

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~
~~City~~ of Lumberland
~~Town~~
~~Village~~

Local Law No. 1 of the year 2005.

A local law changing date of Grievance Day for filing of Real Property Tax
(Insert Title) Complaints pursuant to RPTL Section 12 (1-A)

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~County~~
~~City~~ of Lumberland as follows:
~~Town~~
~~Village~~

SECTION 2. PURPOSE AND INTENT

Local Law No. 1 of the year 2002 changed the date for the filing of real property tax complaints pursuant to RPTL Section 512 (1-a) from the fourth Tuesday in May to the first Wednesday after the fourth Tuesday in May. That change was required because the assessor was employed by another assessing unit and was unable to be present for the hearing of real property complaints on the fourth Tuesday in May.

Given that the Town now has a new assessor who can be present for the hearing of real property complaints on the fourth Tuesday in May, the traditional "grievance day", the Town Board now wishes to change "grievance day" back to the fourth Tuesday in May.

SECTION 3. NEW GRIEVANCE DAY

In view of the foregoing, the Town Board hereby re-establishes the fourth Tuesday in May as the new grievance day for the Town of Lumberland pursuant to RPTL Section 512 (1-a). The Board of Assessment Review shall continue to hear complaints regarding real property tax assessments for so many days thereafter as it deems necessary at times to be determined by said Board.

SECTION 4. TERM

The term of this amendment shall be indefinite. This local law shall remain in full force and effect until rescinded or superseded by subsequent local law.

SECTION 5. MANNER OF HEARING COMPLAINTS AND PROCEDURE

This change in date for grievance day shall not affect the manner of hearing complaints and procedures otherwise set forth in the Real Property Tax Law nor affect the prior procedures of the Board of Assessment Review consistent therewith.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2005 of the ~~(County)~~(City)(Town)(Village) of Lumberland was duly passed by the (Name of Legislative Body) on Feb. 9, 2005, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 20__, and was (approved)(not disapproved)(repassed after disapproval) by the _____ (Elective Chief Executive Officer*) and was deemed duly adopted on _____ 17__ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 20__, and was (approved)(not disapproved)(repassed after disapproval) by the _____ (Elective Chief Executive Officer*) on _____ 20__. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20__, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by _____ (Name of Legislative Body) on _____ 20__, and was (approved)(not disapproved)(repassed after disapproval) by the _____ (Elective Chief Executive Officer*) on _____ 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20__ in accordance with the applicable provisions of law.

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

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 therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Virginia V. Harris
Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: February 9, 2005

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF Sullivan

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Brian Edwards
Signature
Attorney for the Town
Title

XXXXXX
CITY
Town of Lumberland
XXXXXX
Date: 2/14/05

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~CITY~~

~~CITY~~

Town of LUMBERLAND

~~Village~~

Local Law No. 2 of the year 2005

A local law IMPOSING A SIX MONTH MORATORIUM ON CLUSTER BUILDING AND
(Insert Title) CLUSTER DEVELOPMENT

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

~~CITY~~

~~CITY~~

Town of LUMBERLAND as follows:

~~Village~~

SECTION 1. TITLE

This Local Law shall be referred to as the "Local Law imposing a a six month moratorium on cluster building and cluster development".

SECTION 2. PURPOSE AND INTENT - MORATORIUM ON CLUSTER BUILDING AND CLUSTER DEVELOPMENT

(A) Notwithstanding any other provisions of the Code of the Town of Lumberland, including but not limited to, the Planning and Zoning Laws of the Town of Lumberland, no cluster building or cluster development shall be permitted in any area or district of the Town of Lumberland for an interim period of six months from the effective date of this Local Law. During this period of time, the Town Board shall conduct research and hearings, if deemed necessary concerning the permitting of cluster buildings and/or cluster development within all or part of the Town of Lumberland. The period of six months may be extended by a further resolution of the Town Board for an additional period of six months, without enactment of a new Local Law or an amendment to this section.

(B) Definitions. As used in this section, the following terms shall have the meaning indicated:

1. Cluster Building
2. Cluster Development

SECTION 3. TERM

The moratorium imposed by this Local Law shall be in effect for a period of six months from the effective date of this Local Law.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

SECTION 4. PENALTIES

Any person, firm or corporation that shall be in violation of the provisions of this Local Law or shall otherwise violate any of the provisions of this Local Law shall be subject to:

- A. Such penalties as may otherwise be provided by applicable local laws, ordinances, rules and regulations of the Town of Lumberland for violations: and
- B. Injunctive relief in favor of the Town of Lumberland to cease any and all such actions which conflict with this Local Law and, if necessary, to remove any construction that may have taken place in violation of this Local Law.

SECTION 5. VALIDITY:

The invalidity of any provision of this Local Law shall not effect the validity of any other provision of this Local Law that can be given effect without such invalid provision.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

(Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 20⁰⁵ of the ~~(County)~~(City)(Town)(Village) of Lumberland was duly passed by the Town Board on April 4 2005, in accordance with the applicable provisions of law. (Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ in accordance with the applicable provisions of law. (Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law. (Elective Chief Executive Officer*)

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by _____ on _____ 20____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____ in accordance with the applicable provisions of law. (Elective Chief Executive Officer*)

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote majority of the qualified electors of such city voting thereon, at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

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 therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 , above.

Virginia V. Harris

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: April 5, 2005

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF Sullivan

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

Title

~~XXXXXX~~

~~XXXX~~

of Lumberland

Town

~~XXXXXX~~

Date: _____

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~
~~City~~ ofLUMBERLAND.....
Town
~~Village~~

Local Law No. 3 of the year 2005.

A local law INCREASE OF THE MAXIMUM EXEMPTION ALLOWABLE FOR VETERAN'S
(Insert Title) REAL PROPERTY TAX EXEMPTION

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

~~County~~
~~City~~ ofLUMBERLAND..... as follows:
Town
~~Village~~

SECTION 1. 458-a of the Real Property Tax Law authorizes a partial exemption from real property taxes on qualifying residential real property owned by veterans, as defined in the Real Property Tax Law.

SECTION 2. Subdivision 2(d) (ii) of 428-a of the Real Property Tax Law authorizes counties, cities, towns, and villages to reduce or increase the maximum exemption allowable, by local law, and in regard to the veterans who own residential real property within Sullivan County, it is the intention of the Sullivan County Legislature to increase the maximum exemption allowable on Sullivan County properties to reward veterans for their valued service to our Country.

SECTION 3. The Sullivan County Code Chapter 182 is hereby amended to enact a new Part 10 to read as follows:

"Part 10 Veterans' Real Property Tax Exemption.

182-84 Notwithstanding any of the statutory maximum set forth in Subsection 2(a), (b), and (c) of Section 458-a of the Real Property Tax Law, pursuant to the authority contained in Subsection 2 (d) of Section 458-a of the Real Property Tax Law the maximum exemption allowable for the Veterans' Real Property Tax Exemptions under paragraphs 2(a), (b), and (c), in Sullivan County, shall be increased to twenty-seven thousand dollars, eighteen thousand dollars, and ninety thousand dollars, respectively."

SECTION 4. This local law shall take effect as of the date of filing in the office of the Secretary of State.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2005 of the ~~(County)~~(City)(Town)(Village) of LIMBERLAND was duly passed by the (Name of Legislative Body) on 20, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not disapproved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 17__ in accordance with the applicable provisions of law.
(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 20__. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20__, in accordance with the applicable provisions of law.
(Elective Chief Executive Officer*)

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by _____ on _____ 20__, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20__ in accordance with the applicable provisions of law.
(Elective Chief Executive Officer*)

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5. (City local law concerning Charter revision proposed by petition.)

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the City of _____ having been submitted to referendum pursuant to
provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote
of a majority of the qualified electors of such city voting thereon, at the (special)(general) election held on
_____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____
of the County of _____, State of New York, having been submitted to
the electors at the General Election of November _____, 20____, pursuant to subdivisions 5 and 7 of
section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the
qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns
of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

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 therefrom and of the whole of such original local law, and was finally adopted
in the manner indicated in paragraph 1, above.

Virginia V. Harris

Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: December 15, 2005

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or
other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF Sullivan

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper
proceedings have been had or taken for the enactment of the local law annexed hereto.

Bill Edwards

Signature

Attorney for Town

Title

XXXXXX
XXXX of Lumberland
Town

XXXXXX

Date: 12/22/05

Resolution # 120, 2005

RESOLUTION - LOCAL LAW #3, 2005
INCREASE OF THE MAXIMUM EXEMPTION ALLOWABLE
FOR VETERAN'S REAL PROPERTY TAX EXEMPTION

WHEREAS: the Town Board of the Town of Lumberland has been presented Local Law # 3, 2005 entitled INCREASE OF THE MAXIMUM EXEMPTION ALLOWABLE FOR VETERAN'S REAL PROPERTY TAX EXEMPTION, and

WHEREAS: a Public Hearing was held on Wednesday, December 14, 2005 at 7:30 p.m. at the Town Hall in Glen Spey, N.Y. for the purpose of consideration of Local Law #3, 2005.

NOW, THEREFORE, BE IT RESOLVED: that the Town Board of the Town of Lumberland approve Local Law #3, 2005, which is entitled: INCREASE OF THE MAXIMUM EXEMPTION ALLOWABLE FOR VETERAN'S REAL PROPERTY TAX EXEMPTION to be and hereby is adopted effective upon filing with the Secretary of State.

MOTION BY: Supervisor John LiGreci

SECOND BY: Councilman Joseph Carr

VOTE: 5 - 0

ADOPTED BY THE TOWN BOARD OF THE TOWN OF LUMBERLAND
VIRGINIA V. HORN
TOWN CLERK
DECEMBER 14, 2005

TOWN OF LUMBERLAND
OFFICE OF THE ATTORNEY FOR THE TOWN

BRIAN T. EDWARDS, ESQ.
13 LIBERTY STREET - P.O. DRAWER 1040
MONTICELLO, NEW YORK 12701
(845) 794-5000
FAX (845) 794-5606

December 29, 2005

New York State Department of State
State Records and Law Bureau
162 Washington Avenue
Albany, NY 12232

Re: Town of Lumberland (County of Sullivan)
Local Law #3 for 2005

Dear Sir or Madam:

Please be advised that the undersigned is the attorney for the Town of Lumberland. Enclosed herewith please find one certified copy of Local Law #3 for the year 2005.

Should you require anything further from the undersigned relative to the filing of the Local Law, please do not hesitate to contact me.

Very truly yours,

Brian T. Edwards

BTE/pas
3325-059

Encls.

cc: Town of Lumberland (w/ encl.)
Attn: Virginia Horn, Town Clerk
PO Box 417
Glen Spey, NY 12737

via: Certified Mail - Return Receipt Requested