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

S. 7503 A. 10718

S E N A T E - A S S E M B L Y

April 16, 2010

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

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

AN ACT to amend chapter 246 of the laws of 1916 relating to the extermination of mosquitoes and the establishment of districts therefor, in relation to authorization for the amount of the annual appropriation by the town of Southold for the Orient mosquito district

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

Section 1. Section 1 of chapter 246 of the laws of 1916 relating to the extermination of mosquitoes and the establishment of districts therefor, as amended by chapter 496 of the laws of 2002, is amended to read as follows:

Section 1. The town board of any town in the county of Suffolk may establish one or more districts for the purposes of this act within the town and outside the boundaries of any incorporated village on the petition of a majority of the owners of taxable real property in the proposed district. The petition must be signed by the petitioners and acknowledged in the same manner as a deed to be recorded. Such petition, accompanied with a map showing the boundaries of the proposed district, shall be filed with the town clerk. If any such district be established, the town board shall thereafter include in the annual budget of taxes to be levied by the board of supervisors a sum not exceeding three thousand dollars except that in the town of Southold, the town board shall thereafter include in its annual budget for the Orient mosquito district, established pursuant to this chapter, a sum not exceeding [eighty] ONE HUNDRED TWENTY thousand dollars for the extermination of mosquitoes in such district, which sum shall be levied by such board of supervisors upon the property subject to taxation in the district as so established. ANY INCREASE IN SUCH SUM MADE PURSUANT TO A CHAPTER OF THE LAWS OF TWO THOUSAND TEN WHICH AMENDED THIS SECTION SHALL BE SUBJECT TO A PERMISSIVE

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

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REFERENDUM BY THE AFFIRMATIVE VOTE OF ELIGIBLE VOTERS IN THE ORIENT MOSQUITO DISTRICT. For the purpose of the levying of such tax, the town board shall apportion the same pro rata upon such taxable property and transmit a certified statement thereof to the board of supervisors. Such apportionment shall be on the basis of the valuation of such property as fixed by the last preceding assessment roll of the town. After the boundaries of such district shall have been established, if any farm or lot or the real property of a corporation or joint stock association shall have been divided by any such boundary line, it shall be the duty of the town assessors, after fixing the valuation of the whole of such real property as now required by the law, to determine what portion of such valuation is on account of that part of such real property lying within such district.

S 2. This act shall take effect immediately.