wife where either spouse is 65 years of age or over, shall be exempt from town taxes as set forth in Section 1 of this Local Law whereas the aforesaid Local Law is subject to the following conditions:

A). The owner or all of the owners must file an application annually in the assessor's office on forms prescribed by the State Board to be furnished by the assessor's office on or before March 1st, the taxable status date, or such time as may be hereafter fixed by law.

B). The income of the owner or the combined income of the owners must not exceed the amounts as set forth in Section 1 of this Local Law for the income tax year immediately preceding the date of making application, or if no tax return is filed, the calendar year.

C). Title of the property must be vested in the owner or one of the owners of the property for at least twelve (12) consecutive months prior to the date the application is filed.

D). The property must be used exclusively for residential purposes, be occupied in whole or part by the owners and constitute the legal residence of the owners.

Section 3.

This tax exemption shall be subject to the conditions set forth in Section 467 of the Real Property Tax Law.

Section 4.

Local Law #1 of 1993 is herewith repealed.

Section 5.

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

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