

(Please Use this Form for Filing your 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 Livingston
~~Town~~
Village

Local Law No. 2 of the year 19 84

A local law providing for the collection of delinquent village taxes by the County of Livingston (insert title)

Be it enacted by the County Legislature of the (Name of Legislative Body)

County
~~City~~ of Livingston, State of New York as follows:
~~Town~~
Village SECTION 1. LEGISLATIVE INTENT

The purpose of this Local Law is to provide for the collection by the County of Livingston of certain delinquent Village taxes in accordance with Section 1442 of the Real Property Tax Law of the State of New York.

SECTION 2. RESOLUTION BY VILLAGES

Villages requesting collection of delinquent Village taxes shall file with the Livingston County Treasurer and the Clerk of the Livingston County Board of Supervisors a certified copy of the resolution of the Village Board of Trustees requesting such collection. Such resolution shall be filed with the Livingston County Treasurer and the Clerk of the Livingston County Board of Supervisors on October 1 of the year in question.

SECTION 3. TRANSMISSION OF DELINQUENT TAXES FROM THE VILLAGE TO THE COUNTY

At such time as the resolution is filed as provided for in Section 2. of this Local Law, the Village Board shall transmit to the Livingston County Treasurer in such form as may be prescribed by the County Treasurer the account of all unpaid taxes and certificate of delinquencies. Upon delivery to the County Treasurer of the account and certificate of unpaid Village taxes, a penalty of five percentum (5%) shall be added to each amount currently due and owing. The amount of penalty and interest accumulated on any delinquent account at the time such account is transmitted to the County Treasurer shall be included in and be deemed part of the amount of the unpaid tax for purposes of payments to the Village from the County Treasurer and for purposes of computing the additional percentage to be levied by the Board of Supervisors of Livingston County. Following such transmission, the delinquent taxes, with interest, may be paid to the Livingston County Treasurer at any time prior to relevy of said taxes by the Livingston County Legislature. The payment of delinquent taxes will not be accepted by the County Treasurer after relevy of unpaid taxes.

SECTION 4. PAYMENT OF DELINQUENT TAXES BY THE COUNTY TO THE VILLAGE

After transmission of delinquent Village taxes by the Village to the Livingston County Treasurer, the County Treasurer shall make payment of such taxes, together with interest and penalties in accordance with the provisions of Section 1442 of the Real Property Tax Law of the State of New York. The County Treasurer will pay to the Village Treasurer the amount of the delinquent taxes, including interest accumulated to the time of the return of the tax roll by the Village Treasurer to the Village Board of Trustees, on or before the first day of April following the receipt of the amount and certification of delinquent Village taxes. Provided,

(If additional space is needed, please attach sheets of the same size as this and number each)

however, that the County Treasurer shall retain the five percent (5%) penalty imposed pursuant to paragraph (a) of Subdivision 4 of Section 1436 of the Real Property Tax Law.

SECTION 5. FULL JURISDICTION

Nothing herein shall be construed to limit the authority of the Livingston County Board of Supervisors and/or Livingston County Treasurer to enforce and collect delinquent county taxes as otherwise provided by law.

SECTION 6. VALIDITY

Should any section of the Local Law be declared by a Court of competent jurisdiction to be invalid, such decision and determination shall not affect the validity of the remainder of this Local Law or any other part thereof.

SECTION 7. EFFECTIVE DATE

This Local Law shall take effect immediately upon adoption.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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 1984.....
County
of the ~~City~~ of Livingston..... was duly passed by the Board of Supervisors.....
~~Town~~ (Name of Legislative Body)
~~Village~~
on March 28,..... 1984.. in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
City
of the Town of..... was duly passed by the
Village (Name of Legislative Body)
on 19..... and was approved not disapproved by the
repassed after disapproval Elective Chief Executive Officer *
and was deemed duly adopted on 19....., 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 19.....
County
City
of the Town of..... was duly passed by the
Village (Name of Legislative Body)
on 19..... and was approved not disapproved by the
repassed after disapproval Elective Chief Executive Officer *
on 19..... Such local law was submitted to the people by reason of a
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19....., in accordance with the appli-
annual
cable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
City
of the Town of..... was duly passed by the on
Village (Name of Legislative Body)
..... 19..... and was approved not disapproved by the on
repassed after disapproval Elective Chief Executive Officer *
..... 19..... Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
..... 19....., 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 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 § 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 election held on 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 above.

James L. Gershad
Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: March 28, 1984

(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 Livingston

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.

William J. ...
Signature
COUNTY ATTORNEY
Title

Date: March 28, 1984

County
City of Livingston
Town
Village