
IN THE MATTER
Of
REPEALING LOCAL LAW 2016-9 THAT
REMOVED THE REAL PROPERTY TAX
EXEMPTION FOR SOLAR, WIND OR
FARMS WASTE ENERGY SYSTEMS

LOCAL LAW 2020-()
CALLING FOR PUBLIC
HEARING

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, on the ____th day of January, 2020, at 7:00 p.m.

The meeting was called to order by Edmond J. Theobald, Supervisor, and the following were present, namely:

Edmond J. Theobald	Supervisor
Sara Bollinger	Councilor
John Deer	Councilor
Elaine Denton	Councilor
Karen Green	Councilor
Katelyn Kreisel	Councilor
Heather Waters	Councilor

Absent:

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law 2020-__, entitled “**A LOCAL LAW AMENDING CHAPTER 134, ARTICLE XII**

“REMOVAL OF ALTERNATIVE ENERGY SYSTEMS EXEMPTION” OF THE CODE OF THE TOWN OF MANLIUS,” the text of which is as follows:

LOCAL LAW 2020-__, A LOCAL LAW AMENDING CHAPTER 134, TO REPEAL ARTICLE XII “REMOVAL OF ALTERNATIVE ENERGY SYSTEMS EXEMPTION” OF THE CODE OF THE TOWN OF MANLIUS:

Section 1. Intent and Purpose.

It is the intent and purpose of the Town Board to repeal Local Law No. 9-2016, which was adopted on November 16, 2016, and which removed any real property tax exemption for solar or wind energy systems or for any farm energy systems pursuant to Real Property Tax Law Section 487(8);

Section 2. Tax exemption reinstated.

The Town Board of the Town of Manlius hereby reinstates the State tax exemption for any solar or wind energy system or for any farm waste energy system authorized under Real Property Tax Law Section 487(8);

Section 3. Repeal Local Law 9-2016 as set forth below:

~~**Section 134-48. Legislative Intent**~~

~~It is the intent of this local law to remove the existing exemption for solar or wind energy systems or farm waste energy systems, as set forth in Real Property Tax law Section 487(2) related to Town taxation.~~

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~~**Section 134-49. Authority**~~

~~This local law is adopted pursuant to Section 487(8) of the New York State Real Property, which expressly authorizes the town board to override the exemption set forth in Section 487(2) by local law.~~

~~**Section 134-50. Tax Exemption Removal**~~

~~The Town Board of the Town of Manlius County of Onondaga hereby removes any real property tax exemption for any solar or wind energy system or for any farm waste energy system constructed in the Town of Manlius, pursuant to Real Property Tax Law Section 487(8).*~~

* ~~strikeout~~ is repealed language

Section 4. This Local Law shall be filed in the office of the Secretary of State within 20 days of its approval.

WHEREAS, the Board hereby **FINDS and DETERMINES** that the State Exemption should be available to Town residents and companies to encourage and incentivize the development of renewable energy sources in the Town of Manlius;

WHEREAS, the Board further **FINDS and DETERMINES** that encouraging renewable energy through the construction of Wind, Solar or Farm Waste Energy Systems is a desired policy of the Town Board;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Manlius hereby calls for a public hearing on Local Law 2020-____, to be held at Town Hall, 301 Brooklea Drive, Fayetteville, New York _____, on the ____ day of _____, 2020; and be it

FURTHER RESOLVED, that the Town Clerk shall publish notice in the official Town newspaper of said public hearing at least five (5) days before the date the public hearing is to be held.

I, ALLISON WEBER, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the ___th day of _____, 2020; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this ___th day of November, 2020.

DATED: January ___, 2020
Fayetteville, New York

Allison Weber
Town Clerk of the Town of Manlius
Onondaga County, New York