

Local Law No. 1 (One) of the Year 2012.

Village of Belmont, County of Allegany

A local law authorizing a property tax levy in excess of the limit established in General

Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this Local Law to allow the Village of Belmont to adopt a budget for the fiscal year commencing June 1st, 2012, which 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 a local government’s governing body 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 said governing body.

Section 3. Tax Levy Limit Override

The City Council/Board of Trustees of the City/Village of Belmont, County of Allegany, is hereby authorized to adopt a budget for the fiscal year commencing June 1st, 2012, 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 the adoption of the same by the Village board. Upon adoption of this Law it shall be filed with the Secretary of State for filing.

I herby certify that the Local Law annexed hereto, designated as Local Law #1 of 2012 of the Village of Belmont, was duly passed by the Village Board on the _____, day of _____, 2012, in accordance with the applicable provisions of law.

I further certify that I have compared the preceding Local Law with the Original on file in this office and that the same is a correct transcript thereof and of the whole of such original Local Law, and was finally adopted in the manner indicated in the paragraph above.

SEAL

Richard Hoshal Village Clerk
Village of Belmont

Dated: _____

STATE OF NEW YORK)

ss.:

COUNTY OF ALLEGANY)

I, THE UNDERSIGNED, HEREBY CERTIFY THAT THE FOREGOING Local Law contains the correct text and that the proper proceedings have been had or taken enactment of the Local Law annexed hereto.

Andrew J. Cornell Town Attorney
Village of Belmont

Dated: _____