



**OFFICE OF THE ALDEN TOWN CLERK**

Alyssa A. Cooper - 716.937.6969 ext. 2 - alyssa.cooper@erie.gov

I hereby certify that the Local Law annexed hereto, designated as Local Law No. 2 of 2026 of the Town of Alden was duly passed by the Alden Town Board on May 4, 2026, in accordance with applicable provisions of law.

I further certify that I have compared the proceeding local law with the original on file in this office and that the same is a correct transcript therefrom and the whole of such original local law and was finally adopted in the manner indicated above.

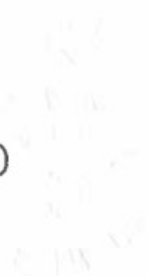
A handwritten signature in blue ink that reads "Alyssa A. Cooper". The signature is written in a cursive style and is positioned above a horizontal line.

Alyssa A. Cooper

Town Clerk

Dated January 8, 2026

(seal)





## TOWN OF ALDEN

NYS Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, N.Y. 12231

ENCLOSED IS LOCAL LAW NO. 2 OF THE YEAR 2026

ENTITLED LOCAL LAW No.: 2 of 2026 " No Exemption from Taxation for Certain Energy Systems"

This article shall be known and may be cited as "LOCAL LAW No.: 2 of 2026 Establishing A Local Government Code Enforcement Program."

We are submitting to the Department for filing.

Thank you.

Regards,

A handwritten signature in black ink, appearing to read "Alyssa A. Gooper".

Alyssa A. Gooper  
Town Clerk

Town of Alden

Dated 5/16/2026



TOWN OF ALDEN

STATE OF NEW YORK
COUNTY OF ERIE } SS
TOWN OF ALDEN

I, Alyssa A. Cooper Town Clerk of the Town of Alden, Erie County, New York, do hereby certify that an adjourned, regular meeting of the Town of Alden Board of the aforesaid Town, on the 4th day of May at the Alden Town Office Building, 3311 Wende Road, Alden, New York, the following Resolution was unanimously adopted, every member present voting therefore, to wit:

"SEE ATTACHED"

I, do further certify that I have compared the foregoing with the original minutes of the adjourned, special meeting of the Town Board of the said Town held on the 4th day of May And that the foregoing is a true and correct transcript from the said original minutes and the whole thereof and that the resolutions duly adopted by the said Town Board are on file in the Town Clerk's Office.

I do further certify that the following members of the Town Board were present at such meeting, namely.

- Colleen Pautler } Supervisor
Randy Crist } Councilperson
Gwendolyn Bork } Councilperson
Mark Drogi } Councilperson

Being all the persons constituting said Town Board of the Town of Alden, Erie County, New York.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the said Town of Alden, Erie County, New York this 4th day of May

SEAL

Handwritten signature of Alyssa A. Cooper, Town Clerk

**Local Law No. 2 of 2026 (text as of 4.6.26)**

**Town of Alden, County of Erie**

**Title: No Exemption from Taxation for certain energy systems**

**BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ALDEN, COUNTY OF ERIE AS FOLLOWS:**

**SECTION ONE Legislative Intent**

The intent of this local law is to allow the Town of Alden to opt out of certain energy systems real property tax exemptions pursuant to Real Property Tax Law § 487.

**SECTION TWO Authority**

This section is enacted pursuant to the Real Property Tax Law of the State of New York § 487[8](a), as well as the Municipal Home Rule Law (MHRL) with the procedural provisions of the MRHL controlling.

**SECTION THREE:** Article X, Section 314-26 of the Alden Town Code is hereby amended to read:

**§ 314-26 No exemption from taxation for certain energy systems.**

The Town Board of the Town of Alden shall not permit any exemption within its jurisdiction pursuant to § 487 of the Real Property Tax Law of the State of New York with respect to any solar, wind energy system, farm waste energy system, micro-hydroelectric energy system, fuel cell electric generating system, micro-combined heat and power generating equipment system, electric energy storage equipment or electric energy storage system, **or fuel-flexible linear generator electric generating system**, constructed subsequent to the effective date of this section.

**SECTION FOUR. 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 FIVE. Effective Date.**

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

## **RESOLUTION TO APPROVE LOCAL LAW NO. 2 OF 2026**

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER RANDY CRIST WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARK DROGLI.

**WHEREAS, a Proposed Local Law No. 2 of 2026 entitled “No Exemption from Taxation for certain energy systems” was introduced to the Alden Town Board for consideration by Councilman Crist on April 6, 2026.**

**WHEREAS, a resolution was duly adopted by the Alden Town Board calling a public hearing to be held by the Alden Town Board on May 4, 2026 at the Alden Town Hall, to hear all interested parties on a proposed Local Law,**

WHEREAS, notice of said public hearing was duly published in the Akron Bugle, and

**WHEREAS, said public hearing was duly held on May 4, 2026 and all parties in favor of and opposed to the local law were heard; and**

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act it has been determined by the Alden Town Board that the Local Law is a Type II Action, and

WHEREAS, the neighboring municipalities were given notice of the proposed Local Law by the Town Clerk on April 21, 2026, and

WHEREAS, the Town submitted the 239m Notice and a “no recommendation” was received on March 30, 2026;

**WHEREAS, the Alden Town Board, after due deliberation, finds it in the best interest of said the Town of Alden to adopt said Local Law.**

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:**

- 1. The Alden Town Board hereby adopts said Local Law No. 2 of the Year 2026 entitled “No Exemption from Taxation for certain energy systems”, a copy of which is attached hereto and made a part of this resolution,**
2. That the Alden Town Clerk enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Alden, and to give due notice of the adoption of said Local Law to the Secretary of State of New York, post the same on the Town Bulletin Board and publish the same in the Akron Bugle.

**3. This Resolution shall take effect immediately.**

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 4, 2026, as follows:

|                    |        |
|--------------------|--------|
| Councilman Crist   | Aye    |
| Councilwomen Bork  | Aye    |
| Supervisor Pautler | Aye    |
| Councilman Drogi   | Aye    |
| Councilman Kerl    | Absent |