

**RESOLUTION #45 OF 2015  
TOWN OF CLAYTON  
A RESOLUTION TO APPROVE LOCAL LAW #3 OF 2015 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED  
BY SECTION 3-C OF THE NEW YORK GENERAL MUNICIPAL LAW.  
AUGUST 12, 2015**

**Title:** A resolution to approve Local Law #3 of 2015 to override the tax levy limit established by Section 3-C of the New York General Municipal Law.

At a regular meeting of the Town Board of the Town of Clayton held at the Town Offices, 405 Riverside Drive, Clayton, Jefferson County, New York at 5:00 PM on August 12, 2015, there were

**Present:** Justin A. Taylor, Supervisor  
Lance Peterson, Councilman  
Robert W. Cantwell III, Councilman  
Christopher D. Matthews, Councilman  
Mary Zovistoski, Councilwoman

**WHEREAS,** Local Law #3 of the year 2015, a local Law to override the tax levy limit established by Section 3-C of the New York General Municipal Law was introduced by a member of the Town Board at a meeting thereof held on July 8, 2015 and by a majority vote of the Town Board members present at such meeting, a public hearing was duly scheduled to consider Local Law #3 of 2015 for August 12, 2015 at 6:15 PM, and

**WHEREAS,** notice of the public hearing was duly published and posted as required by law, and on August 12, 2015, at 6:15 PM. a public hearing was duly held to hear all persons interested in the subject matter of Local Law #3 of 2015.

**NOW, THEREFORE,** be it resolved by the Town Board of the Town of Clayton as follows:

1. The foregoing recitations are incorporated herein and made a part hereof as if fully set forth hereafter.
2. As a result of unfunded mandates and other anticipated municipal expenses beyond the ordinary control of this Board, the tax levy limits imposed by Section 3-C of the General Municipal Law put unrealistic constraints on this Board in establishing a prudent and responsible budget for the 2016 fiscal year.

3. Local Law #3 of the year 2015 authorizes, but does not require, the Town of Clayton in establishing its budget for the 2016 fiscal year to establish a tax levy in excess of the amount otherwise authorized by Section 3-C of the General Municipal Law.
4. Based upon the foregoing, Local Law #3 of the year 2015 is in the best interests of the Town of Clayton, is hereby adopted and the Clerk is instructed to file the same with the New York State Department of State.
5. The adoption of Local Law #3 of the year 2015 is a Type II action under the provisions of the State environmental Quality Review Act and the regulations promulgated thereunder.

A motion to adopt the foregoing resolution was made by Councilperson Mary Zovistoski , and seconded by Councilperson Christopher D. Matthews , and upon a roll call vote of the Board was duly adopted as follows:

Justin A. Taylor, Supervisor	Yes <u>X</u> No <u>  </u>
Lance Peterson, Councilman	Yes <u>X</u> No <u>  </u>
Robert W. Cantwell III, Councilman	Yes <u>X</u> No <u>  </u>
Christopher D. Matthews, Councilman	Yes <u>X</u> No <u>  </u>
Mary Zovistoski, Councilwoman	Yes <u>X</u> No <u>  </u>

Aye   5   Nay   0   Absent   0   Abstain   0  

Dated: August 12, 2015

**(SEAL)**

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Kathleen E. LaClair, Town Clerk