



283 Manny's Corners Road
Amsterdam, New York 12010

Telephone: (518) 842-7961
Fax No. (518) 843-6136

TOWN OF AMSTERDAM
NOTICE OF PUBLIC HEARING
LOCAL LAW TO ESTABLISH THE OFFICE OF A SINGLE APPOINTED ASSESSOR
PURSUANT TO REAL PROPERTY TAX LAW SECTION 328

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board, Town of Amsterdam on Wednesday, February 15, 2023 at 5:55 pm, at the Amsterdam Town Hall, 283 Manny's Corners Road, Amsterdam, NY regarding proposed local law to establish the office of a single appointed assessor and abolish the office of three elected assessors in the Town of Amsterdam pursuant to Real Property Tax Law Section 328.

PLEASE TAKE FURTHER NOTICE that the environmental significance of said proposed action will be reviewed by the Town Board, Town of Amsterdam as part of said public hearing.

Any resident of the Town of Amsterdam is entitled to be heard upon said proposed Local Law at such public hearing. Copies of proposed Local Law are available for review at the Town office Building or on our website at: www.townofamsterdam.org.

BY ORDER OF THE TOWN BOARD


Linda Bartone Hughes, Town Clerk
Town of Amsterdam

To be published in The Recorder on Friday, February 3rd.

TOWN OF AMSTERDAM
LOCAL LAW NO. _____ FOR THE YEAR 2023
A LOCAL LAW TO CHANGE TO SINGLE APPOINTED ASSESSOR
PURSUANT TO REAL PROPERTY TAX LAW SECTION 328 AND MUNICIPAL
HOME RULE LAW

Be it enacted by the Town Board of the Town of Amsterdam as follows:

Section 1. Legislative Intent: It is the intent of this local law to change to a single appointed assessor not subject to a referendum pursuant to New York Real Property Tax Law section 328 [hereinafter “RPTL”]. An appointive assessor shall be appointed by the chief executive officer (Town Supervisor). RPTL section 310.

Section 2. Authority: This local law is adopted pursuant to section 328 and 310 of New York RPTL, which expressly authorizes the Town Board change to a single appointed assessor, not subject to a referendum, and to authorize the Town Supervisor to make said appointments. New York Municipal Home Rule Law section 10 allows Towns to adopt Local Laws.

Section 3.

A. Selection. Any resident of the state, otherwise eligible for appointment as assessor, may be appointed assessor. An assessor may be employed by the local government in any other position not incompatible with the office of assessor.

B. Term of office. The term of office of assessor shall be at the discretion of the Town Supervisor.

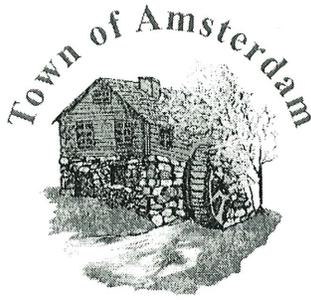
C. Minimum qualification standards. No person shall be eligible for appointment as assessor unless he or she meets the minimum qualification standards established for such office.

D. Certification and continuing education. (a) All assessors must obtain commissioner certification of successful completion of the basic course of training and education prescribed by the commissioner pursuant to this title. (b) In addition to the basic course of training and education, all appointive assessors shall also complete additional courses in a continuing training and education program prescribed by the commissioner pursuant to the provisions of this title.

E. On December 31st of the year in which this local law shall take effect, the term or terms of all elected assessors then in office shall terminate. In the event there are no elected assessors, an appointment may be made at anytime.

Section 4. Severability: If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date: This local law shall take effect immediately upon filing with the Secretary of State.



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RESOLUTION

SCHEDULE PUBLIC HEARING CONCERNING LOCAL LAW ENTITLED " A LOCAL LAW TO ESTABLISH THE OFFICE OF A SINGLE APPOINTED ASSESSOR" PURSUANT TO REAL PROPERTY TAX LAW §328

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam schedules a public hearing concerning a Local Law to establish the office of a single appointed assessor and abolish the three elected assessors pursuant to Real Property Tax Law § 328; and

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam schedules a public hearing on proposed local law for Wednesday, February 15th at 5:55 pm.

Sponsored by: Councilman Brent Phetteplace
Seconded by: Councilman Ronald DiCaprio
ADOPTED-5-AYES-0-NOES

DATED: January 25, 2023

BY ORDER OF THE TOWN BOARD

A handwritten signature in blue ink, appearing to read "Linda Bartone Hughes", is written over a horizontal line.

Linda Bartone Hughes, Town Clerk
Town of Amsterdam