

Local Law Filing

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
NOV 25 2005

MISCELLANEOUS
& STATE RECORDS

County _____
City of Hammond
 Town
 Village

Local Law No. 1 of the year 2005

A local law Enrolled Volunteer Firefighters and Volunteer
(Insert Title)
Ambulance Workers Real Property Tax Exemption Law

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

County _____
City of Hammond as follows:
 Town
 Village

See Attachment

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

Town of Hammond

LOCAL LAW NO 1 FOR THE YEAR 2005
TO ALLOW ENROLLED VOLUNTEER FIREFIGHTERS AND VOLUNTEER
AMBULANCE WORKERS TO BE ELIGIBLE FOR A REAL PROPERTY TAX
EXEMPTION UNDER RPTL-466-f

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

Section 1. Town intent. The Hammond Town Board recognizes the role of the volunteer firefighters and ambulance workers in securing the safety and well being of our Town citizens. The Hammond Town Board hereby finds that it is in the best social and economic interests of the Town of Hammond to encourage voluntarism for said purposes. To that end, by providing the following exemption it is the intent to so encourage voluntarism for our various fire and ambulance companies.

Section 2. Exemptions for certain volunteer firefighters and ambulance workers.

(A) Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in the Town of Hammond shall be exempt from taxation to the extent of ten percent of the assessed value of such property for town purposes, exclusive of special assessments, provided however, that such exemptions shall in no event exceed \$3,000. multiplied by the latest state equalization rate for the assessing unit in which such real property is located.

(B) Such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service residing in such town unless:

- (1) the applicant resides in the city, town or village which is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service;
- (2) the property is the primary residence of the applicant;
- (3) the property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for such applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section; and

- (4) the incorporated volunteer fire company or fire department and incorporated voluntary ambulance serve has submitted to the St. Lawrence county director of emergency services a complete list of enrolled members, with their respective dates of service for such incorporated voluntary fire company, or fire department, or incorporated voluntary ambulance service. The St. Lawrence County Director of Emergency Services shall then review all potential candidates and certify those that meet the necessary criteria to be eligible for this Exemption.

(C) Application for such exemption shall be filed with the assessor on or before the taxable status date on a form as prescribed by the state board.

(D) No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of this article on the effective date of this section shall suffer any diminution of such benefit because of the provisions of this section.

(E) Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service , shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within this state.

Section 3. Effective date. This act shall take effect immediately and shall apply to real property having a taxable status date on or after the first day of January 2006 next succeeding the date on which this act shall have become a law.

(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 05 of the (County)(City)(~~Town~~)(Village) of Hammond was duly passed by the Hammond Town Board on 11-7 2005, 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.

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

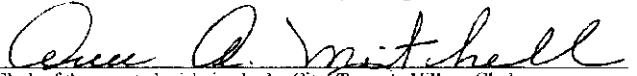
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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

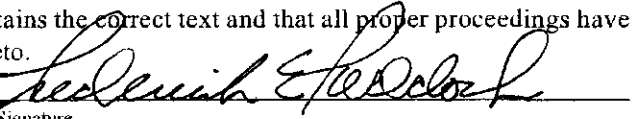
Date: November 15, 2005

(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 Saint Lawrence

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 of Hammond
Town
Village _____

Date: November 18, 2005