

Proposed Local Law No. 1 of 2014

Village of Port Henry, County of Essex, State of New York

A local law to override the tax levy limit established in General Municipal Law §3-c

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 Village of Port Henry pursuant to New York General Municipal Law Section 3-c and to allow the Village of Port Henry to adopt a budget for the fiscal year commencing June 1, 2014, that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Board of Trustees to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of the total voting power of the Board of Trustees.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Port Henry, County of Essex, State of New York, hereby overrides the tax levy limit under New York General Municipal Law Section 3-c for the Village of Port Henry for the fiscal year commencing June 1, 2014, and the Board of Trustees is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2014, that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, 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.