

Local Law Filing

New York State Department of State

99 Washington Avenue, Albany, New York 12231

Town of DeKalb

Local Law No. 4 of the year 2015

A Local Law Granting authority to tax assessor to combine adjacent parcels under one tax map number.

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

Section 1. History.

The Town of DeKalb does not have a zoning ordinance. The Town does have parcels located within improvement districts, specifically within the hamlet of DeKalb Junction.

Section 2. Intent.

Under pertinent case law, *Matter of Allen v. Adami*, 39 NY2d 275, and *Matter of Green v. New Castle*, 220 AD2d 415, there is no automatic merger affected merely because a property owner purchases an adjacent parcel to his or her current parcel. It is the intent of this Local Law to grant authority to the tax assessor to merge these parcels and assign a single tax map number to the merged parcels.

Section 3. Text.

The tax assessor shall have the authority to merge adjacent parcels into one tax map number when a common owner has acquired a fee ownership (not a life estate) in two adjoining parcels by purchase, gift, devise or otherwise.

Section 4. Effective Date.

This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

I hereby certify that the Local Law annexed hereto, designated as Local Law No. 4 of 2015, of the Town of DeKalb was duly passed by the Town Board on September 16, 2015, in accordance with the applicable provisions of law.



Barbara Creazzo
Barbara Creazzo, Clerk
Town of DeKalb

(Seal)

Dated: 9/16/15

STATE OF NEW YORK)
) ss.:
COUNTY OF ST. LAWRENCE)

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Charles B. Nash

Charles B. Nash, Esq.
Town Attorney
Town of DeKalb

Dated: 9/16/15