

Warren County Board of Supervisors

RESOLUTION NO. 194 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS MCDEVITT, WILD, BRAYMER, SMITH, STROUGH, MAGOWAN, LEGGETT, GERACI, DICKINSON AND SMITH (JOINT MEETING OF THE ECONOMIC GROWTH & DEVELOPMENT AND ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES COMMITTEES)

**ENACTING LOCAL LAW NO. 3 OF 2023, ENTITLED
“A LOCAL LAW PROVIDING THAT NO EXEMPTION UNDER REAL PROPERTY TAX
LAW SECTION 487 BE APPLICABLE WITHIN THE JURISDICTION OF THE COUNTY OF
WARREN WITH RESPECT TO ANY SOLAR OR WIND ENERGY SYSTEM OR FARM
WASTE ENERGY SYSTEM”**

WHEREAS, a proposed local law was duly presented to the Board of Supervisors and considered by them, said proposed local law entitled, “A Local Law Providing That No Exemption Under Real Property Tax Law Section 487 Be Applicable Within The Jurisdiction of The County of Warren With Respect to Any Solar or Wind Energy System or Farm Waste Energy System,” and

WHEREAS, the Board of Supervisors adopted Resolution No. 139 of 2023, which authorized a public hearing to be held by the Board of Supervisors on the 21st day of April, 2023, in the Supervisors’ Rooms in the Warren County Municipal Center on the matter of the proposed local law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at such public hearing desiring to be heard, having been heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 21st day of April, 2023, does hereby enact and adopt Local Law No. 3 of 2023, as annexed hereto.

**COUNTY OF WARREN
LOCAL LAW NO. 3 OF 2023**

**A LOCAL LAW PROVIDING THAT NO EXEMPTION UNDER REAL PROPERTY TAX
LAW SECTION 487 BE APPLICABLE WITHIN THE JURISDICTION OF THE COUNTY OF
WARREN WITH RESPECT TO ANY SOLAR OR WIND ENERGY SYSTEM OR FARM
WASTE ENERGY SYSTEM**

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. TITLE. This Local Law shall be entitled “A Local Law Providing That No Exemption Under Real Property Tax Law Section 487 Be Applicable Within The Jurisdiction of The County of Warren With Respect to Any Solar or Wind Energy System or Farm Waste Energy System.

SECTION 2. LEGISLATIVE INTENT. It is the intent of this Local Law to provide no exemption from County taxation for solar or wind energy systems and farm waste energy systems, as those terms are defined by sections 487(1)(b) & (f) of the Real Property Tax Law, which began construction subsequent to the effective date for this Local Law.

SECTION 3. NO EXEMPTION FROM TAXATION. No exemption from County taxation shall be applicable with respect to any solar or wind energy system or farm waste energy system, as those terms are defined by sections 487(1)(b) & (f) of the Real Property Tax Law, within the jurisdiction of the County of Warren.

SECTION 4. EFFECTIVE DATE. This Local Law shall take effect immediately upon passage.

SECTION 5. SEVERABILITY. In the event that any provision of this Local Law shall be determined by a Court of Law to be illegal and/or unenforceable, the Local Law, to the extent the Courts have determined practical shall continue in full force and effect as if the said illegal or unenforceable provision were not contained a part thereof.