

Councilperson Muesebeck, acting as Deputy Supervisor called to order a Special Meeting of the Sweden Town Board held at the Sweden Town Hall, 18 State Street, Brockport, New York on Tuesday, February 21, 2017. The purpose of the special meeting was to revisit the proposed Local Law 2 of 2017 – Update to Chapter 164 “Taxation” in the Sweden Town Code, Addition of Article Entitled “Solar, Wind Energy and Farm Waste Energy Systems”.

Sweden Town Board members present were Deputy Supervisor Robert Muesebeck, Councilperson Mary Rich and Councilperson Lori Skoog. Supervisor Robert Carges was absent. Also present were Finance Director Leisa Strabel and Town Clerk Karen Sweeting.

Visitors present were Joan Hamlin, Christine Hamlin, Don Grentzinger, Susan Smith and Don Pophal.

Deputy Supervisor Muesebeck called the meeting to order at 7:00 p.m. and asked if anyone had any comments.

Resident Don Pophal also a member of the committee formed to study the solar energy local law, stated that he felt passing this local law was a good idea. The moratorium set to study the solar energy local law is due to expire May 22, 2017 and if this law is not passed by the end of February, the Town misses the opportunity to do so for twelve months. If solar companies were granted an exemption, it could be in place for fifteen years. Mr. Pophal feels this is the right thing to do at this time.

Councilperson Skoog added that the Town Assessor, Tammy Baker agreed with the local law.

Deputy Supervisor Muesebeck stated that the Town Attorney was also in agreement. Many other towns have adopted this law.

RESOLUTIONS

RESOLUTION NO. 30

Adopt Local Law No.2 of 2017 – Update to Chapter 164 “Taxation” in the Sweden Town Code – Addition of Article Entitled “Solar, Wind Energy and Farm Waste Energy Systems”

WHEREAS, Section 487 of the Real Property Tax Law allows for Solar or Wind Energy Systems or Farm Waste Energy Systems to be eligible for a 15-year exemption from taxation to the extent of any increase in assessed value due to such systems; and

WHEREAS, New York State Real Property Tax Law § 487 also allows for municipalities to elect by local law to disallow such exemptions from taxation effective as of the date of adoption of such local law; and

WHEREAS, the Town Board of the Town of Sweden desires to enact a local law to disallow such exemptions; and

WHEREAS, a duly advertised Public Hearing was held by the Town Board at the Town Hall, 18 State Street, Brockport, New York, on February 7, 2017, at 7:00 PM., to hear

all persons interested in the adoption of Local Law No. 2 of 2017 - Update to Chapter 164 "Taxation" in the Sweden Town Code – Addition of Article Entitled "Solar, Wind Energy and Farm Waste Energy Systems"; and

WHEREAS, all persons desiring to be heard were heard and due deliberation having been had.

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That Local Law No. 2 of 2017 reads as follows:

§ 164-Article VII Solar, Wind Energy and Farm Waste Energy Systems

This article is adopted pursuant to the Authority of Real Property Tax Law § 487 which allows for the adoption of a Local Law providing that the provisions of §487 of the Real Property Tax Law allowing for exemptions from taxation to the extent of any increase in assessed value due to the construction of such systems shall not apply to any such systems constructed within the Town of Sweden after the effective date of this Article.

Sec. 2. That the Town Board of the Town of Sweden hereby adopts Local Law No. 2 of 2017 - Updates to Chapter 164 "Taxation" in the Sweden Town Code – Addition of Article Entitled "Solar, Wind Energy and Farm Waste Energy Systems".

Sec. 3. That the Town Clerk is authorized and directed to file a complete copy of Local Law No.2 of 2017 with the Secretary of State, as required by law.

Sec. 4. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Skoog
Seconded by Councilperson Rich

Discussion:

VOTE BY ROLL CALL AND RECORD

Councilperson Muesebeck	<u>Aye</u>
Councilperson Rich	<u>Aye</u>
Councilperson Skoog	<u>Aye</u>
Supervisor Carges	<u>Absent</u>

Submitted – February 21, 2017

Adopted

ADJOURNMENT

Councilperson Skoog moved to adjourn the February 21, 2017 special meeting of the Town Board of the Town of Sweden at 7:06 p.m. Councilperson Rich seconded the motion. All voted in favor of the motion – four ayes. Motion adopted.

Respectfully submitted,

Karen M. Sweeting
Town Clerk