

**RESOLUTION**

Councilman \_\_\_\_\_, seconded by  
Councilman \_\_\_\_\_, introduced the following proposed  
local law, to be known as Local Law No. \_\_\_\_ of 2008, entitled A  
LOCAL LAW OF THE TOWN OF WASHINGTON, DUTCHESS COUNTY, NEW YORK  
ADOPTING THE EXEMPTION FOR PERSONS WITH DISABILITIES AND LIMITED  
INCOMES PURSUANT TO REAL PROPERTY TAX LAW SECTION 459-c AND  
INCREASING THE AMOUNT OF THE EXEMPTION FOR SENIOR CITIZENS  
PURSUANT TO REAL PROPERTY TAX LAW SECTION 467.

BE IT ENACTED by the Town Board of the Town of Washington  
that the Town Code is amended to read as follows:

Section 1. The Town of Washington Town Board hereby adopts  
the exemption for Exemption for Persons with disabilities and  
limited incomes to read in its entirety as follows:

Tax Exemptions for Persons with disabilities and limited incomes

A. Statutory authority

Tax exemptions under this article are provided pursuant to  
the authority granted under Real Property Tax Law Section 459-c  
and are subject to all the terms and provisions of that section.

B. Exemption stated

Subject to the terms of this local law, real property owned  
by one (1) or more persons with disabilities, or real property

owned by husband, wife, or both, or by siblings, at least one of whom has a disability, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under for the Senior Citizen's Exemption under RPTL Section 467, and whose income is limited by reason of such disability, shall be exempt from taxation by the Town of Washington to the extent of fifty per centum of the assessed valuation thereof.

C. Income limit

1. No owner or owners of real property shall be entitled to the exemption provided in this article if the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption exceeds \$27,000 ("Maximum Income") except as provided in Paragraph "2" below.
2. An owner or owners of real property with income in excess of the Maximum Income ("M") set forth in (C)(1) above shall be entitled to exemptions in accordance with the following schedule:

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FROM VALUATION
More than Maximum Income ("M") but less than (M + \$1,000)	45 per centum

(M + \$1,000) or more but less than (M + \$2,000)	40 per centum
(M + \$2,000) or more but less than (M + \$3,000)	35 per centum
(M + \$3,000) or more but less than (M + \$3,900)	30 per centum
(M + \$3,900) or more but less than (M + \$4,800)	25 per centum
(M + \$4,800) or more but less than (M + \$5,700)	20 per centum
(M + \$5,700) or more but less than (M + \$6,600)	15 per centum
(M + \$6,600) or more but less than (M + \$7,500)	10 per centum
(M + \$7,500) or more but less than (M + \$8,400)	5 per centum

Section 2. The Town of Washington Town Board hereby elects to amend and increase the maximum income eligibility level for the granting of the partial exemption from municipal taxation to person sixty-five (65) years of age or over pursuant to the authority of Paragraph (a) of subdivision 3 of Section 467 of the Real Property Tax Law as follows:

a. No owner or owners of real property shall be entitled to the exemption provided in Real Property Law Section 467 if the income of the owner or combined owners of the property for the income tax year immediately preceding the date of making

application for the exemption exceeds \$27,000 ("Maximum income") except as provided in subsection B, below.

b. An owner or owners of real property with income in excess of the maximum income set forth in Subsection A above shall be entitled to exemptions in accordance with the following schedule:

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FROM VALUATION
More than Maximum Income ("M") but less than (M + \$1,000)	45 per centum
(M + \$1,000) or more but less than (M + \$2,000)	40 per centum
(M + \$2,000) or more but less than (M + \$3,000)	35 per centum
(M + \$3,000) or more but less than (M + \$3,900)	30 per centum
(M + \$3,900) or more but less than (M + \$4,800)	25 per centum
(M + \$4,800) or more but less than (M + \$5,700)	20 per centum
(M + \$5,700) or more but less than (M + \$6,600)	15 per centum
(M + \$6,600) or more but less than (M + \$7,500)	10 per centum
(M + \$7,500) or more but less than (M + \$8,400)	5 per centum

Section 3. This local law shall take effect immediately upon filing with this state's Secretary of State.

Councilman \_\_\_\_\_ advised the Town Board that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this local law. Councilman \_\_\_\_\_ offered the following resolution which was seconded by Councilman \_\_\_\_\_, who moved its adoption:

WHEREAS, on October 9, 2008, Councilman \_\_\_\_\_ has introduced this local law for the Town of Washington, to be known as "Town of Washington Local Law No. \_\_ of the Year 2008, a local law of the Town of Washington, Dutchess County, New York, ADOPTING THE EXEMPTION FOR PERSONS WITH DISABILITIES AND LIMITED INCOMES PURSUANT TO REAL PROPERTY TAX LAW SECTION 459-c AND INCREASING THE AMOUNT OF THE EXEMPTION FOR SENIOR CITIZENS PURSUANT TO REAL PROPERTY TAX LAW SECTION 467

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 10 Reservoir Drive, Millbrook, New York, on \_\_\_\_\_, 2007 at \_\_\_\_\_ o'clock, \_\_.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of Washington, by the Town Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that the Town Board of the Town of Washington will hold a public hearing at the Town Hall, 10 Reservoir Drive, Millbrook, New York on \_\_\_\_\_, 2008 at \_\_\_\_\_ o'clock, \_\_\_\_m., on Local Law No. \_\_\_ of the Year 2008, ADOPTING THE EXEMPTION FOR PERSONS WITH DISABILITIES AND LIMITED INCOMES PURSUANT TO REAL PROPERTY TAX LAW SECTION 459-c AND INCREASING THE AMOUNT OF THE EXEMPTION FOR SENIOR CITIZENS PURSUANT TO REAL PROPERTY TAX LAW SECTION 467.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of Washington, at the Town Hall, 10 Reservoir Drive, Millbrook, New York between the hours of 9:00 a.m. to 12:30 p.m. and then between 1:30 p.m. to 3:00 p.m.. on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all person interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED:        Millbrook, New York  
                  October 9, 2008

\_\_\_\_\_  
MARY ALEX, TOWN CLERK

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Prisco	_____
Councilman Turletes	_____
Councilman Rappleyea	_____
Councilman Murphy	_____
Councilman Audia	_____

DATED: Millbrook, New York  
October 9, 2008

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MARY ALEX, Town Clerk  
Town of Washington

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