

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of New Scotland

Local Law 5 of the year 2008

A local law to prevent lower assessments of converted condominiums pursuant to Section 581 of the Real Property Tax Law and Section 339-y of the Real Property Law.

Be it enacted by the Town Board of the Town of New Scotland as follows:

SECTION I. This Local Law is adopted pursuant to Real Property Tax Law Section 581(1)(c), for the purpose of preventing lower assessments of converted condominiums.

SECTION II. Neither Paragraph (a) of Subdivision (1) of Section 581 of the Real Property Tax Law nor Paragraph (b) of Subdivision (1) of Section 339-y of the Real Property Law shall apply to any converted condominium unit in the Town of New Scotland.

SECTION III. For the purpose of this Local Law, "converted condominium unit" shall mean a dwelling unit held in condominium form of ownership that has previously been on an assessment roll as a dwelling unit in other than condominium form of ownership and has not been previously subject to the provisions of Section 581(1)(a) of the Real Property Tax Law or Section 339-y(1)(b) of the Real Property Law.

SECTION IV. This Local Law shall take effect upon filing with the Secretary of the State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as Local Law No. 5 of 2008 of the Town of New Scotland was duly passed by the New Scotland Town Board on September 10, 2008, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as Local Law No. ____ of 2008 of the Town of New Scotland was duly passed by the New Scotland Town Board on _____ of 2008, and was (approved)(not approved) (repassed after disapproval) by the _____

(Elective Chief Executive Officer*)

and was deemed duly adopted on _____ 2008, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. ____ of 2008 of the Town of New Scotland was duly passed by the New Scotland Town Board _____ on _____ 2008 , and was (approved) (not approved) (repassed after disapproval) by the _____ on _____, 2008, Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the general) (special)(annual) election held on _____ 2008 , in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2008 of the Town of New Scotland was duly passed by the

_____ on _____ 2008,

and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 2008 . Such local

law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 2008, in accordance with the applicable provisions of law.

*** Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2008 of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, 2008, became operative.

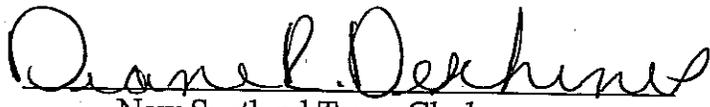
6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2008 of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received

the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph one, above.


New Scotland Town Clerk

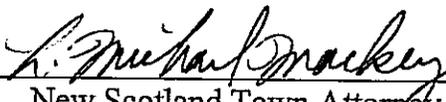
(Seal)

Date: 9/11/08

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

**STATE OF NEW YORK
COUNTY OF ALBANY**

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature 
New Scotland Town Attorney

Date: 9/11/08