

Local Law No. 1 of the year 2016.

Town of Burke, County of Franklin

Title: The Title of this law shall be The local law to override the tax levy limit established in General Municipal Law 3-c of the Town of Burke , County of Franklin.

Be it enacted by the town board of the town of Burke, New York as follows:

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Burke pursuant to General Law § 3-c, and to allow the Town of Burke to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c. Various State unfunded mandates over burdening the Town of Burke and maintaining the current essential services to Burke Town residents have resulted in a the tax levy being increased beyond the tax levy limit.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax cap by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Burke, County of Franklin is hereby authorized to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law, § 3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

STATE OF NEW YORK
DEPARTMENT OF STATE

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ALBANY, NY 12231-0001
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ANDREW M. CUOMO
GOVERNOR

ROSSANA ROSADO
SECRETARY OF STATE

October 31, 2016

Elizabeth A Downing
Town Clerk
PO Box 121
Burke NY 12917

RE: Town of Burke, Local Law 1 2016, filed on October 31, 2016

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



Department
of State