

Resolution No. 57 of 2020: RESCINDED 2-9-2021
REPLACED BY 15 OF 2021

At a meeting of the Town of Clinton Town Board duly held at the Town Hall, Centre Road in the Town of Clinton on the 29th day of December, 2020. Upon the calling of the roll by the Town Clerk the following members were:

Present:

Supervisor Oberly
Councilman Chris Juliano
Councilman Mike Whitton
Councilman Dean Michael
Councilwoman Nancy Cunningham

Absent:

None

The following resolution was offered for adoption by Supervisor Oberly which resolution was seconded by Councilman Juliano

RESOLUTION DIRECTING THE TOWN ASSESSOR, PURSUANT TO NYS GOVERNOR'S EXECUTIVE ORDER 202.83 CONTINUING TEMPORARY SUSPENSION AND MODIFICATION OF LAWS RELATING TO THE PANDEMIC DISASTER EMERGENCY, SPECIFICALLY AS IT PERTAINS TO SENIOR AND DISABILITY EXEMPTIONS, SECTION 467 AND 459-C OF THE REAL PROPERTY TAX LAW, TO GRANT EXEMPTIONS ON THE 2021 ASSESSMENT ROLL TO ALL PROPERTY OWNERS WHO RECEIVED THAT EXEMPTION ON THE 2020 ASSESSMENT ROLL, THEREBY DISPENSING WITH THE NEED FOR RENEWAL APPLICATIONS FROM SUCH PERSONS, AND FURTHER DISPENSING WITH THE REQUIREMENT FOR ASSESSORS TO MAIL RENEWAL APPLICATIONS TO SUCH PERSONS

WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State disaster emergency for the entire State of New York; and

WHEREAS, on December 18, 2020, the Governor issued Executive Order 202.83, a portion of which includes a local option pertaining to Senior Citizens' and Persons with Disabilities' partial property tax exemption, Subdivisions 7, 7-a and 8 of Section 459-c of the Real Property Tax Law (Partial Tax Exemption for Persons with Disabilities), and Subdivisions 5, 5-a, 5-b, 5-c and 6 of Section 467 of the Real Property Tax Law (Partial Tax Exemption for Low Income Senior Citizens), to the extent necessary to permit the governing body of an assessing unit to adopt a resolution directing the Town Assessor to grant exemptions pursuant to such section on the 2021 assessment roll to all property owners who received either of those exemption on the 2020 assessment roll, unless there has been a change in status that would no longer qualify the property owner, dispensing with the need for renewal applications from such persons,

and further dispensing with the requirement for assessors to mail renewal applications to such persons; and

WHEREAS, the Town of Clinton is desirous to adopt such resolution while also allowing the Assessor to require a renewal application to be filed when the Town Assessor has reason to believe that an owner who qualified for the exemption on the 2020 assessment roll may have since changed primary residence, added another owner to the deed, transferred the property to a new owner, or died;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Clinton directs the Town Assessor, pursuant to the NYS Governor's Executive Order 202.83 Continuing Temporary Suspension and Modification of Laws relating to the pandemic disaster emergency, specifically as it pertains to Senior and Disability Exemptions, Section 467 and 459-c of the Real Property Tax Law, to grant exemptions on the 2021 Assessment Roll to all property owners who received that exemption on the 2020 Assessment Roll, except in the case that there is a change of status that would no longer qualify the property owner, thereby dispensing with the need for renewal applications from such persons, and further dispensing with the requirement for assessors to mail renewal applications to such persons, and be it further

RESOLVED, the Town Assessor is authorized, directed and empowered to require a renewal application be filed when the Town Assessor has reason to believe that an owner who qualified for the exemption on the 2020 assessment roll has since changed primary residence, added another owner to the deed, transferred the property to a new owner, died or based upon other changed circumstances that would affect the property's qualification for an exemption(s).

Raymon Oberly, Town Supervisor voting AYE

Dean Michael, Councilman voting AYE

Chris Juliano, Councilman voting AYE

Nancy Cunningham, Councilwoman voting AYE

Michael Whitton, Councilman voting AYE

There being a majority of the Town Board voting to approve the resolution, the resolution was declared by the Supervisor to have been adopted.

Dated: December 29, 2020

TOWN OF CLINTON, NEW YORK

Town Clerk:



Carol Jean Mackin