

**VILLAGE OF CANASTOTA
LOCAL LAW NO. J of 2023**

**A LOCAL LAW TO AMEND CHAPTER 196 OF THE CODE
OF THE VILLAGE OF CANASTOTA TO ADD ARTICLE V REGARDING TAX
EXEMPTIONS ON REAL PROPERTY OWNED BY PERSONS SIXTY-FIVE YEARS
OF AGE OR OVER PURSUANT TO REAL PROPERTY TAX LAW § 467**

Be it enacted by the Village Board of Trustees of the Village of Canastota as follows:

SECTION 1. LEGISLATIVE INTENT & PURPOSE

The Village Board of the Village of Canastota, being ever mindful of its responsibility and obligation to provide for the welfare and financial independence of the senior citizens of the Village who have made a vital contribution to the growth, development and progress of the community, intends by the enactment of this Local Law to provide protection for limited income senior citizen homeowners from the increased cost of living.

The purpose of this Local Law is to amend Chapter 196 of the Code of the Village of Canastota to add a new Article V, providing exemptions from taxation in accordance with the criteria set forth in New York State Real Property Tax Law § 467.

SECTION 2. AUTHORITY

The adoption of this Local Law is in accordance with Section 10 of New York’s Municipal Home Rule Law and New York Real Property Tax Law § 467.

SECTION 3. AMEND CHAPTER 196 OF THE CODE OF THE VILLAGE OF CANASTOTA TO ADD NEW ARTICLE V

Chapter 196 of the Code of the Village of Canastota shall be amended to add a new Article V, titled “Senior Citizens Exemption,” which shall read in its entirety as follows:

“§ 196-22. Exemption granted; Amounts.

A. Real property in the Village of Canastota owned by one or more persons, each of whom is 65 years of age or over, or real property owned by spouses or by siblings as defined by Real Property Tax Law § 467, one of whom is 65 years of age or over, shall be exempt from taxation by the Village to an extent as set forth in Subsection B of this Section based on their income. Such exemption shall also apply to real property in which a person(s) holds a legal life estate or which is held in trust solely for the benefit of a person(s) if such person(s) would otherwise be eligible for the exemption were such person(s) the owner(s) of such real property.

B. A graduated tax exemption shall be allowed in accordance with the following schedule:

Annual Income	Percentage Assessed Valuation Exempt From Taxation
Less than or equal to \$18,000	50%
More than \$18,000.00 but less than \$19,000.00	45%
\$19,000.00 or more but less than \$20,000.00	40%
\$20,000.00 or more but less than \$21,000.00	35%
\$21,000.00 or more but less than \$21,900.00	30%
\$21,900.00 or more but less than \$22,800.00	25%
\$22,800.00 or more but less than \$23,700.00	20%
\$23,700.00 or more but less than \$24,600.00	15%
\$24,600.00 or more but less than \$25,500.00	10%
\$25,500.00 or more but less than \$26,400.00	5%

§ 196-23. Compatibility with Real Property Tax Law § 467.

The right to said exemption set forth in this Article, the procedures for application therefor and the restrictions and limitations thereon shall be as set forth in this Article in accordance with the terms, procedures, restrictions and limitations set forth in the Real Property Tax Law § 467. The exemption, the procedures for application therefor and the restrictions and limitations thereon as set forth in Real Property Tax Law § 467, as amended, and as from time to time shall be amended, are hereby incorporated by reference into this Article. If any provisions of this Article are in conflict with those set forth in Real Property Tax Law § 467, Real Property Tax Law § 467 shall be controlling.”

SECTION 4. SEVERABILITY

If any clause, sentence, paragraph, section, article or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operations to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 5. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.