

# **MEETING NOTICE**

## Village of Scarsdale

A special meeting of the Scarsdale Village Board of Trustees is scheduled for 6:00 PM on Monday, May 6, 2024. The meeting will be held in the Trustees Room located on the 2<sup>nd</sup> floor in Village Hall.

### **Agenda**

1. Home Rule Request – Penalty Relief 2023 School Tax

AM: 05-03-24

E-MAIL: Journal News (Lohud)  
Scarsdale 10583  
Scarsdale Hamlet Hub  
The Daily Scarsdale

cc: Lobby Bulletin Board

**TOWN OF SCARSDALE  
TOWN BOARD**

**RESOLUTION ADOPTING A HOME RULE REQUEST FOR THE  
ENACTMENT AND ADOPTION BY THE NEW YORK STATE ASSEMBLY OF  
BILL A9946 AND BY THE NEW YORK STATE SENATE OF BILL S9202  
PROVIDING FOR THE REFUND OF PENALTIES ACCRUED ON CERTAIN  
REAL PROPERTY TAXES IN THE TOWN OF SCARSDALE, COUNTY OF  
WESTCHESTER**

**WHEREAS**, Scarsdale is a coterminous town/village in the county of Westchester being responsible for real property taxation within its jurisdiction; and

**WHEREAS**, certain 2023/2024 real property tax bills were not delivered by the United States Postal Service and the Town of Scarsdale cannot provide relief from late penalties stemming from late payment of such bills without State Legislative approval; and

**WHEREAS**, Assembly Bill A9946 and Senate Bill S9202 have been introduced into the New York State Assembly and the New York State Senate, respectively each entitled “AN ACT in relation to refunding penalties accrued on certain real property taxes in the Town of Scarsdale, County of Westchester”; and

**WHEREAS**, the purpose of the proposed legislation is to provide the refund of certain penalties accrued on 2023-2024 real property taxes due to the specific failure of the United States Postal Services to deliver said real property tax bills to owners in the Town of Scarsdale, County of Westchester; and

**WHEREAS**, the Town Board believes that such relief would be in the best interests of the residents and real property tax payors of Scarsdale; and

**NOW, THEREFORE, BE IT RESOLVED**, the Town Board of the Town of Scarsdale, County of Westchester, does hereby respectfully make a Home Rule Request pursuant to the New York State Home Rule Law that the New York State Assembly enact Bill A9946 and the New York State Senate enact Bill S9202, copies of which are attached hereto, to authorize the Town of Scarsdale to waive penalties for late payment of 2023-2024 real property taxes due to the failure of the United States Postal Services to deliver said real property tax bills to certain owners in the Town of Scarsdale, County of Westchester.

**BE IT FURTHER RESOLVED**, the Town Clerk is hereby authorized to certify this Resolution and directed to forward the appropriate number of copies of this Resolution and the Home Rule Request form with the appropriate transmittal letters to each House of the New York State Legislature.

**IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE**  
**HOME RULE REQUEST**  
**(Request by a Local Government for Enactment of a Special Law)**

To the Legislature:

Pursuant to Article IX of the Constitution, the Town of Scarsdale (county, city, town or village) requests the enactment of ~~Senate~~ Assembly bill (no. S9202),  
 entitled “

**AN ACT in relation to refunding penalties accrued on certain real property taxes in the town of Scarsdale, county of Westchester**

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- The local government does not have the power to enact such legislation by local law.
- Other facts, as set forth in the following “Explanation” establish such necessity.

**EXPLANATION**

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
- The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

**READ BEFORE SIGNING**

A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word “majority” below even though the vote may have been greater.

B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words “two-thirds” below.

**CHIEF EXECUTIVE OFFICER’S SIGNATURE**


(Signed).....  
 (chief executive officer)  
 .....  
 (Print or type name below signature)  
 .....  
 (Title of chief executive officer)

Date: ....., 20 .....

**CLERK’S CERTIFICATION**

I, Taylor Emanuel (print or type name), do hereby certify that I am Clerk of the Town (local legislative body) Board of the Town (county, city, town or village) of Scarsdale (name) and that on the 6th day of MAY, 2024, such legislative body, at least ~~a majority~~ two-thirds (strike out one) of the total membership having voted in favor thereof, approved the foregoing request.

(SEAL OF LOCAL GOVERNMENT)

(Signed)   
 (clerk)  
Taylor C. Emanuel  
 (Print or type name below signature)

Date: MAY 7, 2024

**IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE**  
**HOME RULE REQUEST**  
**(Request by a Local Government for Enactment of a Special Law)**

To the Legislature:

Pursuant to Article IX of the Constitution, the Town of Scarsdale requests the enactment of ~~Senate~~ Assembly bill (no. A9946),  
(county, city, town or village)  
(name) (strike out one)

entitled "**AN ACT in relation to refunding penalties accrued on certain real property taxes in the town of Scarsdale, county of Westchester**"

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- The local government does not have the power to enact such legislation by local law.
- Other facts, as set forth in the following "Explanation" establish such necessity.

**EXPLANATION**

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
- The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

**READ BEFORE SIGNING**

- A If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
- B If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

**CHIEF EXECUTIVE OFFICER'S SIGNATURE**

(Signed).....  
(chief executive officer)

.....  
(Print or type name below signature)

Date: ....., 20 .....

.....  
(Title of chief executive officer)

**CLERK'S CERTIFICATION**

I, Taylor Emanuel, do hereby certify that I am Clerk of the Town Board of the Town of Scarsdale and that on the 6<sup>th</sup> day of MAY, 2024, such legislative body, at least ~~a majority~~ two-thirds of the total membership having voted in favor thereof, approved the foregoing request.  
(print or type name) (local legislative body)  
(county, city, town or village)  
(name) (strike out one)

(Signed).....  
(clerk)

Taylor C. Emanuel  
(Print or type name below signature)

(SEAL OF LOCAL GOVERNMENT)

Date: MAY 7, 20 24.