

TOWN OF MONTGOMERY

INTRODUCTORY LOCAL LAW NO. 8 OF 2025

A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C FOR THE FISCAL YEAR 2026

Be it enacted by the Town Board of the Town of Montgomery, County of Orange, State of New York, as follows:

Section 1. Intent

It is the intent of this local law for the Town Board of the Town of Montgomery to reserve the right, in the interest of caution and to address any unforeseen contingencies, to override the limit on the amount of real property taxes that may be levied by the Town of Montgomery, County of Orange pursuant to General Municipal Law § 3-c, and to allow the Town of Montgomery, County of Orange, if necessary, to adopt a Town budget for Town purposes and any other special or improvement district governed by the Town Board for the fiscal year 2026 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the Town Board to override the tax levy limit for a particular fiscal year by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Montgomery, County of Orange is hereby authorized to adopt a budget for the fiscal year 2026 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Separability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of Montgomery hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 5. **Repeal**

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 6. **Effective Date**

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.