

TOWN OF CHESTER

A RESOLUTION TO IMPORE THE NEW YORK STATE LEGISLATURE TO ENACT LEGISLATION CREATING A TRANSFER TAX ON THE CONVEYANCE OF REAL PROPERTY LOCATED WITHIN THE TOWN OF CHESTER FOR THE PURPOSE OF GENERATING REVENUE IN AN EFFORT TO FUND THE TOWN OF CHESTER COMMUNITY PRESERVATION FUND

July 8, 2020

TITLE: A resolution to implore the New York State Legislature to enact legislation which creates a transfer tax of THREE QUARTERS OF ONE (0.75%) PERCENT on the conveyance of real property located within the Town of Chester for the purpose of creating and generating revenue in an effort to fund the Town of Chester Community Preservation Fund.

At a regular meeting of the Town Board of the Town of Chester, Orange County, New York, held at the Town Hall, 1786 Kings Highway, Chester, New York, on the 8TH day of July, 2020, at 7:00 PM prevailing time:

The meeting was called to order by Supervisor Valentine and upon roll being called the following were:

PRESENT: Robert Valentine, Supervisor
Cindy Smith, Deputy Supervisor
Orlando Perez, Councilman
Thomas Becker, Councilman
Robert Courtney, Councilman

The following resolution was offered by Councilwoman Smith, who moved its adoption, seconded by Councilman Perez, to wit:

WHEREAS, the Town Board of the Town of Chester drafted a Local Law in 2018, to be added as Chapter 84, entitled "Community Preservation Fund Law," to the Town Code of the Town of Chester; and

WHEREAS, the purpose of the local law is to protect and preserve open and undeveloped lands in the Town of Chester in an effort to protect natural resources and historic places and properties within the Town of Chester; and

WHEREAS, Section 84-4 of said local law established a Community Preservation Fund which was to be used, among other things, to implement the preservation plan and provide the Town of Chester with resources to acquire interests in real property for the preservation of community character within the Town; and

WHEREAS, in order to adequately fund the Community Preservation Fund, the Town Board of the Town of Chester must establish a THREE QUARTERS OF ONE

(0.75%) PERCENT transfer tax on the conveyance of real property located with the Town of Chester; and

WHEREAS, the imposition of said transfer tax must be authorized by the New York State Legislature by the enactment of legislation amending the New York State Town and Tax laws; and

WHEREAS, the imposition of said transfer tax is vital to the rural preservation of land located within the Town of Chester and the success of the Community Preservation Plan is dependent upon the New York State Legislature passing this important legislation.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Chester calls upon the New York State Legislature to embrace the Town of Chester Community Preservation Plan and pass legislation which authorizes the Town of Chester to enact a transfer tax in the amount of **THREE QUARTERS OF ONE (0.75%) PERCENT** on conveyances of real property within the Town of Chester in an effort to establish a perpetual funding mechanism for the Community Preservation Plan.

The question of the adoption of the foregoing resolution was duly put to a roll call vote which resulted as follows:

Robert Valentine, Supervisor	Yes
Cindy Smith, Deputy Supervisor	Yes
Orlando Perez, Councilman	Yes
Thomas Becker, Councilman	Yes
Robert Courtney, Councilman	Yes

Yes 5 No 0 Abstain 0 Absent 0

Dated: July 8, 2020

CERTIFICATION

I, Linda Zappala, Town Clerk of the Town of Chester, do hereby certify that the above resolution was adopted at a regular meeting of the Town Board of the Town of Chester held on July 8, 2020 and it is on file and of record, and that said resolution had not been altered, amended or revoked and it's in full force and effect.

(SEAL)

Linda Zappala, Town Clerk