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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.

VILLAGE OF MILLERTON

LOCAL LAW NO. 4 OF 2022

A Local Law to Amend the Village of Millerton Village Code by Amending Chapter 145 “Taxation”, Article III “Senior Citizens Tax Exemptions”, by modifying the Senior Citizen Real Property Tax Exemption Income Eligibility Levels.

Be it enacted by the Board of Trustees of the Village of Millerton as follows:

SECTION 1. LEGISLATIVE INTENT

The Village of Millerton recognizes that the elderly and aging members of our community often subsist on limited, fixed incomes, and face major aging-related expenses while being inhibited by the same from increasing their earning capacity; and,

The Village of Millerton further desires to encourage the elderly and aging members of our community to remain as active members of our community by making the Village more affordable and desirable place to retire and enjoy ones senectitude; and,

Whereas the longstanding public policy of the Village of Millerton has been to achieve the goals stated above by the exercise of its discretionary authority under New York Real Property Tax Law § 467 to afford property owners over the age of sixty-five (65) and under certain income levels within the Village partial property tax abatements, as adopted by the Village Board of the Village of Millerton in Local Laws No. 6 of 1986, No. 1 of 1989, No. 1 of 1991, No. 1 of 1995, No. 3 of 2009, and No. 2 of 2010; and,

Whereas the Assessor of the Town of Northeast and the Village of Millerton has requested an increase in the income threshold levels to reflect the increased cost of living since the Senior Citizens Tax Exemption enacted and amended as above as Ch. 145 of the Village of Millerton Code was last amended in 2010; and,

Whereas the Village Board of the Village of Millerton has reviewed the recommendations of the Assessor and has concurred with her recommendations and recognizes the need and utility of adopting the same.

SECTION 2. AUTHORITY

This Local Law of the Village of Millerton is hereby adopted pursuant to the authority granted to the Village of Millerton by New York Real Property Tax Law § 467 which specifically allows the Village Board to, after a public hearing, elect to exempt properties owned by one or more persons over the age of sixty-five (65) years in age, to the extent of fifty per centum of the assessed valuation thereof depending on income of the owner(s) of said property, pursuant to the further strictures contained in that law.

SECTION 3. CODE AMENDMENT

Section 145-3(A) of the Village of Millerton Code is amended to read as follows:

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 years of age or over, shall be exempt from taxation by the Village of Millerton in an amount corresponding to the following maximum annual income range and exemption percentages:

Maximum Annual Income Range	Percentage of Exemption
Less than \$35,000	50%
From \$35,000 to \$35,999	45%
From \$36,000 to \$36,999	40%
From \$37,000 to \$37,999	35%
From \$38,000 to \$38,899	30%
From \$38,900 to \$39,799	25%
From \$39,800 to \$40,699	20%
From \$40,700 to \$41,599	15%
From \$41,600 to \$42,499	10%
From \$42,500 to \$43,399	5%
\$43,400 or Greater	No Exemption

SECTION 4. SEVERABILITY

The provisions of this local law are severable. If any provision of this local law or the application thereof to any person, firm, corporation, or circumstance is adjudged invalid by a court of competent jurisdiction, such order or judgment shall not affect or impair the validity of the other provisions of this local law or the application thereof to other persons and circumstances.

SECTION 5. EFFECTIVE DATE

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Municipal Home Rule Law § 27(1).