



TOWN OF DEERPARK

**GARY SPEARS, SUPERVISOR
DAVID M DEAN, COUNCILMAN
ARTHUR T. TROVEI, COUNCILMAN
KENNETH SMITH, COUNCILMAN
ALAN SCHOCK, COUNCILMAN**

**RESOLUTION #6-2022
GRANTING THE ASSESSOR FOR THE
TOWN OF DEERPARK, COUNTY OF ORANGE, STATE OF NEW YORK,
AUTHORITY TO GRANT EXEMPTIONS
ON THE 2022 TOWN ASSESSMENT ROLL
PURSUANT TO SUBDIVISIONS 7, 7-a AND 8
OF SECTION 459-c OF THE
REAL PROPERTY TAX LAW,
AND SUBDIVISIONS 5, 5-a, 5-b, 5-c AND 6
OF SECTION 467 OF THE
REAL PROPERTY TAX LAW,
TO ANY PROPERTY OWNERS WHO RECEIVED
SUCH EXEMPTIONS ON THE
2021 ASSESSMENT ROLL**

WHEREAS, on November 26, 2021, Governor Kathy Hochul issued Executive Order No. 11, declaring a State of Emergency/disaster for the entire State of New York due to the COVID-19 pandemic; and

WHEREAS, this State of Emergency/disaster emergency has resulted in limited hours in municipal offices in the Town of Deer Park, as well as rendering many senior citizens and individuals with disabilities residing in Deer Park homebound. These factors in combination have made it difficult, if not impossible, for many in these populations to file their real property tax exemption applications in person. It is also recognized that many of these individuals lack the ability to file such applications online; and

WHEREAS, in recognition of the above problems caused by the pandemic, Governor Hochul issued Executive Order No. 11.1 on December 26, 2021, thereby extending Executive Order No. 11. This extension of the Governor's Executive Order modifies subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law and subdivisions 5, 5-a, 5-b, 5-c and 6 of Section 467 of the Real Property Tax Law, the effect of which permits the governing body of an assessing unit (i.e., the Town Board of the Town of Deer Park) to adopt a Resolution directing the Assessor to grant exemptions on the 2022 assessment roll to all property owners who received such exemptions on the 2021 assessment roll (i.e., senior citizens and individuals with disabilities with limited income), thereby dispensing with the need for such persons to file renewal applications to request such exemptions, and further

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dispensing with the requirement that assessors mail renewal applications to such persons;
and

WHEREAS, Executive Order 11.1 further allows the governing body of said assessing unit, in any such Resolution, at its option, to include procedures by which its Town Assessor may require a renewal application to be filed if he has reason to believe that an owner who qualified for the exemption on the 2021 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner or died; and

WHEREAS, pursuant to said Executive Order, the Town Board of the Town of Deerpark wishes to adopt such Resolution directing the Town Assessor of the Town of Deerpark to grant exemptions on the 2022 assessment roll to all eligible senior citizens and individuals with disabilities with limited income, and granting the Town Assessor of the Town of Deerpark the authority to require renewal applications for due cause, as discussed above, utilizing procedures outlined below;

NOW THEREFORE, BE IT RESOLVED, pursuant to the authority granted by Executive Order No. 11.1, issued by the Governor of the State of New York, that the Town Board of the Town of Deerpark hereby directs the Town Assessor of the Town of Deerpark to:

1. Grant exemptions on the 2022 assessment roll to all individuals who received the senior exemption on the 2021 assessment roll and all individuals who received the exemption on the 2021 assessment roll because they were recognized as a person with disabilities and limited income, thereby dispensing with the need for any such individuals to file renewal applications for such exemptions, except that;
2. The Town Assessor may, in her sole discretion, require a renewal application to be timely filed with his office if she has reason to believe that any such individual, who qualified for the aforementioned exemption on the 2021 assessment roll, may have since changed their primary residence, added another owner to the deed for the relevant property, transferred such property to a new owner or died. If the Town Assessor requires such renewal application be filed, she shall notify the owner of the subject property of such requirement by regular and certified mail, return receipt requested, with such notice shall containing instructions on how to file the renewal application. Said renewal application may be returned by certified mail or by making an appointment to drop same off at the Town Assessor's Office, 420 Route 209, Huguenot, New York 12746.

MOTION BY COUNCILMAN: Al Schock

SECONDED BY COUNCILMAN: Kenneth Smith

ROLL CALL:

Supervisor Spears: __Yes__

Councilman Dean: __Yes__

Councilman Trovei: __Yes__

Councilman Smith: __Yes__

Councilman Schock: __Yes__

MOTION CARRIED:

TOWN BOARD AGENDA: February 14, 2022

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of
Deerpark this 14th day of February 2022.



Florence T. Santini, Town Clerk

Town Seal