

Town of Arietta
LOCAL LAW NO. 3 OF 2023

**A LOCAL LAW PURSUANT TO SECTION 487 OF REAL PROPERTY TAX LAW
AUTHORIZING THE TOWN OF ARIETTA TO OPT-OUT OF PROVIDING REAL
PROPERTY TAX EXEMPTION FOR SOLAR, WIND, OR WASTE ENERGY
SYSTEMS**

BE IT ENACTED by the Town Board, Town of Arietta, as follows:

- Section 1. Title: This Local Law shall be known as "Opt-Out of Real Property Tax Law Section 487 Exemption for Qualified Solar, Wind or Waste Energy Systems Law of 2023".
- Section 2. Declaration of Intent: The intent is to opt-out and disallow any real property tax exemption for Town taxation purposes contained in New York State Real Property Tax Law Section §487 for qualified solar, wind or waste energy systems.
- Section 3. Removal of Exemption: The Town Board hereby removes any exemption provided by New York State Real Property Tax Law Section §487 for qualified solar, wind or waste energy systems for the purposes of Town taxation.
- Section 4. Severability: If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable, and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law, which remaining portions shall remain in full force and effect.
- Section 5. Filing: In addition to filing with the Secretary of State, this local law shall be filed with the New York State Office of Real Property Tax Services, and an additional copy shall be provided to the President of the New York State Energy Research and Development Authority.
- Section 6. Effective Date: This local law shall take effect upon the date on which a certified copy of this local law is filed in the Office of the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.