

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001

www.dos.state.ny.us/corps

LOCAL LAW FILING

(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 underling to indicate new matter.

~~County~~

~~City~~

of

DUNKIRK

Town

~~Village~~

Local Law No. 1 of the year 2012.

A local law to override the tax levy limit established in General Municipal Law 3-c.

Be it enacted by the Town Board of the Town of Dunkirk

~~County~~

~~City~~

of

DUNKIRK

Town

~~Village~~

Section One – Purpose:

It is the purpose of this Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Dunkirk, County of Chautauqua, pursuant to General Municipal Law, Section 3-c, and allow the Town of Dunkirk, County of Chautauqua, to adopt a budget for general town purposes, fire protection districts, and any other special or improvement district governed by the Town Board for the fiscal year 2013 that requires a real property tax levy in excess of the tax levy limit as defined in General Municipal Law, Section 3-c.

Section Two – Authority:

This Local Law is adopted pursuant to subdivision five of General Municipal Law, Section 3-c, which authorizes the Town Board to override the tax levy limit set forth in the statute by adoption of a local law approved by a vote of sixty (60%) percent of

the Town Board, adopted prior to the adoption of the budget by the Town Board.

Section Three – Override:

The Town Board of the Town of Dunkirk, County of Chautauqua, is hereby authorized to adopt a budget for the fiscal year 2013 that requires a real property tax levy in excess of the limit specified in General Municipal Law, Section 3-c. That said override applies to all special districts in the Town of Dunkirk, for which the Town Board is the governing body, as the same has been interpreted and determined by the Office of the State Comptroller of the State of New York.

Section Four – Severability:

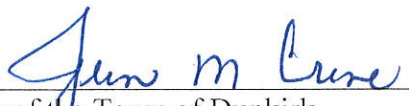
If any clause, sentence, paragraph, subdivision, or part of this Local Law, and the application thereof, to any person, firm, corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not effect, impair, or invalidate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

Section Five – Effective Date:

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

1. I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2012 of the Town of Dunkirk was duly passed by the Town Board of the Town of Dunkirk on October 16, 2012, in accordance with the applicable provisions of law.

(Seal)


Clerk of the Town of Dunkirk

Date: 10/17/12