

Town of Peru

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TOWN OF PERU, NEW YORK

Local Law # 2 of 2022

A Local Law known as the “Section 467 Real Property Tax Law Sliding Scale Authorization”

And may be referred to herein known as “this article”.

Be it enacted by the Town Board of the Town of Peru as follows:

Section 1: Legislative Authority.

This Article is enacted pursuant to New York Real Property Tax Law § 467 and any related amendments thereto wherein a town, after a duly noticed and held public hearing, may enact a local law granting a sliding scale tax exemption on real property owned by persons 65 years of age or over meeting the specific statutory qualifications.

Section 2. Adoption of Sliding Scale; Requirements.

- A. Each applicant for a partial exemption for real property for aged persons must file such application each year by March 1.
- B. Each applicant must fill out the application, which can be obtained from the Assessor of the Town of Peru, Clinton County, New York.
- C. In the event that any of the questions on said application are not completed, the Assessor may deny said application.
- D. The following is an additional list of information to be furnished to the Town Assessor of the Town of Peru by the applicant:
 1. A list of income from all sources, including rents, dividends, interest, retirement benefits, income from self-employment, unemployment benefits and Social Security. The applicant shall enclose a statement of social security benefits received; said statement can be obtained from the Social Security Administration.
 2. A copy of statement of interest from savings banks, stocks, and bonds.

- E. The real property must be the legal residence of and must be occupied by all of the owners of the property.
- F. The income of the owner or the combined income of the owners of the real property who are 65 years of age or older must not exceed \$26,000 and the provisions of Real Property Tax Law § 467, Subdivision 1, paragraph (b)(1) through (b)(3), known as the “sliding scale option”, are hereby adopted regarding the senior citizen exemptions.
- G. An owner’s income is to be reported on the basis of the latest preceding income tax year prior to the date of application; such income tax year is generally equivalent to the preceding tax year.
- H. Renewal applications for such exemptions may be filed with the Town Assessor the appropriate taxable status date but not later than the last date on which the petition with respects to the complaints of assessment may be filed, where failure to file a timely application resulted from: a) death of the applicant’s spouse, child, parent, brother or sister, which actually prevents the applicant from filing on a timely basis, as certified by a licensed physician. The Assessor shall approve or deny such application as if it had been filed on or before the taxable status date.
- I. This article shall be deemed an exercise of the powers of the Town of Peru to provide for a partial tax exemption for real property of aged persons. This article is not intended and shall not be deemed to impair the powers of any other public corporation.

Section 3. Effective Date.

This Local Law shall become effective upon the filing with the New York Secretary of State.