

VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
PUBLIC HEARING NO. 2
APRIL 1, 2008

A Public Hearing was held by the Board of Trustees on Tuesday, April 1, 2008 at 8:11 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Wm. Lee Kinnally, Jr., Trustee Peter Swiderski, Trustee Jeremiah Quinlan, Trustee Diggitt McLaughlin, Trustee Danielle Goodman, Village Manager Francis A. Frobel, Village Attorney Marianne Stecich, and Village Clerk Susan Maggiotto.

CITIZENS: Twenty (20).

Mayor Kinnally declared the Board in session for the purpose of conducting a Public Hearing in accordance with the legal notice that appeared in the March 28, 2008 issue of *The Rivertowns Enterprise* to consider the advisability of adopting Proposed Local Law No. 3 of 2008 amending the Code of the Village of Hastings-on-Hudson, Westchester County, New York, Chapter 260 Taxation to Permit a Partial Tax Exemption for Members of the Volunteer Fire Department and Ambulance Corps as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 260 of the Code of the Village of Hastings-on-Hudson is hereby amended by adding the following new ARTICLE VIII:

**Exemption for Members of the Hastings-on-Hudson
Volunteer Fire Department and Ambulance Corps**

§ 260-39. Exemption granted.

Pursuant to § 466-d of the New York Real Property Tax Law, an exemption of 10% of the assessed value of residential property owned by an eligible person (or an eligible person and his/her spouse), as defined in § 260-40, is hereby granted with respect to Village taxes. This exemption shall not apply to special assessments.

§ 260-40. Eligibility.

Such exemption shall be granted to an enrolled member of the Hastings-on-Hudson Volunteer Fire Department or Volunteer Ambulance Corps only if:

- A. The member has been certified by the Hastings-on-Hudson Fire Chief as an enrolled member of the Hastings-on-Hudson Volunteer Fire Department or Volunteer Ambulance Corps for at least five years.
- B. The member resides in the Village of Hastings-on-Hudson.
- C. The property is located in the Village of Hastings-on-Hudson and is the primary residence of the member.
- D. The property is used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for the member's residence but is used for other purposes, such portion shall not be exempt and the remaining portion only shall be entitled to the exemption provided by this article.

§ 260-41. Permanent eligibility.

Any enrolled member of the Hastings-on-Hudson Volunteer Fire Department or Volunteer Ambulance Corps who accrues more than 20 years of active service and is so certified by the Hastings-on-Hudson Fire Chief shall be granted the 10% exemption as authorized by this article for the remainder of his/her life, as long as the other requirements of § 260-39 are met.

§ 260-42. Permanently disabled volunteer.

Any volunteer firefighter or volunteer ambulance worker who receives the exemption provided by this article who becomes permanently disabled due to the exercise of his or her duties as such firefighter or ambulance worker and who is therefore prevented from being certified as an active service member shall be entitled to the annual certification during the period of his or her disability.

§ 260-43. Application for exemption.

Application for the Volunteer Fire Fighter/Ambulance Worker exemption shall be filed with the Village Assessor on or before December 31 of each calendar year.

Section 2: This exemption shall be in lieu of any exemption currently being granted to members of the Hastings-on-Hudson Volunteer Fire Department or Volunteer Ambulance Corps.

Section 3: This article shall apply to assessment rolls prepared on the basis of taxable status dates occurring after January 1, 2009.

Mayor Kinnally: This being a public hearing, anyone wishing to speak either in favor of, or in opposition to, the proposed local law please come forward, give your name and address for the record, and you will be heard.

Hearing no comments, Mayor Kinnally asked for a motion to close the Public Hearing.

CLOSE OF PUBLIC HEARING

On MOTION of Trustee Swiderski, SECONDED by Trustee Quinlan with a voice vote of all in favor, Mayor Kinnally closed the Public Hearing at 8:12 p.m.