



VILLAGE OF DOBBS FERRY BOARD OF TRUSTEES AGENDA

MEETING DATE: MARCH 22, 2022

AGENDA ITEM SECTION: DISCUSSION AND RESOLUTION ITEMS

AGENDA ITEM NO. : 9

AGENDA ITEM:

DISCUSSION: HOME RULE REQUEST ASKING THE STATE LEGISLATURE TO ADOPT ASSEMBLY BILL NO. A9469 AND SENATE BILL NO. S8413 WHICH WOULD ALLOW EACH MUNICIPALITY TO IMPOSE A HOTEL/MOTEL OCCUPANCY TAX

RESOLUTION: CONSIDER A RESOLUTION AUTHORIZING THE SUBMISSION OF A HOME RULE REQUEST ASKING THE STATE LEGISLATURE TO ADOPT ASSEMBLY BILL NO. A9469 AND SENATE BILL NO. S8413 WHICH WOULD ALLOW EACH MUNICIPALITY TO IMPOSE A HOTEL/MOTEL OCCUPANCY TAX

ITEM BACKUP DOCUMENTATION:

1. ASSEMBLY BILL NO. A9469
2. SENATE BILL NO. S8413
3. HOME RULE REQUEST FOR ASSEMBLY BILL NO. A9469
4. HOME RULE REQUEST FOR SENATE BILL NO. S8413
5. DRAFT RESOLUTION: AUTHORIZING SUBMISSION OF A HOME RULE REQUEST ASKING THE STATE LEGISLATURE TO ADOPT ASSEMBLY BILL NO. A9469

STATE OF NEW YORK

9469

IN ASSEMBLY

March 7, 2022

Introduced by M. of A. ABINANTI -- read once and referred to the Committee on Ways and Means

AN ACT to amend chapter 504 of the laws of 2016, amending the tax law relating to authorizing the town of Greenburgh to adopt a local law to impose a hotel/motel occupancy tax for hotels not located in a village; authorizing specified villages in the towns of Greenburgh and Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax in such villages, in relation to extending the effectiveness thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- 1 Section 1. Section 2 of chapter 504 of the laws of 2016, amending the
2 tax law relating to authorizing the town of Greenburgh to adopt a local
3 law to impose a hotel/motel occupancy tax for hotels not located in a
4 village; authorizing specified villages in the towns of Greenburgh and
5 Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax
6 in such villages, as amended by chapter 189 of the laws of 2019, is
7 amended to read as follows:
8 § 2. This act shall take effect immediately, and shall expire and be
9 deemed repealed September 1, [2022] 2025.
10 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD14742-01-2



PRINTED ON RECYCLED PAPER

STATE OF NEW YORK

8413

IN SENATE

February 24, 2022

Introduced by Sen. STEWART-COUSINS -- read twice and ordered printed,
and when printed to be committed to the Committee on Investigations
and Government Operations

AN ACT to amend chapter 504 of the laws of 2016, amending the tax law
relating to authorizing the town of Greenburgh to adopt a local law to
impose a hotel/motel occupancy tax for hotels not located in a
village; authorizing specified villages in the towns of Greenburgh and
Mount Pleasant to adopt local laws to impose a hotel/motel occupancy
tax in such villages, in relation to extending the effectiveness ther-
eof

The People of the State of New York, represented in Senate and Assem-
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3 law to impose a hotel/motel occupancy tax for hotels not located in a
4 village; authorizing specified villages in the towns of Greenburgh and
5 Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax
6 in such villages, as amended by chapter 189 of the laws of 2019, is
7 amended to read as follows:
8 § 2. This act shall take effect immediately, and shall expire and be
9 deemed repealed September 1, [2022] 2025.
10 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD14742-01-2



PRINTED ON RECYCLED PAPER

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
(Request by a Local Government for Enactment of a Special Law)

To the Legislature:

Pursuant to Article IX of the Constitution, the VILLAGE of _____ of _____
(county, city, town or village)
DOBBS FERRY requests the enactment of ~~Senate~~ bill (no. A9469),
(name) (strike out one)
entitled "

AN ACT to amend chapter 504 of the laws of 2016, amending the tax law relating to authorizing the town of Greenburgh to adopt a local law to impose a hotel/motel occupancy tax for hotels not located in a village; authorizing specified villages in the towns of Greenburgh and Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax in such villages, in relation to extending the effectiveness thereof.

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- ☒ The local government does not have the power to enact such legislation by local law.
☐ Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

During these difficult economic times, municipalities need additional non-property tax sources of revenue to fund basic services to keep their communities safe and properly serviced. This legislation will assist the Town of Greenburgh and its Villages and the Village of Sleepy Hollow in the Town of Mount Pleasant to fund necessary services.

Such request is made by: (Check appropriate box)

- ☐ The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
☒ The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed) _____
(chief executive officer)

VINCENT ROSSILLO
(Print or type name below signature)

Date: MARCH 22, 2022

MAYOR
(Title of chief executive officer)

CLERK'S CERTIFICATION

I, ELIZABETH A. DREAPER, do hereby certify that I am Clerk of the _____
(print or type name) (local legislative body)

BOARD OF TRUSTEES of the VILLAGE
(name) (county, city, town or village)

of DOBBS FERRY and that on the 22ND day of MARCH,
(name)

2022, such legislative body, at least two-thirds of the total membership having voted in favor thereof,
(strike out one)
approved the foregoing request.

(SEAL OF LOCAL
GOVERNMENT)

(Signed) _____
(clerk)

ELIZABETH A. DREAPER
(Print or type name below signature)

Date: MARCH 22, 2022

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
(Request by a Local Government for Enactment of a Special Law)

To the Legislature:

Pursuant to Article IX of the Constitution, the VILLAGE of _____ of _____
(country, city, town or village)
DOBBS FERRY requests the enactment of ~~Senate~~ bill (no. 58413),
(name) (strike out one)
entitled "

AN ACT to amend chapter 504 of the laws of 2016, amending the tax law relating to authorizing the town of Greenburgh to adopt a local law to impose a hotel/motel occupancy tax for hotels not located in a village; authorizing specified villages in the towns of Greenburgh and Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax in such villages, in relation to extending the effectiveness thereof.

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- ☒ The local government does not have the power to enact such legislation by local law.
☐ Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

During these difficult economic times, municipalities need additional non-property tax sources of revenue to fund basic services to keep their communities safe and properly serviced. This legislation will assist the Town of Greenburgh and its Villages and the Village of Sleepy Hollow in the Town of Mount Pleasant to fund necessary services.

Such request is made by: (Check appropriate box)

- ☐ The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
☒ The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed) _____
(chief executive officer)

VINCENT ROSSILLO
(Print or type name below signature)

Date: MARCH 22, 20 22.

MAYOR
(Title of chief executive officer)

CLERK'S CERTIFICATION

I, ELIZABETH A. DREAPER, do hereby certify that I am Clerk of the _____
(print or type name) (local legislative body)

BOARD OF TRUSTEES of the VILLAGE
(name) (county, city, town or village)

of DOBBS FERRY and that on the 22nd day of MARCH,
(name)

20 22, such legislative body, at least two-thirds of the total membership having voted in favor thereof,
(strike out one)
approved the foregoing request.

(Signed) _____
(clerk)

ELIZABETH A. DREAPER
(Print or type name below signature)

Date: MARCH 22, 20 22.

(SEAL OF LOCAL
GOVERNMENT)



VILLAGE OF DOBBS FERRY

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

RESOLUTION XX-2022

RESOLUTION OF THE VILLAGE OF DOBBS FERRY BOARD OF TRUSTEES AUTHORIZING SUBMISSION OF A HOME RULE REQUEST ASKING THE STATE LEGISLATURE TO ADOPT ASSEMBLY BILL NO. A9469

WHEREAS, the Board of Trustees originally adopted a resolution on April 26, 2011 supporting the concept of state legislation to impose a room "occupancy tax" on persons occupying any hotel or motel for hire in the Village; and

WHEREAS, the April 26, 2011 resolution supported such a room "occupancy tax" in all Villages in the Town of Greenburgh as well as the unincorporated portion of the Town of Greenburgh; and

WHEREAS, Assemblyperson Thomas Abinanti has sponsored legislation to permit, at local option, the imposition of a room "occupancy tax" for hotels and motels in the Town of Greenburgh, the six Villages in the Town and the Village of Sleepy Hollow; and

WHEREAS, in conjunction with said legislation, the Board of Trustees adopted a Home Rule Request on February 9, 2016, and on February 19, 2019; and

WHEREAS, the Village has been made aware that there is new Hotel Occupancy Tax legislation that will be coming to the floor of the State for consideration; and

WHEREAS, the Village of Dobbs Ferry is supportive of the adoption of Hotel Occupancy Tax legislation; and

WHEREAS, since the Village does not have the authority to enact such legislation by local law, the Village must request that the State act on the matter through the adoption of a Home Rule Request; and

WHEREAS, the Home Rule Request states in the portion of the document marked "Explanation" the following:

During these difficult economic times, municipalities need additional non-property tax sources of revenue to fund basic services to keep their communities safe and properly serviced. This legislation will assist the Town of Greenburgh and its Villages and the Village of Sleepy Hollow in the Town of Mount Pleasant to fund necessary services.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Dobbs Ferry does hereby adopt a Home Rule request asking the State legislature to adopt Assembly Bill No. A9469 entitled "AN ACT to amend chapter 504 of the laws of 2016, amending the tax law relating to authorizing the town of Greenburgh to adopt a local law to impose a hotel/motel

occupancy tax for hotels not located in a village; authorizing specified villages in the towns of Greenburgh and Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax in such villages, in relation to extending the effectiveness thereof.”

Motion by: _____, Seconded by: _____

MAYOR ROSSILLO	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE ROSEN ASCHER	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE ROSENBERG	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 0	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

I hereby attest that the attached Resolution was approved by the Board of Trustees at its March 22, 2022 Meeting, and that I have been authorized to sign this Resolution by decision of the Board of Trustees.

Elizabeth Dreaper, Village Clerk

Date