



AGENDA
TOWN BOARD
TOWN OF OSSINING
TOWN MUNICIPAL BUILDING
1st FLOOR CONFERENCE ROOM
16 CROTON AVE – OSSINING, NEW YORK
December 17, 2019
SPECIAL MEETING
8:00 P.M.

SUPERVISOR
Dana A. Levenberg

COUNCILMEMBERS
Elizabeth R. Feldman Gregory G. Meyer
Jackie G. Shaw Northern Wilcher, Jr.

- I. CALL TO ORDER-PLEDGE OF ALLEGIANCE-ROLL CALL**
- II. ANNOUNCEMENTS**
- III. PUBLIC COMMENT ON AGENDA ITEMS**
- IV. BOARD RESOLUTIONS**

A. Tax Certiorari – Briar Hill Owners Corp. vs. Town of Ossining

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by Briar Hill Owners Corp. against The Town of Ossining, New York to review the tax assessments made on Petitioner’s property located at 207-225 Schrade Road, Village of Briarcliff Manor, Town of Ossining, N.Y. and designated on the tax assessment map of The Town of Ossining as Section 90.18, Block 1, Lot 92 for Tax Assessment Years 2015-2018; and for tax assessments made on Petitioner’s property located at 300-360 North State Road, Village of Briarcliff Manor, Town of Ossining, N.Y. and designated on the tax assessment map of The Town of Ossining as Section 98.6, Block 3, Lot 47, for Tax Assessment Years 2015-2018, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 65119/2015; 63406/2016; 66106/2017 and 65418/2018; and

WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows:

**Briar Hill Owners Corp. 207-225 Schrade Road, Village of Briarcliff Manor, N.Y. 10510
Section 90.18, Block 1, Lot 92**

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2015	90.18-1-92	\$299,550	\$44,650	\$254,900
2016	90.18-1-92	\$5,266,600	\$392,350	\$4,874,250
2017	90.18-1-92	\$5,266,600	\$71,100	\$5,195,500
2018	90.18-1-92	\$5,616,400	\$396,500	\$5,219,900

**Briar Hill Owners Corp. 300-360 North State Road, Briarcliff Manor, N.Y. 10510
Section 98.6, Block 3, Lot 47**

Assessment Year	Tax ID. No.	Original Assessed Value	Reduction	Final Assessed Value
2015	98.6-3-47	\$271,450	\$40,450	\$231,000
2016	98.6-3-47	\$4,565,800	\$340,050	\$4,225,750
2017	98.6-3-47	\$4,565,800	\$61,300	\$4,504,500
2018	98.6-3-47	\$5,250,800	\$370,700	\$4,880,100

WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by Counsel to the Town, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that Counsel to the Town is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$1,093.89, which will be ordered pursuant to said Consent Judgment.

B. Tax Certiorari – Plateau Associates vs. Town of Ossining

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by Plateau Associates against The Town of Ossining, New York to review the tax assessments made on Petitioner’s property located at 36 Water Street, Town of Ossining, N.Y. and designated on the tax assessment map of The Town of Ossining as Section 89.14, Block 1, Lot 11 and for Tax Assessment Years 2012-2018, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 66320/2012; 66374/2013; 66405/2014; 67200/2015; 65227/2016; 65230/2017; and 66153/2018; and

WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows:

**Plateau Associates 36 Water Street, Town of Ossining, N.Y. 10562
Section 89.14, Block 1, Lot 11**

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2012	89.14-1-11	\$48,600	\$8,950	\$39,650
2013	89.14-1-11	\$48,600	\$7,715	\$40,885
2014	89.14-1-11	\$48,600	\$6,950	\$41,650
2015	89.14-1-11	\$48,600	\$9,050	\$39,550
2016	89.14-1-11	\$1,331,200	\$231,200	\$1,100,000
2017	89.14-1-11	\$1,331,200	\$231,200	\$1,100,000
2018	89.14-1-11	\$1,384,500	\$284,500	\$1,100,000

WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by Counsel to the Town, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that Counsel to The Town is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$1,102.17, which will be ordered pursuant to said Consent Judgment.

C. Tax Certiorari – Deerfield Condominium I, II, III vs. Town of Ossining

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by Deerfield Condominium I, II, III against The Town of Ossining, to review the tax assessments made on Petitioner’s property located at Fawn Court, Deerfield Lane, and Deer Run Lane, Town of Ossining, and designated on the tax assessment map of The Town of Ossining as Section 80.20. Block 1, Lots 16./0101 through 16./1206 for Tax Assessment Years 2012-2019, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index No. 67409-12; 67045-13; 67428-14; 68038-15; 65433-16; and 67137-17; 66852-18; and

WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows:

Deerfield Condominium I, II, III Fawn Court, Deerfield Lane and Deer Run Lane, Town of Ossining, N.Y. Section 80.20-1-16./0101-80.20-1-16./1206

Deerfield Condominium I Section 80.20-1-16./0101- 1206

Assessment Year	Original Assessed Value	Reduction	Final Assessed Value
2012	\$358,622	\$26,900	\$331,722
2013	\$358,622	\$26,900	\$331,722
2014	\$359,822	\$26,990	\$332,832
2015	\$359,822	\$26,990	\$332,832
2016	\$6,404,800	\$480,360	\$5,924,440
2017	\$6,404,800	\$480,360	\$5,924,440
2018	\$6,693,300	\$502,000	\$6,191,300
2019	\$6,693,300	\$502,000	\$6,191,300

Deerfield Condominium II Section 80.20-1-16./0101-1206

Assessment Year	Original Assessed Value	Reduction	Final Assessed Value
2012	\$271,542	\$20,363	\$251,179
2013	\$271,542	\$20,363	\$251,179
2014	\$271,542	\$20,363	\$251,179
2015	\$271,542	\$20,363	\$251,179
2016	\$4,834,000	\$362,543	\$4,471,457
2017	\$4,834,000	\$362,543	\$4,471,457
2018	\$5,051,500	\$378,859	\$4,471,457
2019	\$5,051,500	\$378,863	\$4,672,638

Deerfield Condominium III

Section 80.20-1-16./0101-1206

Assessment Year	Original Assessed Value	Reduction	Final Assessed Value
2012	\$205,080	\$15,378	\$189,702
2013	\$205,080	\$15,378	\$189,702
2014	\$205,080	\$15,378	\$189,702
2015	\$205,080	\$15,378	\$189,702
2016	\$3,650,500	\$273,784	\$3,376,716
2017	\$3,650,500	\$273,784	\$3,376,716
2018	\$3,814,600	\$286,091	\$3,528,509
2019	\$3,814,600	\$286,091	\$3,528,509

WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by The Counsel to The Town, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that The Counsel to The Town is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$ 53,436.77, which will be ordered pursuant to said Consent Judgment.

V. VISITOR RECOGNITION

Visitors shall be accorded one (1) four (4) minute opportunity to speak

VI. ADJOURNMENT