

**WHEREAS**, New York State Real Property Tax Law Section 487 allows for an exemption from taxation for the increase in assessed value due to the installation of a qualifying energy system for up to 15 years, and

**WHEREAS**, the Town of Dryden has not removed this exemption pursuant to subparagraph 8 of Section 487, and

**WHEREAS**, subparagraph 9(a) of Section 487 allows any municipal corporation to require a contract for payments in lieu of taxes (“PILOT agreement”) during the period that such energy systems are exempt, and

**WHEREAS**, such PILOT agreement can require annual payments in an amount not to exceed the amounts which would otherwise be payable but for the exemption under Section 487, and

**WHEREAS**, the Town presently must respond to every written notice of intent to build a qualifying energy system sent by the owner or developer of such a system, of the Town’s intent to require a PILOT agreement, within sixty days of receiving such notification, and

**WHEREAS**, subparagraph 9(b) of Section 487 allows the Town, by adoption of a resolution indicating the Town’s ongoing intent to require a PILOT agreement, to put the public on notice that any qualifying energy system that could be exempt under Section 487 will instead be required to enter a PILOT agreement with the Town, and

**WHEREAS**, by adopting a resolution pursuant to subparagraph 9(b) of Section 487, the Town will no longer have to send a letter with 60-days in response to a company or developer’s notice of intent to build, now therefor let it be

**RESOLVED**, that the Town of Dryden will require a PILOT agreement for any qualifying energy system otherwise exempt pursuant to Section 487 of the New York State Real Property Tax Law, and greater than 500kW in size, that is equal to the amount of taxes that would be paid if the property was subject to full taxation absent the 15-year exemption.

**SEQR ACTION:** TYPE II-26