

MARCH 9, 2006

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 5

ALL MEMBERS PRESENT. CHAIRMAN MARINELLI PRESENT AS EX-OFFICIO MEMBER.

1a. COMM. 2D-3 (2006) AS AMENDED
BUDGET, MANAGEMENT & FINANCE

WHEREAS, the Erie County Director of Real property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556 and

WHEREAS, the Director has investigated the validity of such applications (see attached listing) now therefore be it,

RESOLVED, that petitions numbered 206090 through 206126 inclusive be hereby approved based upon the recommendation of the Director of Real Property Services and be charged back to the applicable towns and / or cities.

FISCAL YEAR	2006	Petition No.	206090	
	ASSESSOR	Cancel	\$1,924.89	
S-B-L	122.05-9-1 & 2 OTHERS	140200 BUFFALO		
	Acct. No. 112		\$1,924.89	County
	Acct. No. 132		\$0.00	Town/SpecialDist/School
Charge To :	140200 BUFFALO		\$0.00	

CANCEL - UNLAWFUL ENTRY, THESE WERE PURCHASED BY THE SENECA NATION FOR FUTURE DEVELOPMENT (CASINO). THESE PARCELS ARE NOW EXEMPT IN ACCORDANCE WITH NEW YORK STATE REAL PROPERTY TAX LAW SECTION 454. RPTL 550(2)A

FISCAL YEAR	2006	Petition No.	206091	
	ASSESSOR	Cancel	\$120.03	
S-B-L	100.48-1-23	140200 BUFFALO		

	Acct. No. 112	\$120.03	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
Charge To :	140200 BUFFALO		\$0.00

CANCEL - ERROR IN ESSENTIAL FACT, PROPERTY WAS ASSESSED WITH A HOUSE ON IT. PARCEL IS VACANT LAND ONLY. THE ASSESSMENT WAS 25,000 AND SHOULD BE 1,600. RPTL 550(3)A

FISCAL YEAR	2006	Petition No.	206092
	ASSESSOR	Refund	\$799.43
S-B-L	40.14-7-5	142289 AMHERST	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$799.43	Town/SpecialDist/School
Charge To :	142289 AMHERST		\$799.43

REFUND - CLERICAL ERROR, THE TOWN OF AMHERST OF AMHERST HAS REQUESTED THAT THE GARBAGE TAX BE REMOVED. RPTL 550(2)E
CHECK FOR: ANTHONY NAPOLI

FISCAL YEAR	2005	Petition No.	206093
	ASSESSOR	Refund	\$913.23
S-B-L	41.07-4-2.1/20B	142289 AMHERST	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$913.23	Town/SpecialDist/School
	41834 NYS STAR ENHANCED EXEMPTION	\$913.23	
Charge To :	142289 AMHERST		\$0.00

REFUND - CLERICAL ERROR, THE ENHANCED STAR IN THE AMOUNT OF 53,120 WAS OMITTED FROM THE TAX ROLL IN ERROR. RPTL 550(2)C
CHECK FOR: GERTRUDE DUKAT WILLIAMSVILLE CENTRAL

FISCAL YEAR	2006	Petition No.	206094
	ASSESSOR	Refund	\$373.04

S-B-L 69.06-6-13 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$373.04	Town/SpecialDist/School
22018 DEL ECWA	\$373.04		
<u>Charge To :</u>	142289 AMHERST	\$0.00	

REFUND - CLERICAL ERROR, THE DELINQUENT FOR ERIE COUNTY WATER AUTHORITY WAS PAID NOV 10 2005, PRIOR TO TAX ROLL BEING CREATED. RPTL CHECK FOR: M & T MORTGAGE

FISCAL YEAR	2005	Petition No.	206095
	ASSESSOR	Refund	\$632.06

S-B-L 79.23-5-18 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$632.06	Town/SpecialDist/School
41854 BASIC STAR EXEMPTION	\$632.06		
<u>Charge To :</u>	142289 AMHERST	\$0.00	

REFUND - CLERICAL ERROR, THE BASIC STAR IN THE AMOUNT OF 31,870 WAS OMITTED FROM THE TAX ROLL IN ERROR. RPTL 550(2)C
CHECK FOR: MARILYN BARKER AMHERST CENTRAL

FISCAL YEAR	2006	Petition No.	206096
	ASSESSOR	Refund	\$399.72

S-B-L 82.05-3-3 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$399.72	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$399.72	

REFUND- CLERICAL ERROR, THE TOWN HAS REQUESTED THAT THE REFUSE CHARGE BE REMOVED ON THIS PARCEL. RPTL 550(2)E
CHECK FOR: WILLIAM A STAHLKA

FISCAL YEAR	2005	Petition No.	206097
	ASSESSOR	Refund	\$892.34

S-B-L 241.00-1-34 142600 BOSTON

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$892.34	Town/SpecialDist/School
41834 NYS STAR ENHANCED EXEMPTION	\$892.34		
<u>Charge To :</u>	142600 BOSTON	\$0.00	

REFUND - CLERICAL ERROR, THE ENHANCED STAR IN THE AMOUNT OF 55,850 WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C
CHECK FOR: ANTHONY THIEL EDEN CENTRAL

FISCAL YEAR	2006	Petition No.	206098
	ASSESSOR	Cancel	\$1,610.68

S-B-L 258.10-1-2.3 143089 CONCORD

	Acct. No. 112	\$407.64	County
	Acct. No. 132	\$1,203.04	Town/SpecialDist/School
<u>Charge To :</u>	140200 BUFFALO	\$1,203.04	
	Relevy School	\$1,095.56	143801 SPRING-

GRIFFITH
CANCEL - CLERICAL ERROR, THE AFFORDABLE HOUSING EXEMPTION WAS MISCALCULATED. THE AMOUNT ON THE TAX ROLL WAS 170,000 AND SHOULD BE 228,000. RPTL 550(2)B

FISCAL YEAR 2006 Petition No. 206099
 ASSESSOR Cancel \$41.00

S-B-L 648.089-999-132. 142889 BRANT

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$41.00 Town/SpecialDist/School
 28020 BRANT FIRE PROTECTION \$41.00
Charge To : 142889 BRANT \$0.00

CANCEL - CLERICAL ERROR, THE FIRE PROTECTION WAS MISCALCULATED. THE ASSESMENT USED WAS 279,190 AND SHOULD BE 259,361 ON THE TAX ROLL. RPTL 550(2)E

FISCAL YEAR 2006 Petition No. 206100
 ASSESSOR Cancel \$20.73

S-B-L 068.089-999-132. 142889 BRANT

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$20.73 Town/SpecialDist/School
 28020 BRANT FIRE PROTECTION \$20.73
Charge To : 142889 BRANT \$0.00

CANCEL - CLERICAL ERROR, THE FIRE PROTECTION TAX ON THIS PARCEL WAS MISCALCULATED. THE ASSESSED VALUE USED WAS 98,630 AND SHOULD BE 88,632 ON THE TAX ROLL. RPTL 550(2)E

FISCAL YEAR 2006 Petition No. 206101
 ASSESSOR Cancel \$2,572.31

S-B-L 79.20-12-24 143089 CHEEKTOWAGA

Acct. No. 112 \$475.74 County
 Acct. No. 132 \$2,096.57 Town/SpecialDist/School
 30025 FIRE # 6 CLEVELAND HILL \$72.95
Charge To : 143089 CHEEKTOWAGA \$2,023.62
 Relevy School \$1,261.08 143003 CHEEK. UNION #3

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE ON THE TAX ROLL WAS ENTERED INCORRECTLY. THE ASSESMENT USED WAS 52,500 AND SHOULD BE 18,900. RPTL 550(2)A

FISCAL YEAR 2006 Petition No. 206102
 ASSESSOR Cancel \$315.76

S-B-L 346.00-1-16.2 143889 CONCORD

Acct. No. 112 \$190.47 County
 Acct. No. 132 \$125.29 Town/SpecialDist/School
 38019 CONCORD FIRE PROTECT \$63.57
Charge To : 143889 CONCORD \$61.72

CANCEL - UNLAWFUL ENTRY, PARCEL IS OWNED BY NEW YORK STATE DOT AND IS WHOLLY EXEMPT FROM TAXES. RPTL 550(7)A

FISCAL YEAR 2005 Petition No. 206103
 ASSESSOR Refund \$1,283.59

S-B-L 79.20-13-11 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,283.59 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$1,283.59
 Relevy School \$1,283.59 143003 CHEEK. UNION #3

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESMENT WAS 46,000 AND SHOULD BE 11,800. RPTL

FISCAL YEAR	2005	Petition No.	206109
	ASSESSOR	Refund	\$60.75
S-B-L	250.13-4-7	144489 EVANS	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$60.75	Town/SpecialDist/School
<u>Charge To :</u>	144489 EVANS	\$60.75	

**REFUND - CLERICAL ERROR, THE FOOTAGE ON THIS PARCEL FOR ERIE COUNTY SEWER TAX SHOULD BE ZERO NOT 135 FEET. RPTL 550(2)E
CHECK FOR: JEANNE MACKO**

FISCAL YEAR	2006	Petition No.	206110
	ASSESSOR	Cancel	\$81.00
S-B-L	250.13-4-7	144489 EVANS	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$81.00	Town/SpecialDist/School
<u>Charge To :</u>	144489 EVANS	\$81.00	

CANCEL - CLERICAL ERROR, THE FOOTAGE ON THE ERIE COUNTY SEWER TAX SHOULD BE ZERO NOT 135 FEET. RPTL 550(2)E

FISCAL YEAR	2006	Petition No.	206111
	ASSESSOR	Cancel	\$15.02
S-B-L	555.00-15-1	144489 EVANS	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$15.02	Town/SpecialDist/School

Charge To : 144489 EVANS \$15.02

CANCEL - UNLAWFUL ENTRY, PARCEL IS OWNED BY NEW YORK STATE THRUWAY AUTHORITY AND IS WHOLLY EXEMPT. THIS BELONGS IN ROLL SECTION 8 ON THE TAX ROLL. RPTL 550(7)A

FISCAL YEAR	2006	Petition No.	206112
	ASSESSOR	Cancel	\$33.71
S-B-L	555.00-15-2	144489 EVANS	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$33.71	Town/SpecialDist/School
<u>Charge To :</u>	144489 EVANS	\$33.71	

CANCEL - UNLAWFUL ENTRY, THIS PARCEL IS OWNED BY NEW YORK STATE THRUWAY AUTHORITY MAKING IT WHOLLY EXEMPT FROM TAX. THIS PARCEL BELONGS IN ROLL SECTION 8. RPTL 550(7)A

FISCAL YEAR	2004	Petition No.	206113
	ASSESSOR	Refund	\$114.00
S-B-L	37.03-1-39	144600 GRAND ISLAND	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$114.00	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND	\$114.00	

**REFUND - CLERICAL ERROR, THIS PARCEL IS VACANT LAND ONLY. GARBAGE TAX PLACED ON PARCEL IN ERROR. RPTL 550(2)E
CHECK FOR: GERALD HAWLEY**

FISCAL YEAR 2005 Petition No. 206114

ASSESSOR Refund \$128.00

S-B-L 37.03-1-39 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$128.00 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$128.00

REFUND - CLERICAL ERROR, THIS PARCEL IS VACANT LAND ONLY. GARBAGE TAX PLACED ON PARCEL IN ERROR. RPTL 550(2)E
CHECK FOR; GERALD HAWLEY

FISCAL YEAR 2006 Petition No. 206115

ASSESSOR Cancel \$123.00

S-B-L 37.03-1-39 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$123.00 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$123.00

CANCEL - CLERICAL ERROR, PARCEL IS VACANT LAND. GARBAGE TAX PLACED ON PARCEL IN ERROR. RPTL 550(2)E

FISCAL YEAR 2004 Petition No. 206116

ASSESSOR Refund

S-B-L 51.10-2-39 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 23,700 WAS OMITTED FROM THE TAX ROLL IN ERROR. RPTL 550(2)C
CHECK FOR: JAMES VENOVRSKI GRAND ISLAND

FISCAL YEAR 2005 Petition No. 206117

ASSESSOR Refund \$630.78

S-B-L 51.10-2-39 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$630.78 Town/SpecialDist/School
41854 BASIC STAR EXEMPTION \$630.78
Charge To : 144600 GRAND ISLAND \$0.00

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 17,700 WAS OMITTED FROM THE TAX ROLL IN ERROR. RPTL 550(2)C
CHECK FOR: JAMES VENOVRSKI GRAND ISLAND CENTRAL

FISCAL YEAR 2006 Petition No. 206118

ASSESSOR Cancel \$444.42

S-B-L 170.00-2-25.2 144489 EVANS

Acct. No. 112 \$89.63 County
Acct. No. 132 \$354.79 Town/SpecialDist/School
48027 FIRE D#3 SCRATON \$21.12
Charge To : 144489 EVANS \$333.67
Relevy School \$201.96 144401 LAKESHORE
CENTRAL

CANCEL - UNLAWFUL ENTRY, PARCEL IS OWNED BY NEW YORK STATE DOT AND IS WHOLLY EXEMPT FROM TAXES. PARCEL BELONGS IN ROLL SECTION 8 RPTL 550(7)A

FISCAL YEAR	2006	Petition No.	206119
	ASSESSOR	Refund	\$688.30
S-B-L	181.1-4-13	144889 HAMBURG	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$688.30	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG		\$688.30

CANCEL - CLERICAL ERROR, THE RPTL 520 WAS PLACED ON THIS PARCEL IN ERROR. THERE WAS NO EXEMPTION FOR 2005 ON THE TOWN TAX. RPTL 550(2)E
CHECK FOR: JEFFREY A & AMY TUCKER

FISCAL YEAR	2006	Petition No.	206120
	ASSESSOR	Refund	\$268.95
S-B-L	104.83-3-12	145289 LANCASTER	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$268.95	Town/SpecialDist/School
<u>Charge To :</u>	145289 LANCASTER		\$268.95

REFUND - CLERICAL ERROR, THIS PARCEL WAS CHARGED FOR 2.80 UNITS OF REFUSE. PARCEL IS A SINGLE FAMILY HOME AND SHOULD ONLY BE CHARGED FOR ONE UNIT OF REFUSE. RPTL 550(2)E

CHECK FOR: PAUL BYSTRAK & WENDY GLASER

FISCAL YEAR	2006	Petition No.	206121
	ASSESSOR	Cancel	\$277.76
S-B-L	60.00-3-23	145689 NEWSTEAD	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$277.76	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD		\$277.76

CANCEL - CLERICAL ERROR, THE SPECIAL DISTRICTS WAS MISCALCULATED. WATER DISTRICT CHARGED FOR 8 UNITS WHEN THIS SHOULD BE 1 UNIT. WRONG TAX RATE WAS USED FOR REFUSE TAX.. RPTL 550(2)E

FISCAL YEAR	2006	Petition No.	206122
	ASSESSOR	Cancel	\$416.77
S-B-L	61.00-4-8.1	145689 NEWSTEAD	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$416.77	Town/SpecialDist/School
	56126 WD #10 PHASE 1	\$416.77	
<u>Charge To :</u>	145689 NEWSTEAD		\$0.00

CANCEL - CLERICAL ERROR, THIS PARCEL WAS CHARGED FOR DUPLICATE WATER DISTRICT TAX. RPTL 550(2)E

FISCAL YEAR	2006	Petition No.	206123
	ASSESSOR	Cancel	\$210.96
S-B-L	272.00-3-4.11	145889 NORTH COLLINS	
	Acct. No. 112	\$89.22	County
	Acct. No. 132	\$121.74	Town/SpecialDist/School
<u>Charge To :</u>	145889 NORTH COLLINS		\$121.74

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 35,140 WAS MISCALCULATED. THE AMOUNT SHOULD BE 52,710 ON THE TAX ROLL. RPTL 550(2)C

FISCAL YEAR 2005 Petition No. 206124
 ASSESSOR Refund \$369.28
 S-B-L 77.28-2-6 146489 TONAWANDA
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$369.28 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$369.28 146401 KEN-TON UNION
 Relevy School

FREE
 REFUND - CLERICAL ERROR. THE SENIOR EXEMPTION IN THE AMOUNT OF 10,780 WAS MISCALCULATED. THE SENIOR EXEMPTION SHOULD BE 52,060. RPTL 550(2)B CHECK FOR: SHIRLEY WERNER

FISCAL YEAR 2006 Petition No. 206125
 ASSESSOR Refund \$52.28
 S-B-L 77.28-2-6 146489 TONAWANDA
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$52.28 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$52.28
 REFUND - CLERICAL ERROR, THE SENIOR EXEMPTION FOR TOWN TAX IS 10,780 AND SHOULD BE IN THE AMOUNT OF 21,560 ON THE TAX ROLL. RPTL 550(2)B CHECK FOR: SHIRLEY WERNER

FISCAL YEAR 2006 Petition No. 206126
 ASSESSOR Cancel \$75.03
 S-B-L 216.00-1-27 146600 WALES
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$75.03 Town/SpecialDist/School
Charge To : 146600 WALES \$75.03

CANCEL - CLERICAL ERROR, THE TOWN REFUSE TAX WAS ENTITLED TO A 50% REDUCTION THAT WAS NOT APPLIED TO THE TAX ROLL. RPTL 550(2)E (5-0)

1b. COMM. 2D-3 (2006) **AS AMENDED**
 BUDGET, MANAGEMENT & FINANCE
 WHEREAS, the Erie County Director of Real property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556 and

WHEREAS, the Director has investigate the validity of such applications (see attached listing)

NOW, THEREFORE BE IT,

RESOLVED, that petitions numbered **206126** through **206127** inclusive be hereby denied base upon the recommendation of the Director of Real Property Services and be charged back to the applicable towns and / or cities.

FISCAL YEAR 2003 Petition No. **206,126.00**
 ASSESSOR Refund \$20.25
 S-B-L 250.13-4-7 **144489 EVANS**
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$20.25 Town/SpecialDist/School
Charge To : **144489 EVANS** **\$20.25**

REFUND - CLERICAL ERROR. THE FOOTAGE CHARGED FOR ERIE COUNTY SEWER TAX SHOULD BE ZERO NOT 135 FEET. RPTL 550(2)E CHECK FOR: JEANE MACKO (5-0)

DEMONE A. SMITH
CHAIRMAN