

LOCAL LAW
NO.9
OF
2017

A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT established in General Municipal Law 3-c.

Be it enacted by the Town Board of the Town of Haverstraw as follows:

Section 1. Legislative Intent

It is the intent of this local law to override the tax levy limit on the amount of real property taxes that may be levied by the Town of Haverstraw, County of Rockland pursuant to General Municipal Law § 3-c, and to allow the Town of Haverstraw, County of Rockland to adopt a Town budget for (a) Town purposes (b) fire protection districts and (c) any other special or improvement district governed by the Town Board for the fiscal year 2018 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Due to a number of factors, the Town must override the tax levy limit. These factors include the following: The Town has received a large increase in the health insurance premiums to be paid for all of its employees. Also, the Town has had additional cost pushed onto the Town's levy by the County of Rockland such as the College Tuition Chargebacks, Election Cost and Tax Certiorari Refunds. Another substantial problem is the Taylor Law, mandating binding arbitration for Police Officers. The Town has seen an increase in salaries and retirement cost for Town Police Officers. Once again, this results in expenses to the Town that it cannot control and are forced upon it by the State of New York. For all of these reasons, most of which are State mandated costs, the Town has no alternative but to seek to override 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 levy limit 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 Haverstraw, County of Rockland is hereby authorized to adopt a budget for the fiscal year 2018 that requires a real property tax levy in excess of the limit specified 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 adjudged 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.