

Local Law No. 1 of 2020

A Local Law Relating
To Village Tax Sales

Section 1. Chapter 168 of the Village Code is hereby amended by adding a new Article VI to read as follows:

Article VI
Village Tax Sales

§168-29. Purpose.

In accordance with Article III of this Chapter, the collection of Village taxes continues to be enforced pursuant to Title 3 of Article 14 of the Real Property Tax Law, as in effect on December 31, 1994. Thus Village tax sales are conducted pursuant to §1454 of the Real Property Tax Law. The purpose of this Article VI is to empower the Village to bid for and purchase parcels of real property offered for sale at such tax sales.

§168-30. Powers of the Village.

A. The Village is empowered to bid for and purchase parcels of real property offered for sale at Village tax sales conducted pursuant to §1454 of the Real Property Tax Law.

B. The Village is empowered to bid for a parcel of real property offered for sale at such tax sale by bidding for the purchase of a 100% undivided interest in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel). The Village is also empowered to bid for a parcel of real property offered for sale at such tax sale by bidding for the purchase of a lesser undivided interest (an undivided interest of less than 100%) in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel). The foregoing powers shall be applicable to each parcel of real property offered for sale at such tax sale.

C. With respect to each parcel of real property offered for sale at such tax sale, the Village shall have the right to make the initial or opening bid. If the Village exercises such right, such initial or opening bid shall be a bid for the purchase of a 100% undivided interest in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel).

D. With respect to each parcel of real property offered for sale at such tax sale, the Village shall have the right to match the lowest bid made by any other bidder, the lowest bid made by any other bidder being the bid for the purchase of the smallest percentage of undivided interest (whether zero percent or some other percent) in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel). If the Village exercises such right, the Village's matching bid shall be preferred and shall be deemed to be the ultimate successful bid.

§168-31. Implementation of Powers of the Village.

A. The Village Board of Trustees delegates to the Village Treasurer the power and authority to implement the powers of the Village set forth in §168-30, including the power and authority:

- (1) to bid on behalf of the Village for the purchase by the Village of parcels of real property offered for sale at Village tax sales conducted pursuant to §1454 of the Real Property Tax Law;
- (2) to bid on behalf of the Village for the purchase by the Village of a 100% undivided interest in a parcel for the amount due;
- (3) to bid on behalf of the Village for the purchase by the Village of a lesser undivided interest (an undivided interest of less than 100%) in a parcel for the amount due;
- (4) to match on behalf of the Village the lowest bid made by any other bidder;
- (5) with respect to each parcel of real property offered for sale at such tax sale, to decide whether to bid on behalf of the Village, to decide whether to bid on behalf of the Village for the purchase of a 100% undivided interest, to decide whether to bid on behalf of the Village for the purchase of a lesser undivided interest, and to decide whether to match on behalf of the Village the lowest bid made by any other bidder.

B. The Village Board of Trustees may from time to time by resolution amend the provisions of 168-31. Any such amendment may include a provision delegating the power and authority to implement the powers of the Village set forth in §168-30 to another Village official (an official other than the Village Treasurer). Any such amendment may include provisions providing direction with respect to implementing the powers of the Village set forth in §168-30.

Section 2. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.