

TOWN OF HARPERSFIELD

LOCAL LAW NO. 004 OF THE YEAR 2023

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 Harpersfield as follows:

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 Harpersfield pursuant to General Municipal Law § 3-c, and to allow the Town of Harpersfield to adopt a budget for the fiscal year beginning January 1, 2024 and ending December 31, 2024 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 the 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 a vote of at least sixty percent (60%) of the Town Board.

SECTION 3. TAX LEVY LIMIT OVERRIDE: The Town Board of the Town of Harpersfield, County of Delaware is hereby authorized to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the amount otherwise prescribed 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 judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confirmed in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which judgement or order shall be rendered.

SECTION 5. EFFECTIVE DATE: This local law shall take effect immediately upon filing with the Secretary of State.