

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 942 -2009, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS ON REAL PROPERTY CORRECTION OF ERRORS BY: COUNTY LEGISLATURE (CONTROL NO. 814-2009)**

**WHEREAS**, the Director of the Real Property Tax Service Agency, under appropriate sections of the Real Property Tax Law, will cause to have investigated and a determination made as to whether those submitted "Correction of Error" items which would amend the assessment and tax rolls shall be recommended for approval (or recommended for denial) to the Suffolk County Legislature; and

**WHEREAS**, the County Legislature of the County of Suffolk may cancel assessments, grant refunds of taxes in case of correction of errors on the assessment and tax rolls, and pursuant to the provisions of the Real Property Tax Law; and

**WHEREAS**, the properties represented by the tax item number and/or Suffolk County tax map number and indicated below have been duly investigated by the Real Property Tax Service Agency, and the procedures of the Real Property Tax Law having been fully complied with, together with documentation and amended tax statements placed on file with the County, as submitted by the appropriate Assessor and/or Receiver of Taxes; now, therefore be it

**1<sup>ST</sup> RESOLVED**, that the taxes for the properties represented by the tax item number and/or Suffolk County Tax Map Number, as shown, for the year or year specified be readjusted or refunded in full or part in the amount set opposite each such parcel as herein indicated; and be it further

**2<sup>nd</sup> RESOLVED**, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.

KEY	EXPLANATION	RPTL SEC	LIMITATIONS
A	Clerical Error	556	3 years
B	Unlawful Entry	556	3 years
C	Error in Essential Fact	556a	3 years

RESOLUTION NO.

CONTROL NO. 814-2009

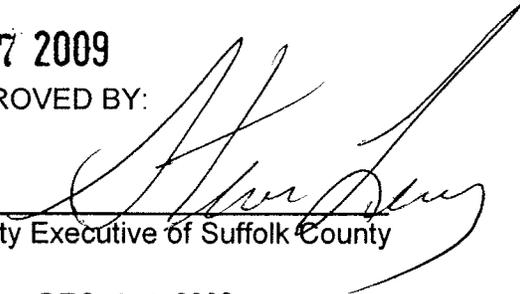
(A/B - Chapter 634 Laws 1976) (C - Chapter 124 Laws 1975)

Key	Town	Year	Item No	S.C. Tax Map No	Original *-Tax	Corrected *-Tax	Chargeback Refund, if *-Tax Paid
A	BROOKHAVEN	08/09		0200-489.00-04.00-029.001	90854.10	71717.19	19136.91
A	BROOKHAVEN	08/09		0200-507.00-04.00-012.000	6656.38	101.75	6554.63
C	BROOKHAVEN	08/09		0206-017.00-07.00-002.000	73980.13	30833.63	43146.50
C	BROOKHAVEN	08/09		0200-975.70-01.00-005.000	172571.66	92201.36	80370.30
C	BROOKHAVEN	07/08		0200-985.80-07.00-044.002	7038.86	1200.93	5837.93
C	BROOKHAVEN	08/09		0200-985.80-07.00-044.002	7091.80	1209.98	5881.82
A	BROOKHAVEN	08/09		0200-982.31-01.00-049.000	5568.68	2912.54	2656.14
A	EAST HAMPTON	08/09		0300-059.00-02.00-005.002	7288.46	2958.22	4330.24
C	SMITHTOWN	08/09		0800-046.00-02.00-016.001	17739.50	10564.86	7174.64
A	SMITHTOWN	08/09		0800-149.00-02.00-015.000	11562.27	6815.43	4746.84
C	SOUTHAMPTON	08/09		0900-005.00-03.00-035.001	10971.76	6844.32	4127.44
C	SOUTHAMPTON	07/08		0900-005.00-03.00-035.001	11030.10	6880.70	4149.40
A	SOUTHAMPTON	08/09		0900-384.00-03.00-053.000	14076.58	11261.25	2815.33

\*As Provided and Requested By Town Assessor or Receiver of Taxes

DATED: **NOV 17 2009**

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date: **DEC 02 2009**

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I*, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on November 17, 2009 and that the same is a true and correct transcript of said resolution and of the whole thereof.

*In Witness Whereof, I* have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

A handwritten signature in cursive script that reads "Tim Laube".

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Clerk of the Legislature

Intro. Res. 1877 Res. No. 942

November 17, 2009

**Motion:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE				<input checked="" type="checkbox"/>	
2	Jay H. SCHNEIDERMAN	↓				
3	Kate M. BROWNING					
4	Brian BEEDENBENDER					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Cameron ALDEN					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
	<b>Totals</b>		11	1	1	1

MOTION	
<input checked="" type="checkbox"/>	Approve
_____	Table: _____
_____	Send To Committee
_____	Table Subject To Call
_____	Lay On The Table
_____	Discharge
_____	Take Out of Order
_____	Reconsider
_____	Waive Rule _____
_____	Override Veto
_____	Close
_____	Recess
APPROVED <input checked="" type="checkbox"/>	FAILED _____
No Motion _____	No Second _____

RESOLUTION DECLARED	
<input checked="" type="checkbox"/>	ADOPTED
_____	NOT ADOPTED

*Tim Laube*  
 \_\_\_\_\_  
 Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote