

**AGENDA**  
**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**  
**REGULAR TOWN BOARD MEETING**

**FEBRUARY 13, 2023**

*Please turn off all cell phones and electronic devices.*

**Pledge of Allegiance**

**Correspondence**

- New York State Department of State, Notification of Filing of Local Law 1 of 2023

**Approval of Minutes**

- January 23, 2023 Town Board Work Meeting

**Public Comment Period**

**New Business**

- Resolution to Set Public Hearing for Local Law 2 of 2023, a Local Law 1 to
- Audit of Claims

**Upcoming Meetings**

- February 20, 2023 Town Offices Closed for Presidents' Day
- February 27, 2023 Public Hearing on Local Law 2 of 2023 at 6:30 PM
- February 27, 2023 Town Board Work Meeting at 7 PM
- March 1, 2023 Zoning Board of Appeals Meeting at 7:30 PM if Needed
- March 9, 2023 Planning Board Meeting at 7 PM
- March 13, 2023 Town Board Meeting Regular Meeting at 7 PM
- March 27, 2023 Town Board Work Meeting at 7 PM

**Public Comment Period/Community Events**

**Adjournment**

**\*\*\*\* Agenda Subject to Change\*\*\*\***

## **GUIDELINES FOR PUBLIC CONDUCT DURING TOWN BOARD MEETINGS**

1. The Supervisor shall preside at the meetings of the Town Board. In the absence of the Supervisor, the Deputy Supervisor shall be the acting Supervisor. In the event both the Supervisor and the Deputy Supervisor are absent, the other members shall designate one of their members to act as temporary chairman. A majority of the Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.
2. Town residents who wish to speak shall fill out a card at the entrances of the meeting room listing their name, contact information, and the subject matter in which they would like to speak. These cards will be collected prior to the beginning of the Town Board meeting and given to the Town Supervisor or Deputy Supervisor in the absence of the Supervisor.
3. Speakers must be recognized by the presiding officer and then proceed to the lectern and state their name and address. They must limit their remarks on official town business to up to three minutes on a given topic and may not yield any remaining time to another speaker. They must address their remarks to the Board as a body and not to any member thereof and not to other members of the audience in the form of a debate.
4. Speakers should present their remarks in a courteous manner and may not make disparaging remarks or personal comments about public officials, town residents, or others. All speakers will observe the commonly accepted rules of courtesy, decorum, dignity, and good taste with no cursing, swearing, clapping, booing, finger pointing, bullying, whispering, or talking that disrupts the proceedings of the business of the Town Board.
5. Any speaker who disregards the directives of the presiding officer in enforcing the rules, disturbs the peace at a meeting, makes impertinent or slanderous remarks, or generally conducts themselves in an inappropriate manner shall be barred from further participation and will forfeit any balance of time remaining for their comments.
6. After a final warning, if a speaker willfully refuses to step down, the Town Supervisor shall contact the appropriate authorities to remove the speaker from the meeting room and to restore order.
7. The Town Supervisor, or in their absence the Deputy Supervisor, shall ensure compliance with these rules.

STATE OF NEW YORK  
**DEPARTMENT OF STATE**

ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
HTTPS://DOS.NY.GOV

KATHY HOCHUL  
GOVERNOR

ROBERT J. RODRIGUEZ  
SECRETARY OF STATE

February 1, 2023

Barbara M Finke  
Baltimore Town Clerk  
3809 County Rte 51  
Hannacroix NY 12087

**RE: Town. Of Baltimore, Local Law 1 2023, filed on January 30 2023**

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, [www.dos.ny.gov](http://www.dos.ny.gov).

Sincerely,  
State Records and Law Bureau  
(518) 473-2492



**Department  
of State**

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 39-2023  
FEBRUARY 13, 2023**

**RESOLUTION SETTING PUBLIC HEARING FOR A PROPOSED LOCAL LAW  
PROVIDING REAL PROPERTY TAX EXEMPTIONS FOR VOLUNTEER  
FIREFIGHTERS AND AMBULANCE WORKERS PURSUANT TO SECTION 466-A  
OF THE REAL PROPERTY TAX LAW**

**BE IT ENACTED** by the Town Board of New Baltimore.

*BE IT RESOLVED*, that the Town Board of the Town of New Baltimore will hold a Public Hearing on February 27, 2023 at 6:30 PM at the Town Hall, 3809 County Route 51, Hannacroix, New York to hear those members of the public who wish to be heard regarding proposed Local Law 2 of 2023, a Local Law providing real property tax exemptions for volunteer firefighters and ambulance workers pursuant to Section 466-A of the Real Property Tax Law.

**PROPOSED LOCAL LAW #2 OF 2023**

*BE IT ENACTED* by the Town Board of the Town of New Baltimore, as follows:

SECTION I. Legislative intent and purpose.

- a. The Town Board of the Town of New Baltimore finds and determines that attracting and retaining quality volunteer firefighters and emergency medical personnel is one of the most critical problems facing our community and that maintaining effective emergency protection depends on the ability to train and retain volunteers.
- b. The Town Board finds and determines that it is essential for the Town to provide real property tax exemptions as an incentive to attract new volunteers and help combat a persistent and alarming decline in the number of volunteers serving as active responders to fire and medical emergencies and unless recruits are found to replace retiring volunteers and seasoned members are encouraged to continue their volunteer service, the health and safety of citizens served by the volunteer firefighter and emergency medical personnel corps may be jeopardized.
- c. The Town Board further finds and determines that real property tax exemptions are an appropriate way to recognize the personal sacrifices and dedication of these community-spirited men and women who unselfishly give their time and risk their safety to protect their neighbors without compensation.
- d. The purpose of this Local Law is to adopt the real property tax exemptions provided for volunteer firefighters and emergency medical personnel in accordance with Section 466-a of the Real Property Tax Law to read as follows.

Section 1. Real Property Tax Exemption. Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in the Town of New Baltimore shall be exempt from taxation to the extent of 10 percent of the assessed value of such property for Town purposes, exclusive of special assessments.

Section 2. Qualifications. Such exemption shall only be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance services if:

- (a) the applicant resides in the Town of New Baltimore and is a member of an incorporated volunteer fire company or fire department or incorporated voluntary ambulance service which provides service within the town.
- (b) the real property which is the subject of such exemption is the primary residence of the applicant.
- (c) the real property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this Local Law.
- (d) the applicant has obtained and displayed a certificate issued by the authority having jurisdiction for the incorporated volunteer fire company or fire department indicating that the applicant has been an enrolled member of such incorporated volunteer fire company or fire department for at least two years or the applicant has been certified by the authority having jurisdiction for the incorporated voluntary ambulance service as an enrolled member of such incorporated voluntary ambulance service for at least two years.

Section 3. Continuation of eligibility requirements. The applicant shall maintain continual eligibility for the exemption by being a continuously active member of the incorporated volunteer fire company, fire department, fire district, or incorporated voluntary ambulance service. An active member shall meet the requirements for active service as defined by each company, department or corporation. Annual attestation by such company, district or corporation is required to maintain this exemption.

Section 4. Twenty-year active members. Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service, as defined in Section 3 hereof, and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within the Town of New Baltimore.

Section 5. Un-remarried Surviving Spouses of Volunteers killed in the line of duty. An un-remarried spouse of a volunteer firefighters or volunteer ambulance workers killed in the line of duty may receive the real property tax exemption if:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service who was killed in the line of duty; and.
2. Such deceased volunteer had been an enrolled member for at least five years; and.
3. Such deceased volunteer had been receiving the exemption prior to his or her death.

Section 6. Un-remarried Surviving Spouses of Volunteers with at least Twenty Years of Service. An un-remarried spouse of a volunteer firefighters or volunteer ambulance workers with twenty years of service may receive the real property tax exemption if:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service.

2. Such deceased volunteer had been an enrolled member for at least twenty years.

3. Such deceased volunteer and un-remarried spouse had been receiving the exemption of such property prior to the death of such volunteer.

Section 7. Application process.

1. Applications for such exemption shall be filed with the assessor of the town on or before the taxable status date on a form as prescribed by the New York State Commissioner for the Office of Real Property Tax Services.

2. The assessor of the city, village or town shall have the duty and responsibility of procuring and filing a copy of such certification prior to granting the exemption provided for by this Local Law.

Section 8. No diminution of current benefits. No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of law on the effective date of this Local Law shall suffer any diminution of such benefit because of the provisions of this Local Law.

SECTION II. Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

## **TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

### **RESOLUTION 40-2023 FEBRUARY 13, 2023**

#### **RESOLUTION TO AUTHORIZE SUPERVISOR TO PAY AUDITED CLAIMS**

*WHEREAS* the Town Clerk has presented claims to the Town Board for audit and review, and

*WHEREAS* the Town Board has audited claims 2023-02-01 to 2023-02-, it is

*RESOLVED* that the Supervisor is hereby authorized to pay claims 2023-02-01 to 2023-02-.

*BE IT FURTHER RESOLVED* that the Town Clerk will prepare an abstract and hold it for public review until March 31, 2023.



# Application for Volunteer Firefighters/Ambulance Workers Exemption

File this form with your local assessor by the taxable status date. See instructions.  
Do **not** file this form with the Office of Real Property Tax Services.

Name(s) of owner			
Mailing address of owner(s) (number and street or PO Box)		Location of property (street address)	
City, village, or post office	State	ZIP code	City, town, or village State ZIP code
Daytime contact number	Evening contact number	School district	
Email address		Tax map number of section/block/lot: Property identification (see tax bill or assessment roll)	

Mark an **X** in the appropriate box.

- Is the property your primary residence?..... Yes  No
- Name of the incorporated volunteer fire company, fire department, or incorporated volunteer ambulance service that you serve: \_\_\_\_\_
  - Have you been an enrolled member of this organization for at least five years? ..... Yes  No   
If No, specify the number of years you have been enrolled as a member. \_\_\_\_\_
  - Do you reside in the city, town, or village served by this organization?..... Yes  No
  - Are you an un-remarried spouse of a deceased enrolled member who served for at least five years and who was killed in the same line of duty? ..... Yes  No
  - Are you an un-remarried spouse of a member who is deceased and served for at least 20 years? ..... Yes  No
- Have you been granted a lifetime exemption in any municipality within the county? ..... Yes  No   
If Yes, which municipality? \_\_\_\_\_
- Is any portion of the property used for purposes other than residential, such as farming, commercial, vacant land, or a professional office? ..... Yes  No   
If No, skip to Certification.
  - What percentage of the property is **not** used for residential purposes? \_\_\_\_\_
  - Explain such use and describe the portion that is so used. \_\_\_\_\_

## Certification

I (we), \_\_\_\_\_, hereby certify that the information on this application and any accompanying pages constitutes a true statement of facts.

Signature <i>(All owners must sign this application)</i>	Phone number	Date

Return this form to the **local assessor** by the taxable status date. (See Deadline below.)

**For Assessor's Use Only**

Date application filed: \_\_\_\_\_

Action on application:      Approved       Denied

Reason for denial (if applicable): \_\_\_\_\_

Exemption applies to taxes levied by or for:

County \_\_\_\_\_     City \_\_\_\_\_     Town \_\_\_\_\_   
Village \_\_\_\_\_     School \_\_\_\_\_     Fire \_\_\_\_\_

Assessor's name (print)	
Assessor's signature	Date

**Instructions**

**Authorization for exemption**

Real Property Tax Law § 466-a authorizes the governing body of a county, city, town, village, school district, fire district, or special district, to partially exempt up to 10% of the assessed value of the residence of a volunteer firefighter or ambulance worker. The exemption does not apply to special assessments.

An eligible city, village, town, school district, fire district, special district, or county may enact, after a public hearing, a local law, or a resolution in the case of a school district, to adopt the volunteer firefighters/ambulance workers exemption. Consult your assessor to ascertain whether the exemption is available locally.

**Eligibility**

**Note:** If you receive this exemption, you **cannot claim** a New York State income tax credit for the same volunteer service. However, if the property has multiple owners, the owner(s) whose volunteer service was not the basis of the exemption are eligible to claim that credit.

The exemption is available only to members of incorporated volunteer fire companies, fire departments, or incorporated ambulance services who have been certified as being enrolled members for a minimum of two to five years, depending on the policy. The municipality determines the procedure for certification.

At local option of the city, town, village, school district, fire district, special district, or county, an enrolled member who has accrued more than 20 years of active service may be granted the exemption for the remainder of their life, as long as the member's primary residence is located within such county.

At local option, the exemption may be continued or reinstated for the un-remarried spouse of an enrolled member killed in the line of duty who had been a member

of the volunteer fire company, fire department, or volunteer ambulance service for at least five years and was receiving the exemption prior to their death.

At local option, the exemption may be continued or reinstated for the un-remarried spouse of an enrolled member who accrued at least 20 years of active service and was receiving the exemption prior to their death.

The exemption may be granted only to applicants who reside in the jurisdiction served by the fire company, fire department, or ambulance service. The exemption is only available for the applicant's primary residence and only to property (or the portion thereof) exclusively used for residential purposes.

**Deadline**

If one or more of your localities have opted to offer this exemption, you must file the application in the assessor's office on or before the appropriate taxable status date, which, in most towns, is March 1. Consult with your assessor to confirm the deadline for your municipality.

Once the exemption is granted, the exemption may continue for the authorized period provided that the eligibility requirements continue to be satisfied. It is not necessary to reapply after the initial year for the exemption for it to continue.

For further information, ask your local assessor. To find your local assessor's contact information, visit our website or your locality's website.