

9116

2009-2010 Regular Sessions

I N A S S E M B L Y

September 4, 2009

Introduced by M. of A. WEISENBERG -- read once and referred to the
Committee on Local Governments

AN ACT in relation to authorizing the Bay Park fire district to refund
and pay a portion of the existing funds in its capital reserve account
to the taxpayers of the district

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Notwithstanding the provisions of any general, special, or
2 local law to the contrary, including but not limited to any provision
3 set forth in section 6-g of the general municipal law, the Bay Park fire
4 district in the town of Hempstead, county of Nassau, is hereby author-
5 ized to refund and pay to the taxpayers of the district a portion of the
6 unexpended funds contained in the district's existing capital reserve
7 fund, as provided in accordance with this act.
8 S 2. Such refund shall be of an amount to be determined by resolution
9 of the board of fire commissioners of the district, except that the
10 total amount of the refund shall not exceed such aggregate sum as would
11 leave less than \$25,000.00 remaining in the fund for use in connection
12 with future capital expenditures. The board of fire commissioners, by
13 resolution, may order that the refund be distributed to the taxpayers in
14 one lump sum, or in equal installments over a period of consecutive
15 years, not to exceed five years. The refund shall be provided to the
16 owners of the taxable properties of the district, in proportion to the
17 assessed valuations of such properties that are in effect during the tax
18 year in which the refund or any part thereof is provided.
19 S 3. This authorization shall apply only to funds placed in the
20 district's capital reserve account prior to the effective date of this
21 act, and any interest thereon.
22 S 4. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD14666-01-9