

TOWN OF HARPERSFIELD
LOCAL LAW NO. 003 OF THE YEAR 2023

A LOCAL LAW CHANGING FROM AN ELECTED BOARD OF ASSESSORS TO TWO APPOINTED ASSESSORS FOR THE TOWN OF HARPERSFIELD, DELAWARE COUNTY, NEW YORK.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HARPERSFIELD AS FOLLOWS:

SECTION 1. AUTHORITY:

The purpose of this Local Law is to permit the Town of Harpersfield, New York to change from an elected Board of Assessors to two (2) appointed Assessors having the titles of Tax Assessor Chairperson and Tax Assessor. It is adopted pursuant to New York Real Property Tax Law Section 328 and Municipal Home Rule Law Section 10.

SECTION 2. TERMINATION OF TERMS OF CURRENT ASSESSORS:

The terms of office for the present elected Assessors for the Town shall terminate as of October 1, 2023, and from and after that date shall be two appointed Assessors for the Town, having the titles Tax Assessor Chairperson and Tax Assessor.

SECTION 3. APPOINTMENT AND TERMS OF OFFICE OF APPOINTED ASSESSORS:

As set forth in Section 310 of the Real Property Tax Law, the two appointed Assessors shall be appointed by the Town Board. The term of office for the initially appointed Assessors shall be a 6 year term commencing October 1, 2023, through September 30, 2029. Thereafter, the Town Board may reappoint the initially appointed Assessors or appoint different Assessors for the next term.

SECTION 4. SEVERABILITY:

The invalidity of any clause, sentence, paragraph or provision of this Local Law shall not invalidate any other clause, sentence, paragraph or part thereof.

SECTION 5. REPEALER; SUPERSESSION:

All Local Laws or Ordinances or parts of Local Laws or Ordinances in conflict with any part of this Local Law are hereby repealed.

SECTION 6. REFERENDUM CLAUSE:

This Local Law shall not be subject to a mandatory or permissive referendum.

SECTION 7. INCONSISTENCY:

All other Local Laws and Ordinances of the Town of Harpersfield that are inconsistent with the provisions of this Local Law are hereby repealed; provided however, that such repeal shall only be to the extent of such inconsistency and in all other respects this Local Law shall be in

addition of such other Local Laws or Ordinances regulating and governing the subject matter covered by this Local Law.

SECTION 8. SAVINGS CLAUSE:

If any clause, sentence, paragraph, work, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgement shall not affect, impair or invalidate the remainder, thereof, but shall be confined in its operation of the clause, sentence, paragraph, work, section or part thereof directly involved in the controversy in which judgement shall have been rendered.

SECTION 9. EFFECTIVE DATE:

This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State as provided by law.