

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 underlining to indicate new matter.

☐ County ☐ City ☒ Town ☐ Village
(Select one:)

of Augusta

Local Law No. 4 of the year 20²³

A local law "Override the Tax Levy Limit"
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village
(Select one:)

of Augusta as follows:

*** See Attached

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

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 2023 of the (County)(City)(Town)(Village) of Augusta was duly passed by the Augusta Town Board on October 18 2023, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body) (Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative Body) (Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body) (Elective Chief Executive Officer*)

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

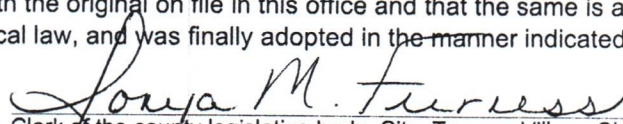
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.


Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

Date: October 18, 2023

(Seal)



Local Law No 4 of the year 2023

TOWN OF AUGUSTA, COUNTY OF ONEIDA

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

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Augusta, County of Oneida pursuant to General Municipal Law 3-c, and to allow the Town of Augusta, County of Oneida to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2022 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Augusta, County of Oneida is hereby authorized to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the limit specified in General Municipal Law 3-c.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted 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, 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.

Be it enacted this 18th day of October, 2023 by the Town Board of the Town of Augusta, Oneida County, New York, to be effective upon filing with the Secretary of State.

Suzanne Collins, Supervisor

S.M. Collins

James Dowd, Councilman

James W Dowd

Charles Peck, Councilman

CP

Mark Russell, Councilman

Mark Russell

Travis Wright, Councilman

Travis Wright



ATTEST

Sonya M. Furness

Sonya M. Furness, Town Clerk

The Public Hearing to hear public comments on the Proposed Local Law # 4 of 2023 entitled "Override the Tax Levy Limit" was held on Wednesday, the 18th day of October 2023, 2470 North Road, Oriskany Falls, NY at 5:45 PM.

Present were the following Supervisor, Suzanne Collins, Councilmen: Charles Peck James Dowd, Mark Russell, Travis Wright .

Public Present: Steve Roys, Phil Eaton

Supervisor Collins called the meeting to order at 5:45 PM.

Public Hearing Notice was read.

With no persons present with desire to be heard, the Town Board was asked if they had any input.

RESOLUTION 60-2023

On a motion of Councilman Dowd, seconded by Councilman Wright, the following resolution was

ADOPTED Ayes 5 Collins, Dowd, Peck, Russell, Wright
Nays 0

Resolved that the submitted Local Law #4 of 2023 be adopted and sent to New York State for filing.

A motion by Councilman Peck and seconded by Councilman Russell to adjourn Public Hearing at 6:00 PM. Motion carried unanimously.

Respectively submitted,
Sonya Furness
Town Clerk

AFFIDAVIT OF PUBLICATION
Waterville Times


State of New York,

County of, Oneida,

The undersigned is the authorized designee of **Waterville Times**, a **Weekly** Newspaper published in **Oneida County, New York**. I certify that the public notice, a printed copy of which is attached hereto, was printed and published in this newspaper on the following dates:

October 18, 2023

This newspaper has been designated by the County Clerk of **Oneida** County, as a newspaper of record in this county, and as such, is eligible to publish such notices.



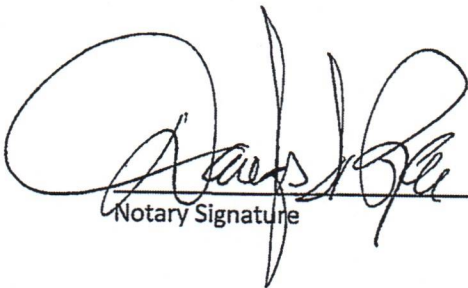
Signature

Christina Henke Rea

Printed Name

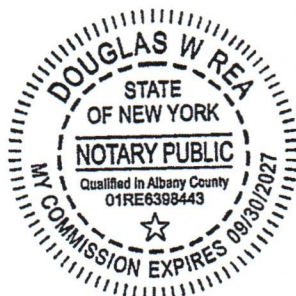
Subscribed and sworn to before me,

This 19 day of October 2023



Notary Signature

Notary Public Stamp



Town of Augusta

AFFIDAVIT OF PUBLICATION

Waterville Times

Town of Augusta
NOTICE OF PUBLIC HEARING
ON PROPOSED
LOCAL LAW 4 OF 2023
THE TOWN OF AUGUSTA, AS
SET FORTH HEREIN

LEGAL NOTICE IS HEREBY
GIVEN that pursuant to Section
20 of the Municipal Home Rule
Law of the State of New York,
and pursuant to a resolution of
the Town Board of the Town of
Augusta, the said Town Board
will hold a public hearing at the
Town Hall, 2470 North Rd.,
Oriskany Falls on the 18th day
of October 2023 at 5:45 PM,
titled
"OVERRIDE THE TAX LEVY
LIMIT"

Said hearing may be adjourned
from time to time as necessary.

Further information, including
access to a copy of said
proposed Local Law, may be
obtained at the Town Clerks
Office, 2470 North Rd.,
Oriskany Falls, New York 13425

TOWN BOARD OF THE TOWN
OF AUGUSTA

By Sonya M. Furness, Town
Clerk

STATE OF NEW YORK
DEPARTMENT OF STATE

ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
[HTTPS://DOS.NY.GOV](https://dos.ny.gov)

KATHY HOCHUL
GOVERNOR

ROBERT J. RODRIGUEZ
SECRETARY OF STATE

October 30, 2023

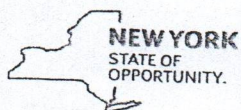
Town of Augusta
185 N Main St.
PO Box 686
Oriskany Falls, NY 13425

RE: Town of Augusta, Local Law 4 2023, filed on 10/24/2023

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



**Department
of State**

