

**VB RESOLUTION #22-06 ENACTING LOCAL LAW #3 OF 2023**

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

**WHEREAS**, the 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 2023/2024 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 456 Main St, Aurora, NY, at 6:00 p.m. on March 15, 2023, the following members of the Village Board of Trustees being present:

Matthew Bianconi  
L. John Miller  
Janet Murphy  
Frank Zimdahl  
James Orman, Mayor

**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 2023.
2. 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 Act (“SEQRA”);
3. The Village Board of Trustees has properly noticed a Public Hearing on the Proposed Local Law #3 of 2023 on March 15, 2023 beginning at approximately 6:00 p.m.;

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

Trustee Bianconi - AYE  
Trustee Miller - AYE  
Trustee Murphy - AYE  
Trustee Zimdahl - AYE  
Mayor Orman - AYE

At least 3 of the above-named Village Board of Trustee members having voted in the affirmative, Local Law #3 of 2023 is adopted this 15<sup>th</sup> day of March 2023.