

A LOCAL LAW ENACTING A LIMITED EXEMPTION FROM REAL PROPERTY TAXES
FOR COLD WAR VETERANS AS AUTHORIZED BY SECTION 458-b OF THE REAL
PROPERTY TAX LAW

WHEREAS, the Town of Forestport have several persons who have served their country for a year or more during the Cold War; and

WHEREAS, the State of New York has provided exemptions for these people; and

WHEREAS, the Oneida County Legislature has adopted this exemption; and

WHEREAS, the State of New York describe this exemption below:

1. That the provisions of Section 458-b of the New York State Real Property Tax Law, as adopted herein, shall apply to the levy of the Town of Forestport real property taxes in the County of Oneida. Such exemption shall not apply to school taxes, special ad valorem levies or special assessments.

2. That the Town of Forestport hereby authorizes and enacts an exemption from real property taxation for qualified real property owned by a Cold War veteran or the spouse of such veteran or the unremarried surviving spouse based on 15 percent of its assessed value, provided that such exemption does not exceed \$12,000.00 or the product of twelve thousand dollars multiplied by the latest State equalization rate of the assessing unit, whichever is less.

3. As used in this local law, the term "Cold War veteran" shall mean persons who served on active duty with the United States armed forces during the time period from September 2, 1945 to December 26, 1991 and who were discharged or released therefrom under honorable conditions.

4. That to obtain such Cold War veterans exemption, the real property must be the primary residence of the veteran or his unremarried surviving spouse.

5. That if a Cold War veteran already receives an eligible funds veterans exemption pursuant to Real Property Tax Law Section 458 or an alternative veterans exemption pursuant to Real Property Tax Law Section 458-a, then such veteran may not also receive the Cold War veterans exemption provided for in this Local Law.

6. In the event that an eligible veteran has received a service-connected disability rating from the Veteran's Administration or the Department of Defense, there shall be an additional exemption which is equal to one-half the disability rating, multiplied by the assessed value of the property, provided that such exemption shall not exceed thirty thousand dollars or thirty thousand dollars multiplied by the latest State equalization rate for the assessing unit, whichever is less.

7. The Cold War veterans exemption provided for herein shall be limited to 10 years in duration, except that there is no time limit for the disability portion of the exemption, and must be applied for with local assessors on or before the taxable status, which being March 1 of each year.

8. This local law shall take effect immediately in accordance with Section 20, 21 and 27 of the Municipal Home Rule Law.