§ 2799-uuu. Agreements relating to payment in lieu of taxes. 1. In order to assure that municipalities may not suffer undue loss payments in lieu of taxes, the city has entered into payment in lieu of tax agreements with the East Syracuse Minoa central school district, the town of Dewitt, the town of Salina, the town of Cicero and the North Syracuse central school district. The authority is obligated to continue to make any PILOT payments as set forth in these PILOT agreements.

2. Subject to any agreement with bondholders, the authority may, but is not required to, increase the amount of the payments in lieu of taxes to any such municipality in respect of any real property which is owned or leased by the authority, is located in such municipality, and is used for the airport, aviation facilities, pollution control facilities, and other facilities used for public aviation purposes or for airport development or to support or in connection with the airport, aviation facilities or pollution control facilities. For the purposes of this section, such public aviation purposes shall include without limitation air terminal facilities, aviation facilities, parking facilities, fuel facilities, maintenance facilities, and facilities for the loading, unloading, holding, interchange or transfer of passengers, freight, baggage or cargo.

3. (a) In the event that any real property acquired by the authority subsequent to the effective date of this act is used or is to be used by the authority, or a lessee thereof, for purposes other than the airport, aviation facilities, pollution control facilities, and other facilities used for public aviation purposes or for airport development or to support or in connection with the airport, aviation facilities, or pollution control facilities, the authority, or a lessee thereof, as the case may be, shall enter into agreements with any municipality of the state to pay annual sums in lieu of taxes in respect of such real property located in such municipality. For the purposes of this section, such purposes other than the airport, aviation facilities, pollution control facilities, and other facilities used for public aviation purposes or for airport development or to support or in connection with the airport, aviation facilities, or pollution control facilities, shall include without limitation hotels, motels, restaurants, retail stores

and concessions that are not located within any air terminal building, office buildings to the extent not used by the authority or any other public corporation for its own corporate purposes, and such other buildings and improvements as determined by the authority to be not exclusively for the airport, aviation facilities, pollution control facilities, and other facilities used for aviation purposes or for airport development or to support or in connection with the airport, aviation facilities, or pollution control facilities.

(b) The authority shall determine: (i) the amount of such annual payments in lieu of taxes, (ii) whether the use of such property is for purposes other than public aviation purposes and (iii) the extent to which such property is used for purposes other than public aviation purposes.