

TOWN OF HARPERSFIELD

RESOLUTION NO. 006 OF THE YEAR 2011

Councilman Harold Bedford offered the following resolution and moved its adoption:

WHEREAS, the New York City Department of Environmental Protection ("NYCDEP") is continuing to implement a land acquisition program in the watershed of the New York City water supply ("Watershed") as part of a comprehensive watershed protection program intended to protect the City's water supply; and

WHEREAS, as part of the land acquisition program, the NYCDEP will continue to provide funding to the Watershed Agricultural Council for the purpose of acquiring Watershed Agricultural Easements; and

WHEREAS, pursuant to the Draft Water Supply Permit #0-9999-00051/00001 issued by the New York State Department of Environmental Conservation ("NYSDEC"), New York State is amending Article 5, Title 4-A of the Real Property Tax Law ("RPTL") to subject Watershed Agricultural Easements acquired on or after January 1, 2011 to taxation for all purposes; and

WHEREAS, in order to implement the above-mentioned the tax assessment on Watershed Agricultural Easements prior to the adoption by the State Legislature of the amendment to Article 5, Title 4-A of RPTL, the Town of Harpersfield must enter into an Agreement with the NYCDEP that allows the Town to modify the procedure by which taxes are assessed on Watershed Agricultural Easements acquired on or after January 1, 2011 but prior to the date on which the proposed amendments to Article 5, Title 4-A of the RPTL are passed into law; and

WHEREAS, it is understood that taxes on any Watershed Agricultural Easements that closed prior to January 1, 2011 shall continue to be assessed and paid in accordance with Article 5, Title 4-A of the RPTL as amended;

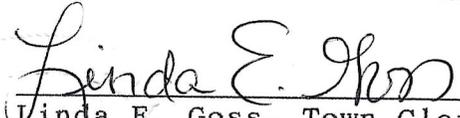
NOW, THEREFORE, BE IT RESOLVED THAT the Town Board authorizes the Town Supervisor to execute the Agreement with the NYCDEP governing payments in place of real property taxes for Watershed Agricultural Easements acquired by the Watershed Agricultural Council which closed on or after January 1, 2011.

Seconded by Councilwoman Catherine Straus.

WHEREUPON, the Resolution was put to a vote and the following result recorded:

Adopted: Supervisor James Eisel Sr. Aye.
Councilman Harold Bedford Aye.
Councilman Morris Riddell Jr. Aye.
Councilwoman Catherine Straus Aye.

Absent: Councilman Robert Reeve Jr.



Linda E. Goss, Town Clerk
March 11, 2011

