

# Local Law Filing

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**(Use this form to file a local law with the Secretary of State.)**

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(select one)

of Floral Park

Local Law No. 3 of the year 2017

A local law to override the Tax Levy Limit Established in General Municipal Law § 3-c.  
(insert Title)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Be it enacted by the BOARD OF TRUSTEES of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select One:)

of Floral Park as follows:

## **Section 1. Legislative Intent**

It is the intent of this local law to allow the Village of Floral Park to adopt a budget for the fiscal year commencing 2017 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c., which this year is 1.15% Outstanding issues remain for the State of New York to resolve, including the true definition of "levy," the mechanics of placing any excess "levy" in reserve and the constitutionality of the law as applied to debt and the imposition of penalties arising from mathematical errors in calculating the levy in accordance with New York State Law.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

## **Section 2. Authority**

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 tax levy limits for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of the Village Board of Trustees.

## **Section 3. Tax Levy Limit Override**

The Board of Trustees of the Village of Floral Park, County of Nassau, is hereby authorized to adopt a budget for the fiscal year commencing 2017 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal law § 3-c.

## **Section 4. Severability**

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.

## **Section 5. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.