

**LOCAL LAW NO. 2 OF 2009  
COUNTY OF ROCKLAND  
STATE OF NEW YORK**

Mr. Schoenberger offered the following Local Law, which was seconded by Mr. Grant and adopted

A local law amending local law number 11 of 2006, to extend the effective dates of the local mortgage recording tax on obligations secured by a mortgage on real property, and as codified in the laws of Rockland county as Section 355-80, et seq.

Be it enacted, by the Legislature of the County of Rockland, as follows:

STATUTORY AUTHORITY. New York State Tax Law, Section 253-f.

Section 1. The purpose of this local law is to extend the effective dates of the local mortgage recording tax and to continue the non-interrupted imposition of the mortgage recording tax.

Section 2. Section 355-82 Tax Imposed is amended as follows:

For the period commencing August 1, 2009, and ending July 31, 2012, there is hereby imposed in Rockland County a tax of \$0.25 for each \$100 and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within such county and recorded on or after the date upon which such tax takes effect and a tax of \$0.25 on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than \$100.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid or in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law which remaining portions shall remain in full force and effect.

Section 4. Effective date. Section 355-87.1.B. When Effective is amended as follows:

This article shall take effect August 1, 2009. A certified copy of this article shall be mailed by certified mail to the Commissioner of Taxation and Finance at the Commissioner's Office in Albany. Certified copies of this article shall be filed with the Rockland County Clerk, the Secretary of State and the State Comptroller within five days after this article is enacted.

The vote resulted as follows:

Ayes:	14	(Legislators Bierker, Coker, Darden, Day, Grant, Jackson, Jobson, Meyers, Michel, Schoenberger, Soskin, Sparaco, Wolfe, Cornell)
U.A. Nay:	01	(Legislator Hood, Jr.)
Absent:	02	(Legislators Moroney, Murphy)