

INTRODUCTORY LOCAL LAW NO. 2 – 2009

LOCAL LAW NO. 1 – 2009

A LOCAL LAW AMENDING LOCAL LAW NO. 3 FOR 1995, AS AMENDED BY LOCAL LAW NO. 2 FOR 1998, TO PROVIDE FOR THE EXEMPTION FROM TAXATION BY THE COUNTY OF HERKIMER TO THE EXTENT OF FIFTY PER CENTUM OF THE ASSESSED VALUATION OF 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, OR SIBLINGS, ONE OF WHOM IS 65 YEARS OF AGE OR OVER

BE IT ENACTED by the Legislature of the County of Herkimer, New York, as follows:

Section 1. That 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, or real property owned by siblings (as defined in Section 467(1)(a) of the Real Property Tax Law), one of whom is 65 years of age or over, shall be exempted from taxation by the County of Herkimer to extent of 50 per centum of the assessed valuation thereof.

Section 2. No exemptions, as described in Section 1 hereof, shall be granted by the County of Herkimer unless there is compliance with the provisions of Section 467 of the Real Property Tax Law of the State of New York.

Section 3. No exemption, as described in Section 1 hereof, shall be granted in the event that the income of the owner, or the combined income of the owners of the property, for the tax year immediately preceding the date of making application for exemption exceeds the sum of \$15,000.

Section 4. The income ceiling set forth in Paragraph 3 above shall be applied to the assessment roll prepared for the imposition of County tax effective January 1, 2010 and succeeding years.

Section 5. This Local Law shall take effect immediately.

Dated: December 16, 2009.

Adopted: December 16, 2009