

FILED

AUG 21 2008

**TOWN OF NORTHUMBERLAND  
LOCAL LAW #2 OF 2008**

**MISCELLANEOUS  
& STATE RECORDS**

**A LOCAL LAW ADDING ARTICLE VII TO THE TOWN CODE,  
AUTHORIZING A PARTIAL EXEMPTION FROM REAL PROPERTY TAXES  
ON RESIDENTIAL PROPERTY OWNED AND OCCUPIED BY VETERANS OF  
THE COLD WAR**

Be it enacted by the Town Board of the Town of Northumberland as follows:

**Section 1: PURPOSE**

New York State authorizes counties, towns and villages to make available a partial property tax exemption to qualified veterans of the Cold War. The Town Board of the Town of Northumberland has determined that it is appropriate to make this exemption available to qualified veterans of the Cold War in recognition of their service to our country.

**Section 2: ADOPTION**

- (A) The Town of Northumberland hereby adopts the partial exemption from real property taxation for owner-occupied real property owned by qualified veterans of the Cold War authorized by Section 458-b, of the New York State Real Property Tax Law.
- (B) Subject to the provisions of Section 3 of this Local Law, this exemption shall be administered in accordance with the definitions and procedures of Section 458-b of the Real Property Tax Law, as originally enacted by Chapter 655 of the Laws of 2007 and any applicable amendments enacted thereafter.

**Section 3: DEFINITION**

- (A) **COLD WAR VETERAN** – male or female, who served on active duty for a period of more than three hundred sixty five (365) days in the United States armed forces, during the time period from September second, nineteen hundred forty five to December twenty six, nineteen hundred ninety one and who was discharged or released from under honorable conditions and has been awarded the Cold War recognition certificate as authorized under Public Law 105-85, the 1998 National Defense Authorization Act.

**Section 4: EXEMPTION LIMITATIONS**

- (A) Subject to the maximum specified in paragraph (B) of this section, the qualified Cold War Veteran shall be entitled to a reduction of fifteen percent of the assessed value of his or her residence.

(B) Notwithstanding paragraph (A) of this section, an exemption granted pursuant to this Local Law shall not exceed the product of \$6,000 multiplied by the latest State equalization rate.

(C) In addition to the exemption provided by paragraphs (A) and (B) of this section, where the Cold War veteran received a compensation rating from the United States veterans affairs or from the United States Department of Defense because of a service connected disability; qualifying residential real property shall be exempt from taxation to the extent of the product of the assessed value of such property, multiplied by fifty percent of the Cold War veteran disability rating, provided, however, that such exemption shall not exceed \$20,000, or the product of \$20,000 multiplied by the latest State equalization rate for the assessing unit.

**Section 5: EFFECTIVE DATE**

The Local Law shall take effect immediately

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(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 20 08 of the (County)(City)(Town)(Village) of Northumberland was duly passed by the Town Board on August 7 2008, 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 approved) (Name of Legislative Body) and was deemed duly adopted (repassed after disapproval) by the (Elective Chief Executive Officer\*) on 20, 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 on 20, and was (approved)(not approved) (Name of Legislative Body) on 20 (repassed after disapproval) by the (Elective Chief Executive Officer\*)

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 the on 20, and was (approved)(not approved) (Name of Legislative Body) on 20. Such local (repassed after disapproval) by the (Elective Chief Executive Officer\*) 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 chairperson 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 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.

*Denise D. Murphy*  
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body

Date: \_\_\_\_\_

08/08/08

(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 Saratoga

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.

*Ray H. W.*  
Signature

Title

Town Attorney

County  
City of  
Town  
Village

Northumberland

Date: \_\_\_\_\_

08/09/08

**MAR 18 2009**

**Town of Northumberland**

**Local Law No. 1 of the year 2009**

**MISCELLANEOUS  
& STATE RECORDS**

**A Local Law allowing the Town Attorney of the Town of Northumberland at the time of his/her appointment and throughout his/her term of office need not be an elector of the Town of Northumberland so long as he/she is a resident of the County of Saratoga, Warren or Washington of the State of New York**

**Be it enacted by the Town Board of the Town of Northumberland as follows:**

**SECTION 1. AUTHORITY**

This Local Law is enacted pursuant to the authority of Chapter 365 of the laws of 1976 which added a new subparagraph (3) to paragraph d of subdivision 1 of section 10 of the Municipal Home Rule Law, authorizing a town to adopt a Local Law which may amend or supersede in its application to it, any provision of the Town Law relating to the property, affairs or government of the town or in relation to any of the other enumerated subject matters in such section 10, unless there is a State legislative restriction on such amendment or supersession.

**SECTION 2. ELIGIBILITY OF TOWN ATTORNEY**

Subdivision 1 of section 23 of the Town Law is hereby amended and superseded in its application to the Town of Northumberland to provide that the Town Attorney of the Town of Northumberland at the time of his/her appointment(s) and throughout his/her term of office need not be an elector of the Town of Northumberland so long as he/she is a resident of the County of Saratoga, Warren or Washington of the State of New York. A new sentence is hereby inserted at the end of subdivision 1 of section 23 of the Town Law, to read and provided as follows: "The Town Attorney of the Town of Northumberland at the time of his/her appointment and throughout his term of office need not be an elector of the Town of Northumberland as long as he/she is a resident of the County of Saratoga, Warren or Washington of the State of New York."

**SECTION 3. EFFECTIVE DATE**

This Local Law shall take effect immediately when it is filed in the office of the Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

(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 20 09 of the (County)(City)(Town)(Village) of Northumberland was duly passed by the Northumberland Town Board on March 5 20 09, 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 approved) (Name of Legislative Body) and was deemed duly adopted (repassed after disapproval) by the (Elective Chief Executive Officer\*) on 20 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 on 20, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the on 20 (Elective Chief Executive Officer\*)

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 the on 20, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the on 20 (Elective Chief Executive Officer\*) 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 chairperson 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 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.

*Denise D. Murphy*  
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body.

Date: 03/12/09

(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 Saratoga

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]*  
Signature

Title

Town Attorney

County

City of

Town

Village

Northumberland

Date: 3/16/09

JUN 10 2009

**Town of Northumberland Local Law No. 2 of the year 2009.**

**MISCELLANEOUS  
& STATE RECORDS**

A Local Law establishing a temporary moratorium on the further consideration or approval by the Northumberland Town Planning Board of any proposed construction of cell towers communication towers, or radio antennas .

Be it enacted by the Town Board of the Town of Northumberland as follows;

Section 1

The Town of Northumberland is considering updates to its comprehensive plan with the intention of subsequently enacting revisions to its existing zoning ordinance. Among the considerations regarding development in the Town are the protection of the community's agricultural character, open space, aesthetic and other natural resources. Tall, pole or lattice-type structures such as cell towers, communication towers, radio towers and similar structures could adversely affect these important resources if they are not properly located and sited in the Town.

Section 2

There is enacted a temporary moratorium on the further consideration or approval by the Northumberland Town Planning Board of any proposed construction of cell towers, communications towers, radio towers or similar pole or lattice structures within the Town. This moratorium shall continue for a period of six (6 ) months from the effective date of this local law.

Section 3

This local law shall take effect immediately.



(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 20 09 of the (County)(City)(Town)(Village) of Northumberland was duly passed by the Northumberland Town Board on June 4, 2009, in accordance with the applicable (Name of Legislative Body) 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 approved) (Name of Legislative Body) and was deemed duly adopted (repassed after disapproval) by the (Elective Chief Executive Officer\*) on 20, 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 on 20, and was (approved)(not approved) (Name of Legislative Body) on 20 (repassed after disapproval) by the (Elective Chief Executive Officer\*) 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 the on 20, and was (approved)(not approved) (Name of Legislative Body) on 20. Such local (repassed after disapproval) by the (Elective Chief Executive Officer\*) 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 chairperson 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 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.

*Denise D. Murphy*  
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body

Date: June 5, 2009

(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 \_\_\_\_\_ Saratoga \_\_\_\_\_

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]*  
Signature

Title

*Town Attorney*

XXX  
County

XX  
City

of

Town

XXXX

Northumberland

Date:

6 / 5 / 09