

DEC 16 2022

SPECIAL

LOCAL
LAW

LOCAL LAW NO. 7 OF 2022

A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN
GENERAL MUNICIPAL LAW SECTION 3-C.

Be it enacted by the City Council of the City of Mount Vernon in the County
of Westchester in the State of New York, as follows:

Section 1. Legislative Intent.

The New York State Comptroller recently released the “2 Percent Tax Cap”
figures for the budget year 2023 and advised the City of Mount Vernon that the tax cap,
in actuality, will be 2.0%. The City of Mount Vernon acknowledges that it is vitally
important to use the taxes of the City in a fiscally responsible manner and it is necessary
to keep the tax levy on the property taxpayers to a minimum amount, especially in
economically hard times. However, the financial position of the City determines that
the Fiscal Year 2023 Budget may require a tax levy increase that is greater than that
allowed by General Municipal Law §3-c.

It is the intent of this Local Law to override the limit on the amount of real
property taxes that may be levied by the City of Mount Vernon, County of Westchester,
State of New York, pursuant to General Municipal Law §3-c, and to allow the City of
Mount Vernon to adopt a budget for (a) City purposes and (b) any other special or
improvement governed by the City Council for the fiscal year 2023 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.

The local law is adopted pursuant to subdivision 5 of General Municipal Law
§3-c, which expressly authorizes the City Council to override the tax levy limit by the
adoption of a local law approved by vote of sixty percent (60%) of the City Council.

Section 3. Tax Levy Limit Override.

The City Council of the City of Mount Vernon is hereby authorized to adopt a
budget for the fiscal year 2023 that requires a real property tax levy in excess of the
limit specified in General Municipal Law, §3-c.

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Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order of judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date.

This Local Law shall be operative upon its approval by the City Council and shall take effect immediately upon filing in the office of the New York State Secretary of State.

PLEASE TAKE NOTICE TO THE EXTENT THAT THIS LOCAL LAW MAY CONFLICT WITH APPLICABLE PORTIONS OF THE GENERAL CITY LAW OF THE STATE OF NEW YORK, IT IS THE STATED INTENTION OF THE CITY TO EXERCISE ITS AUTHORITY TO SUPERSEDE AND AMEND, AS GRANTED UNDER THE MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK, SECTION 10. THE CITY HEREBY PROVIDES NOTICE THAT IT IS EXERCISING ITS AUTHORITY TO SUPERSEDE AND AMEND PURSUANT TO MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK SECTION 22.

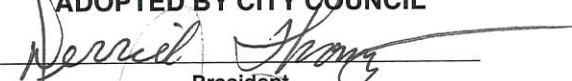
Vote Taken As Follows: 12/23/2022 Special
Browne: Yea Copeland: Yea
Gleason: Yea Poteat: Yea
Thompson: Yea Ordinance Adopted

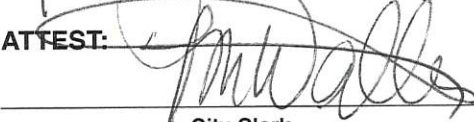


Councilperson

APPROVED AS TO FORM

Assistant Corporation Counsel

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**

President

ATTEST:

City Clerk

APPROVED
Dept. _____

APPROVED
DEC 27 2022

Date

By _____
Mayor