



VILLAGE OF DOBBS FERRY BOARD OF TRUSTEES
REGULAR MEETING AGENDA

MEETING DATE: February 13, 2024
AGENDA ITEM SECTION: Resolutions
AGENDA ITEM NO. : 3
AGENDA ITEM: <u>Resolution:</u> Consider a resolution to schedule a public hearing on February 27 to consider a local law amending the definition of income in Chapter 273 Article II "Tax Exemptions"
ITEM BACKUP DOCUMENTATION: <ol style="list-style-type: none">1. Draft resolution2. Draft introductory local law3. Draft legal notice



VILLAGE OF DOBBS FERRY
112 Main Street
Dobbs Ferry, New York 10522
TEL: (914) 231-8500 • FAX: (914) 693-3470

**RESOLUTION TO SCHEDULE A PUBLIC HEARING ON FEBRUARY 27th TO
CONSIDER A LOCAL LAW AMENDING THE DEFINITION OF INCOME IN
CHAPTER 273 ARTICLE II "TAX EXEMPTIONS"**

WHEREAS, the Board of Trustees of the Village of Dobbs Ferry is considering an Introductory Local Law which proposes to amend the definition of "income" in Chapter 273, Article II "Tax Exemptions" to reflect recent changes in the enabling legislation as enacted by the New York State Legislature in the 2023-2024 State budget.

NOW, THEREFORE, BE IT RESOLVED, that, the Board of Trustees hereby calls for the scheduling of a public hearing in the Village Hall Board Room to receive comments on the above-referenced Introductory Local Law on February 27, 2024 at 7:30 p.m., or as soon thereafter as the matter may be heard, with such hearing to be conducted using a hybrid format offering in-person and virtual participation and made accessible to the public in compliance with open meetings law (NYS Public Officers Law, Article 7), or as otherwise permitted by local, state or federal order.

DRAFT

INTRODUCTORY LOCAL LAW

AMENDING THE DEFINITION OF INCOME FOR THE PURPOSE OF SIMPLIFYING THE ADMINISTRATION OF REAL PROPERTY TAX EXEMPTIONS FOR ELIGIBLE SENIOR CITIZENS

A LOCAL LAW to amend the definition of “income” in Chapter 273, Article II “Tax Exemptions” to reflect recent changes in the enabling legislation as enacted by the New York State Legislature in the 2023-2024 State budget.

BE IT ENACTED by the Board of Trustees of the Village of Dobbs Ferry, as follows:

Section 1. Legislative Intent and Purpose: The Village Board of Trustees of the Village of Dobbs Ferry finds it in the public interest to revise the Dobbs Ferry Code definition of “income” for senior citizens tax exemptions to align with recent revisions to the NYS Real Property Tax Law enacted with the 2023-2024 Enacted Budget which now uses the Federal Adjusted Gross Income (FAGI) as a basis for calculation. Since the amount of an applicant’s FAGI and the various adjustments can generally be found on their Form 1040 (and Schedule 1 if applicable), this change will greatly simplify the administration of the exemption in most cases.

Section 2. Section 273-30 of the Dobbs Ferry Code is hereby amended by deleting the definition of “Income” and replacing it with the following:

INCOME

The "adjusted gross income" for federal income tax purposes as reported on the applicant's federal or state income tax return for the applicable income tax year, including distributions received from an individual retirement account or individual retirement annuity, subject to any subsequent amendments or revisions to the tax return, plus any social security benefits not included in such federal adjusted gross income and any tax-exempt interest or dividends that were excluded from the applicant's federal adjusted gross income and provided that any losses that were applied to reduce the applicant's federal adjusted gross income shall be subject to the following limitations: (i) the net amount of loss reported on federal Schedule C, D, E, or F shall not exceed three thousand dollars per schedule; (ii) the net amount of any other separate category of loss shall not exceed three thousand dollars; and (iii) the aggregate amount of all losses shall not exceed fifteen thousand dollars. If no such return was filed for the applicable income tax year, the applicant's income shall be determined based on the amounts that would have been reported if such a return had been filed.

Section 3. Except as otherwise provided herein, all other provisions of the Dobbs Ferry Code shall remain unchanged.

Section 4. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the NYS Municipal Home Rule Law.



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PLEASE TAKE NOTICE that on February 27, 2024, the Dobbs Ferry Village Board of Trustees will conduct a public hearing at 7:30 p.m., or as soon thereafter as the matter may be heard, in the Board Room at Village Hall, 112 Main Street, to receive public comment on an Introductory Local Law which will amend the definition of “income” in Chapter 273, Article II “Tax Exemptions” to reflect changes in the enabling legislation as enacted by the New York State Legislature in the 2023-2024 State budget..

Except as may be authorized by any overriding federal, state or local order, all meetings of the Village’s boards or committees qualifying as “public bodies” are conducted in accordance with Open Meetings Law (NYS Public Officers Law, Article 7). One or more board members may participate remotely under “extraordinary circumstances” as authorized by Open Meetings Law 103-a. Unless otherwise set forth on the Village website (www.dobbsferry.com), in the meeting notice or on the agenda, meetings are conducted using a hybrid format with both in-person and virtual participation options available to the public. For virtual participation, interested parties may be heard using a web-based videoconferencing service by: (i) typing “join.zoom.us” on your web browser and entering the Webinar ID #205 957 953, Passcode: 309361; or (ii) using the direct link <https://zoom.us/j/205957953?pwd=aU5YNHJVYkxub21WN0RzQUZoVzR0UT09>; or (iii) dialing telephone number 929 205 6099. Parties may also provide written comments in advance of the hearing to the Village Clerk, 112 Main Street or by e-mail LDreaper@dobbsferry.com. A copy of the proposed local law and detailed instructions for participation may be found online at the Village of Dobbs Ferry website www.dobbsferry.com

BY ORDER OF THE BOARD OF TRUSTEES

Dated: _____ 2024

Elizabeth Dreaper
Village Clerk

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