S T A T E O F N E W Y O R K

3316

2009-2010 Regular Sessions

I N A S S E M B L Y

January 26, 2009

Introduced by M. of A. MAGEE -- read once and referred to the Committee on Real Property Taxation

AN ACT to amend the real property tax law, in relation to partial exemption of farm cold storage facilities or coolers for fruit

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

Section 1. The real property tax law is amended by adding a new section 483-e to read as follows:

S 483-E. FARM COLD STORAGE FACILITIES OR COOLERS FOR FRUIT. 1. STRUCTURES PERMANENTLY AFFIXED TO AGRICULTURAL LAND AND BEING COLD STORAGE FACILITIES OR COOLERS USED TO HOLD FRUIT GROWN ON SUCH LAND BY THE OWNER OF SUCH STRUCTURE WHILE SUCH FRUIT IS AWAITING SHIPMENT TO MARKET SHALL BE EXEMPT FROM TAXATION, SPECIAL AD VALOREM LEVIES AND SPECIAL ASSESSMENTS TO THE EXTENT OF ONE-HALF OF THE ASSESSED VALUE THEREOF.

2. THE EXEMPTION PROVIDED BY SUBDIVISION ONE OF THIS SECTION SHALL ONLY BE GRANTED UPON THE APPLICATION OF THE OWNER OF THE PROPERTY UPON WHICH SUCH STRUCTURES ARE LOCATED, ON A FORM TO BE PRESCRIBED BY THE STATE BOARD. SUCH APPLICATION SHALL BE FILED ON OR BEFORE THE APPROPRIATE TAXABLE STATUS DATE WITH THE ASSESSOR OF THE MUNICIPALITY HAVING THE POWER TO ASSESS REAL PROPERTY. ONCE AN EXEMPTION IS GRANTED, NO RENEWAL THEREOF SHALL BE NECESSARY.

S 2. This act shall take effect immediately and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after such date.

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

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