

4640

2013-2014 Regular Sessions

I N   S E N A T E

April 16, 2013

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

AN ACT to authorize the village of Montebello to file an application for exemption from real property taxes for certain parcels of land located in the town of Ramapo, county of Rockland

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

1     Section 1. Notwithstanding any other provision of law to the contrary,  
2     the assessor of the town of Ramapo, is hereby authorized to accept from  
3     the village of Montebello, an application for exemption from real prop-  
4     erty taxes pursuant to section 406 of the real property tax law for the  
5     2009 assessment roll, for the parcel owned by such village, which is  
6     located in the village of Montebello at 5 Montebello Road, otherwise  
7     known as: section 48.20, block 1, lot 1. If accepted, such application  
8     shall be reviewed as if it had been received on or before the applicable  
9     deadline for filing such applications established for such roll.  
10    If satisfied that such corporation: (i) acquired title to the property  
11    for which it seeks exemption and (ii) would otherwise be entitled to  
12    such exemption if such village had filed an application for exemption by  
13    the applicable deadline for filing such applications, the assessor, upon  
14    approval by the town board of the town of Ramapo, may grant exemption  
15    from all taxation beginning with the date of acquisition of the property  
16    by such village and make appropriate correction to the subject roll. If  
17    exemption is granted and such village therefore shall have paid any tax  
18    with respect to the subject roll, the governing body or tax department  
19    may, in its sole discretion, provide for the refund of those taxes paid  
20    and cancel taxes, fines, penalties or interest remaining unpaid.  
21    S 2. Notwithstanding any other provision of law to the contrary, the  
22    assessor of the town of Ramapo, is hereby authorized to accept from the  
23    village of Montebello, an application for exemption from real property  
24    taxes pursuant to section 406 of the real property tax law for the 2009

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

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1 assessment roll, for the parcels owned by such village, which are  
2 located in the village of Montebello at 54 Mile Road, otherwise known  
3 as: section 48.16, block 1, lot 6. If accepted, such application shall  
4 be reviewed as if it had been received on or before the applicable dead-  
5 line for filing such application established for such roll.

6 If satisfied that such corporation: (i) acquired title to the property  
7 for which it seeks exemption and (ii) would otherwise be entitled to  
8 such exemption if such village had filed an application for exemption by  
9 the applicable deadline for filing such application, the assessor, upon  
10 approval by the town board of the town of Ramapo, may grant exemption  
11 from all taxation beginning with the date of acquisition of the property  
12 by such village and make appropriate correction to the subject roll. If  
13 exemption is granted and such village therefore shall have paid any tax  
14 with respect to the subject roll, the governing body or tax department  
15 may, in its sole discretion, provide for the refund of those taxes paid  
16 and cancel taxes, fines, penalties or interest remaining unpaid.

17 S 3. Notwithstanding any other provision of law to the contrary, the  
18 assessor of the town of Ramapo, is hereby authorized to accept from the  
19 village of Montebello, an application for exemption from real property  
20 taxes pursuant to section 406 of the real property tax law for the 2009  
21 assessment roll, for the parcel owned by such village, which is located  
22 in the village of Montebello at 54 A Mile Road, otherwise known as:  
23 section 848.16, block 1, lot 6. If accepted, such application shall be  
24 reviewed as if it had been received on or before the applicable deadline  
25 for filing such applications established for such roll.

26 If satisfied that such corporation: (i) acquired title to the property  
27 for which it seeks exemption and (ii) would otherwise be entitled to  
28 such exemption if such village had filed an application for exemption by  
29 the applicable deadline for filing such applications, the assessor, upon  
30 approval by the town board of the town of Ramapo, may grant exemption  
31 from all taxation beginning with the date of acquisition of the property  
32 by such village and make appropriate correction to the subject roll. If  
33 exemption is granted and such village therefore shall have paid any tax  
34 with respect to the subject roll, the governing body or tax department  
35 may, in its sole discretion, provide for the refund of those taxes paid  
36 and cancel taxes, fines, penalties or interest remaining unpaid.

37 S 4. This act shall take effect immediately.