

(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 2006

A local law VOLUNTEER FIREFIGHTER'S & AMBULANCE CORP. REAL PROPERTY
(Insert Title) TAX EXEMPTION

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

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

SECTION 1. Section 466-f of the Real Property Tax Law authorizes a partial exemption from real property taxes for enrolled members of an incorporated volunteer fire company, fire department or incorporated volunteer ambulance service or such enrolled member and spouse residing in Sullivan County, or any other county having a population of more than 73,000 inhabitants but less than 74,000 inhabitants, determined in accordance with the latest federal decennial census.

SECTION 2. The partial exemption from real property taxes provided for in Section 466-f applies only to enrolled members of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who can demonstrate the following: a. that they reside in the city, town, or village served by such incorporated volunteer fire company or fire department or incorporated volunteer ambulance service; (b) that the real property for which the exemption is applied for is the primary residence of the applicant; (c) that the real property for which the exemption is applied for is used exclusively for residential purposes, provided, however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining residential portion, only, shall be entitled to the exemption provided for in Section 466-f of the Real Property Tax Law; and (d) the applicant has been certified by the authority having jurisdiction for the incorporated volunteer fire company or fire department as an enrolled member of such incorporated volunteer fire company or fire department for at least five years or the applicant has been certified by the authority having jurisdiction for the incorporated voluntary ambulance service as an enrolled member of such incorporated voluntary ambulance services for at least five years.

SECTION 3. Section 466-f of the Real Property Tax Law further provides that any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than 20 years of active service and is so certified by the authority having jurisdiction thereof, shall be granted the partial exemption from real property taxes provided for in Section 466-f of the Real Property Tax Law for the remainder of his or her life.

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

SECTION 4. The amount of the partial exemption from real property taxes shall be 10 percent of the assessed value of such real property for city, village, town, part town, special district, school district, fire district or county purposes, exclusive of special assessments, provided, further, that such exemption shall in no event exceed \$3,000.00 multiplied by the latest state equalization rate for the assessing unit in which such real property is located.

SECTION 5. Application for such exemption shall be filed with the assessor or other agency, department or office designated by the municipality, school district and/or fire district offering such exemption on or before the taxable status date on a form as prescribed by the state board.

SECTION 6. No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of this article on the effective date of this section shall suffer any diminution of such benefit because of the provisions of this section.

SECTION 7. The Town of Lumberland hereby adopts all of the partial exemption from real property taxes provided for in Section 466-f of the Real Property Tax Law. The Town of Lumberland finds that volunteer firefighters and ambulance workers provide critical life saving services to our community at no cost and that the Town of Lumberland has greatly benefitted from the services they provide. In providing these individuals with the partial tax exemption from real property taxes provided for by Section 466-f of the Real Property Tax Law, it is hoped that the brave and selfless acts these volunteers perform on a daily basis are acknowledged.

SECTION 8. This local law shall take effect on the first day of January 2007 and shall apply to taxable status dates occurring on or after such date.

(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 2006 of the ~~(County)~~(City)(Town)(Village) of LIMBERLAND was duly passed by the TOWN BOARD on Jan. 18 2006, 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 _____ 17____ in accordance with the applicable provisions of law.
(Name of Legislative Body) (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.
(Name of Legislative Body) (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.
(Name of Legislative Body) (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____ 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:

January 19, 2006

(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.

Bruce Edwards

Signature

Attorney for the Town

Title

XXXXXX

City

Town

XXXXXX

of Lumberland

Resolution # 31, 2006

RESOLUTION - LOCAL LAW #1, 2006
VOLUNTEER FIREFIGHTER'S & AMBULANCE CORP.
REAL PROPERTY TAX EXEMPTION

WHEREAS: the Town Board of the Town of Lumberland has been presented Local Law #1, 2006 entitled: VOLUNTEER FIREFIGHTER'S & AMBULANCE CORP. TOWN OF LUMBERLAND REAL PROPERTY TAX EXEMPTION, and

WHEREAS: a Public Hearing was held on Wednesday, January 18, 2006 at 7:26 p.m. at the Town Hall in Glen Spey, N.Y. for the purpose of consideration of Local Law #1, 2006, and

WHEREAS: this bill will allow the Town of Lumberland Volunteer Firefighter's & Ambulance workers a 10% tax exemption, up to \$3,0000.

WHEREAS: the exemption to qualify will be a minimum of 5 years and/or 20 years of service.

NOW, THEREFORE, BE IT RESOLVED: that the Town Board of the Town of Lumberland approve Local Law #3, 2005, which is entitled: VOLUNTEER FIREFIGHTER'S & AMBULANCE CORP. REAL PROPERTY TAX EXEMPTION to be and hereby is adopted effective upon filing with the Secretary of State.

MOTION BY: Councilman Faber Wilson

SECOND BY: Supervisor John LiGreci

VOTE: 5 - 0

ADOPTED BY THE TOWN BOARD OF THE TOWN OF LUMBERLAND
VIRGINIA V. HORN
TOWN CLERK
JANAUARY 18, 2006

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(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. 2 of the year 2006...

A local law AMENDMENT TO LOCAL LAW #1-2006 - VOLUNTEER FIREFIGHTER'S
(Insert Title) & AMBULANCE CORP. REAL PROPERTY TAX EXEMPTION

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

County
City of LUMBERLAND as follows:
Town
Village

SECTION 8 of Local Law #1-2006 shall be amended to read as follows:

SECTION 8. This local law shall take effect immediately and shall apply to all future taxable status dates.

(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. 2 of 2006 of the ~~(County)(City)(Town)(Village)~~ of LUMBERLAND was duly passed by the TOWN BOARD on February 22, 2006 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19____ in accordance with the applicable provisions of law.
(Name of Legislative Body) (Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. 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 _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body) (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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body) (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 19____ 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 _____ 19____, 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 19____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 19____, 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

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

Date: February 23, 2006

(Seal)

(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.

Bein Edwards

Signature

Attorney for the Town

Title

~~County~~

~~City~~

of Lumberland

~~Town~~

~~Village~~

Date: 2/27/06

Resolution # 39, 2006

**RESOLUTION - LOCAL LAW #2, 2006 ENTITLED:
AMENDMENT TO LOCAL LAW #1, 2006
VOLUNTEER FIREFIGHTER'S & AMBULANCE CORP.
REAL PROPERTY TAX EXEMPTION**

WHEREAS: the Town of Lumberland is in need of amending Local Law #1, 2006, and

WHEREAS: the Town Board of the Town of Lumberland has been presented Local Law #2, 2006 entitled: AMENDMENT TO LOCAL LAW #1, 2006 - VOLUNTEER FIREFIGHTER'S & AMBULANCE CORP. TOWN OF LUMBERLAND REAL PROPERTY TAX EXEMPTION, and

WHEREAS: a Public Hearing was held on Wednesday, February 22, 2006 at 7:00 p.m. at the Town Hall in Glen Spey, N.Y. for the purpose of consideration of Local Law #2, 2006, and

NOW, THEREFORE, BE IT RESOLVED: that the Town Board of the Town of Lumberland approve Local Law #2, 2006, which is entitled: AMENDMENT TO LOCAL LAW #1, 2006 - VOLUNTEER FIREFIGHTER'S & AMBULANCE CORP. 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 Faber Wilson

VOTE: 5 - 0

ADOPTED BY THE TOWN BOARD OF THE TOWN OF LUMBERLAND
VIRGINIA V. HORN
TOWN CLERK
FEBRUARY 22, 2006

(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.

~~XXXXX~~
~~City~~
Town
~~Village~~

ofLUMBERLAND.....

Local Law No.3..... of the year 2006..

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

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

~~XXXXXX~~
~~City~~
Town
~~Village~~

ofLUMBERLAND..... as follows:

SECTION 1. TITLE

This Local Law shall be referred to as the "Local Law imposing 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.

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.)

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

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2006 of the ~~(County)~~(City)(Town)(Village) of Lumberland was duly passed by the Town Board on March 15, 2006, 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 _____ 17____ in accordance with the applicable provisions of law.
(Name of Legislative Body) (Elective Chief Executive Officer*)

(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.
(Name of Legislative Body) (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 the _____ 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.
(Name of Legislative Body) (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.

(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

Date: March 16, 2006

(Seal)

(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.

B. Edwards
Signature

Attorney for the TOWN
Title

XXXXXX
XXXX of Lumberland
Town
XXXXXX