**VB RESOLUTION #15-04 of 2015 ENACTING LOCAL LAW #3 OF 2015**

**THE WAIVER OF THE MAXIMUM REAL PROPERTY TAX LEVY LIMIT**

**WHEREAS,** the recent enactment of Chapter 97 of the Law of 2011 placed limits on the amount of real property taxes that may be levied by or on behalf of any local government thereby place a “tax levy limit” on municipalities that is found in General Municipal Law § 3-c; and

**WHEREAS,** subdivision 5 of General Municipal Law § 3-c expressly authorized the Village Board of Trustees to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the Village Board of Trustees for one fiscal year; and

**WHEREAS,** by adoption of this local law, the Village Board of Trustees hereby reserves the right to override the limit on the amount of real property taxes that may be levied by the Village of Aurora and authorized the Village Board of Trustees to adopt a budget for fiscal year 2015/2016 in excess of the “tax levy limit” as defined by General Municipal Law

§ 3-c; and

**WHEREAS,** this is a Type II action pursuant to 6 NYCRR §617.5(c) (20 & 27) and is otherwise exempt from environmental review pursuant to the New York State Environmental Quality Review Act (“SEQRA”); and

**WHEREAS,** At a regular meeting of the Village Board of Trustees of the Village of Aurora, County of Cayuga, State of New York, held at the Village Hall, 456 Main Street, Aurora, New York, at 7:00 p.m. on March 18, 2015, the following members of the Village Board of Trustees being present:

 BONNIE APGAR BENNETT, MAYOR

 GRACE BATES

JANET MURPHY

 ALAN OMINSKY

 KIT VAN ORMAN

 **NOW THEREFORE, BE IT RESOLVED,** by the Village Board of Trustees of the Village of Aurora as follows:

1. The Village Board of Trustees hereby adopts Local Law #3 of 2015.

1. The Village Board of Trustees hereby determines that the aforementioned Local Law is a Type II action as defined in 6 NYCRR §617.5(c)(20&27) and accordingly, the Village Board of Trustees expressly determines that this action is not an action that requires review pursuant to the provisions of the New York State Environmental Quality Review Action (“SEQRA”);
2. The Village Board of Trustees has properly noticed a Public Hearing on the Proposed Local Law #3 of 2015 held at Village Hall on March 18, 2015 beginning at 7:00 p.m.;

Now upon the Motion of Trustee Ominsky and Seconded by Trustee Murphy, a roll-call vote is tallied by the Village Clerk as follows:

Mayor Bennett - AYE

Trustee Bates - AYE

Trustee Murphy - AYE

Trustee Ominsky - AYE

Trustee Van Orman - AYE

Motion carried unanimously

At least 5 of the above named Village Board of Trustee members having voted in the affirmative, Local Law #3 is adopted this 18th day of March, 2015.

**STATE OF NEW YORK)**

**COUNTY OF CAYUGA) SS:**

**VILLAGE OF AURORA**

I, Ann Balloni, Village Clerk of the Village of Aurora, New York, do hereby certify that the above resolution is an exact copy of the same adopted by the Village Board of Trustees of the Village of Aurora at a regular meeting on the 18th day of March, 2015.

 Ann Balloni

 Village Clerk