

A LOCAL LAW NO. 2 OF 2018 OF THE VILLAGE OF SALTAIRE MODIFYING SECTION 48-23 OF THE VILLAGE CODE OF THE VILLAGE OF SALTAIRE REGARDING WAIVER OF MAXIMUM REAL PROPERTY TAX INCREASE WHICH SHALL BE KNOWN AS “LOCAL LAW NO. 2 OF 2018: AMENDING SECTION 48-23 OF THE SALTAIRE VILLAGE CODE REGARDING WAIVER OF MAXIMUM REAL PROPERTY TAX INCREASE.”

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE OF SALTAIRE AS FOLLOWS:

Section 1.0 Title, Enactment, Effective Date, Purpose.

1.1 Title of Local Law

1.2 Enactment.

1.3 Effective Date.

1.4 Purpose and Intent of Local Law.

2.0 General Provisions

2.1 Amendment of Section 48-23

3.0 Severability and Validity

Section 1.0 Title, Enactment, Effective Date and Purpose.

1.1. Title

This Local Law shall be entitled, "Local Law No. 2 of 2018: Amendment of Section 48-23 of the Saltaire Village Code Regarding Waiver of Maximum Real Property Tax Increase.”

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law, the Village Law and the Village Code of the Incorporated Village of Saltaire, the Incorporated Village of Saltaire, County of Suffolk and State of New York, hereby enacts by this Local Law No. 2 of 2018, a Local Law of the Incorporated Village of Saltaire.

1.3. Effective Date.

This Local Law shall take effect on the filing of the approved Local Law with the Secretary of State of New York, which shall be within twenty (20) days after its approval by the Board of Trustees of the Incorporated Village of Saltaire.

1.4. Purpose and Intent of Local Law.

The purpose and intent of this Local Law is to promote and protect the health, safety and welfare of the residents of and visitors to the Village of Saltaire; to ensure fiscal responsibility and stability in the Village and to comply with the requirements of New York State regarding fiscal management and the Village Budget by modifying Section 48-23 of the Saltaire Village Code regarding Waiver of Maximum Real Property Tax Increase

2.0 General Provisions.

2.1 Modification of Section 48-23 of the Saltaire Village Code

Section 48-23 of the Village Code of the Village of Saltaire is hereby amended to read as follows:

§ 48-23. **Waiver of Maximum Real Property Tax Increase**

- A. It is the intent of this local law to allow the Village of Saltaire to adopt a budget for the fiscal year commencing June 1, 2018 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.
- B. This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the

adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

- C. The Board of Trustees of the Village of Saltaire, County of Suffolk, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2018 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.
- D. If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.
- E. This local law shall take effect immediately upon filing with the Secretary of State.

3.0 Severability and Validity

In the event that any portion or portions of this Local Law 2 of 2018 shall be determined to be invalid or unenforceable for any reason, the remainder of the Local Law, and its provisions, shall remain in full force and effect.