STATE OF NEW YORK

9535

IN ASSEMBLY

March 16, 2022

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

AN ACT to amend the real property tax law, in relation to authorizing exemptions from certain real property taxes and special ad valorem levies for certain residential properties with conservation easement agreements located in certain counties

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 467-l to read as follows:

§ 467-l. Exemption for certain residential properties located in certain counties. 1. After a public hearing, the governing board of a county with a population greater than one hundred three thousand and less than one hundred eight thousand based upon the latest decennial census may adopt a local law to grant a partial exemption from taxation and special ad valorem levies authorized pursuant to this section. Following such adoption, any city, town or village within such a county may adopt a local law and a school district within such a county, other than a school district subject to article fifty-two of the education law, may adopt a resolution to also grant a partial exemption from taxation and special ad valorem levies authorized pursuant to this section, and a special ad valorem district within such a county may adopt a resolution to also grant a partial exemption from special ad valorem levies authorized pursuant to this section.

2. The real property tax exemption authorized by subdivision one of this section shall be in an amount equal to fifty percent of the local real property taxation for a conservation easement for real property whose interests or rights have been acquired for the purpose of the preservation of an open space or an open area and that has entered into a conservation easement agreement with a qualified land trust organization or a local municipality.

3. Such exemption shall be granted only upon application by the owner or owners of such real property on a form prescribed by the commission-

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

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er. Such application shall be filed annually with the assessor on or before the appropriate taxable status date.

§ 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.