

At a Regular Meeting of the Common Council of the City of
Plattsburgh, New York held January 3, 1985

PRESENT: Mayor Rennell, Aldermen Stewart, Hall, Lockwood,
Poitras and LaMarche

ABSENT: Alderman Blumette

By Alderman Lockwood ; seconded by Alderman Hall :

LOCAL LAW NO. 1 of 1985

AN ACT PURSUANT TO SECTION 459 OF THE REAL PROPERTY TAX
LAW OF THE STATE OF NEW YORK EXEMPTING FROM TAXATION
IMPROVEMENTS TO REAL PROPERTY CONSISTING OF ONE, TWO OR
THREE FAMILY RESIDENCES USED FOR THE ACCOMMODATION OF
PHYSICALLY HANDICAPPED PERSONS.

BE IT ENACTED by the Mayor and Common Council of the City
of Plattsburgh, New York, as follows:

SECTION 1: Improvement to any real property in the City of
Plattsburgh, New York used solely for residential purposes as a
one, two or three family residence shall be exempt from taxation
to the extent of any increase in value attributable to such improve-
ment if such improvement is used for the purpose of facilitating
and accommodating the use and accessibility of such real property
by (a) a resident owner of the real property who is physically
disabled, or (b) a member of the resident owner's household who is
physically disabled, if such member resides in the real property.

SECTION 2: To qualify as physically disabled for the purpose
of this local law, an individual shall submit to the Assessor a
certified statement from a physician licensed to practice in this
state on a form provided by the state board which states that the
individual has a permanent physical impairment which substantially
limits one or more of such individual's major life activities,
except that an individual who has obtained a certificate from the
state commission for the blind and visually handicapped stating
that such individual is legally blind may submit such certificate
in lieu of a physician's certified statement.

SECTION 3: Such exemption shall be granted only upon appli-
cation by the owner or all of the owners of the real property on a
form prescribed and made available by the state board. The applicant
shall furnish such information as the board shall require. The

application shall be filed together with the appropriate certified statement of physical disability or certificate of blindness with the Assessor of the City of Plattsburgh, New York on or before the taxable status date of the City of Plattsburgh, New York.

SECTION 4: If the Assessor is satisfied that the improvement is necessary to facilitate and accommodate the use and accessibility by a resident who is physically disabled and that the applicant is entitled to an exemption pursuant to this local law, the Assessor shall approve the application and enter the taxable assessed value of the parcel for which exemption has been granted on the assessment role for the taxable property, with the amount of the exemption as determined in a separate column. Once granted, the exemption shall continue on the real property until the improvement ceases to be necessary to facilitate and accommodate the use and accessibility of the property for the resident who is physically disabled.

SECTION 5: The exemption provided by this local law shall apply to improvements constructed prior to the effective date of this local law.

On roll call, Aldermen Stewart, Hall, Lockwood, Poitras and LaMarche voted in the affirmative, no one in the negative (Alderman Blumette being absent); CARRIED.

Certified to the Mayor this 10th day of January, 1985.



CITY CLERK

The foregoing Local Law is hereby approved after Public Hearing held this 10th day of January, 1985.



MAYOR