

PUBLIC HEARING NOTICE
PROPOSED LOCAL LAW, INTRO. NO. 2

NOTICE is hereby given that the City Council of the City of New Rochelle, New York, will hold a Public Hearing in accordance with the provisions of Section 16 of Article III of the Charter of the City of New Rochelle and in accordance with the provisions of the Municipal Home Rule Law of the State of New York, in the Council Chambers, City Hall, 515 North Avenue, New Rochelle, New York, on Tuesday, December 6, 2016, at 7:00 P. M., on a proposed Local Law, Intro. No. 2, as follows:

A LOCAL LAW, INTRO. NO 2, TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C.

BE IT ENACTED by the City of New Rochelle, as follows:

Section 1. Legislative Intent

It is the intent of this local law to allow the City of New Rochelle to adopt a budget for the fiscal year commencing January 1, 2017 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The City Council of the City of New Rochelle is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2017 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

PURPOSE AND JUSTIFICATION:

The 2017 Budget Estimate proposes a tax rate increase of 6.72%. The increase of 4.84% above the tax cap rate of 1.88% is solely to fund Capital Projects in conjunction with the ten-year Capital Plan. The increase above the tax cap represents less than a 1% increase of the average household tax bill.

All persons interested are invited to attend said hearing or submit written communications to the City Clerk at or before the Hearing.

By order of the City Council dated November 15, 2016, pursuant to Resolution No. 245.
Bennie F. Giles, III, City Clerk