

## **Proposed Tax Cap Resolution**

While it is not this Board's intention to exceed the newly enacted New York State Tax Cap we are very concerned with the lack of timely guidance, cooperation, and information coming from the New York State agencies charged with enforcing this law so we feel it is necessary to enact this override resolution in order to protect our community's investment in their public library. This will make our community immune from any errors, omissions, or other difficulties arising from the enforcement of this new law.

**Resolved** , that the Board of Trustees of the Mastics-Moriches-Shirley Community Library hereby resolves to override the tax levy limit established in General Municipal Law § 3-c:

### Section 1, Legislative Intent

It is the intent of this resolution to override the limit on the amount of real property taxes that maybe levied by the Library through the William Floyd UFSD pursuant to General Municipal Law § 3-c, and to allow the Library to adopt a budget for library purposes 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 resolution is adopted pursuant to General Municipal Law § 3] which authorizes the Library board to override the tax levy limit by the adoption of a resolution approved by vote of sixty percent (60%) of the Library board.

### Section 3. Tax Levy Limit Override

The Mastics-Moriches-Shirley Community Library is hereby authorized to adopt a budget for the fiscal year 2012/2013 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

### Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this resolution 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 or 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 resolution shall take effect immediately.