H

LOCAL LAW NO. 14 2002

A LOCAL LAW AUTHORIZING AN AGREEMENT WITH THE TOWN OF LYSANDER FOR REPAYMENT TO THE COUNTY OF ONONDAGA FOR TAXES OWED TO THE COUNTY

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY AS FOLLOWS:

Section 1. The Town of Lysander is in the process of acquiring Property No. 079-01-10.8, which is tax delinquent in the amount of $229,578.80 for tax years 2001, 2002 and 2003, including interest and penalties through October 31, 2002. This amount does not include the 2002-03 school tax bill due September 1, 2002 which if unpaid will be relevied on the 2003 tax bill, and does not include the January 2003 county tax bill.

Section 2. In order to alleviate the financial burden of acquiring said tax delinquent property, the Town of Lysander has requested the County to authorize the Town to repay the outstanding taxes over a period of ten years, and it is the determination of this Legislature that it is in the interests of the County to enter into an agreement authorizing the same.

Section 3. The Town of Lysander hereby is authorized to repay the outstanding taxes on Property No. 079-01-10.8 in the amount of $229,578.80 over a period of ten years. The Town of Lysander is also authorized to elect to repay any owing 2002-03 school taxes and 2003 county taxes, together with any accrued interest and penalties thereon, over the same ten year period. If the town elects to include the 2002-03 school taxes and 2003 county taxes in the ten year repayment agreement, then said sum, including any accrued interest and penalties, shall be added to the tax delinquent amount set forth in Section 1 and incorporated into the ten year repayment agreement authorized herein. Payments shall be made in equal installments over a period of ten years, with the first payment commencing on April 15, 2003. In the event that the Town does not acquire the property on or before October 31, 2002, then the amount due and owing shall be increased to reflect outstanding taxes, interest and penalties through and including the date that the Town actually acquires said property as evidenced by receipt by the County of a certified copy of a duly executed deed in favor of the Town. Conversely, in the event the Town acquires the property before October 31, 2002, then the Town shall receive a credit to the tax delinquent amount such that the penalties and interest on the delinquent taxes stop accruing as of the date of acquisition.

Section 4. The County Executive is hereby authorized to enter into an agreement with the Town authorizing the Town to repay the outstanding taxes on Property No. 079-01-10.8 consistent with the terms of this local law.

Section 5. The Agreement with the Town shall provide that if for any reason the Town fails to make payment within thirty days of the due date of any given year, then the County shall have the right to require that the full outstanding amount be due and owing and to require payment of interest and late charges until fully repaid by the Town.

Section 6. The Agreement with the Town also shall provide that nothing herein stated shall preclude the County from pursuing any and all remedies under law to enforce and collect the amount(s) owed, including the right to set off sales tax revenues, should the Town fail to make payment or adhere to the Agreement.

Section 7. The County Executive is hereby authorized to include any other terms and/or conditions which the County Executive deems in the best interests of the County and which are not inconsistent with this Local Law.

Section 8. This local law shall take effect immediately upon filing pursuant to the Municipal Home Rule Law.

LYSANDER
jr