

Intro Res. No. 1155-2018

Laid on Table 2/16/2018

Introduced by Presiding Officer, on request of the County Executive and Legislators Berland, Fleming, Hahn, Anker, Calarco, Lindsay, Martinez, Gregory, Muratore, McCaffrey

**RESOLUTION NO. 43 -2018, ADOPTING LOCAL LAW
NO. 9 -2018, A LOCAL LAW TO EXTEND THE PROPERTY TAX
EXEMPTION FOR COLD WAR VETERANS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 16, 2018, a proposed local law entitled, "**A LOCAL LAW TO EXTEND THE PROPERTY TAX EXEMPTION FOR COLD WAR VETERANS**"; now, therefore be it

RESOLVED, that said local law be enacted in form as follows:

LOCAL LAW NO. 9 -2018, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO EXTEND THE PROPERTY TAX EXEMPTION FOR
COLD WAR VETERANS**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF
SUFFOLK**, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the County of Suffolk adopted a Cold War Veteran property tax exemption with the enactment of Local Law No. 37-2007.

This Legislature further finds that it has been the long-standing policy of the County of Suffolk to recognize the sacrifices made by veterans in defense of our nation by offering to all eligible veterans, the maximum property tax exemptions allowable under state law.

This Legislature also finds and determines that the previously adopted property tax exemption for Cold War Veterans was initially granted for ten years and may be extended as set forth therein.

Therefore, the purpose of this law is to amend Chapter 775 of the SUFFOLK COUNTY CODE to extend the Suffolk County Tax Exemption for Cold War Veterans.

Section 2. Amendments.

Subdivision (D) of section 775-16 of Article V of Chapter 775 of the SUFFOLK COUNTY CODE is hereby amended as follows:

**CHAPTER 775
TAXATION**

* * * *

ARTICLE V

**Exemption for Veterans, Spouses and Unremarried
Surviving Spouses of Veterans, Gold Star Parents
and Cold War Veterans**

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§ 775-16. Exemption granted to Cold War Veterans under Real Property Tax Law § 458-b.

* * * *

D. The exemption provided under this section shall be granted for [a period of ten years] so long as the qualified owners of qualified residential real property, as those terms are defined in § 458-b, remain qualified owners.

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Section 3. Applicability.

This law shall apply to assessment roles prepared on the basis of taxable status dates occurring on or after March 1, 2018.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

This law shall take effect immediately upon filing in the Office of the Secretary of State.

[] Brackets denote deletion of language.

___ Underlining denotes addition of new language.

DATED: February 16, 2018

APPROVED BY:

/s/ Dennis M. Cohen
Chief Deputy County Executive of Suffolk County

Date: February 23, 2018

After a public hearing duly held on February 23, 2018
Filed with the Secretary of State on February 26, 2018