

# EXECUTIVE ORDERS

## **Executive Order No. 114: Continuing the Suspension or Modification of Certain Provisions of Law and Regulations.**

WHEREAS, on June 28, 2013, I issued Executive Order Number 103 declaring a disaster emergency in the Counties of Broome, Chenango, Clinton, Delaware, Essex, Franklin, Herkimer, Madison, Montgomery, Oneida, Otsego, Schoharie, St. Lawrence and Warren; and

WHEREAS, on July 5, 2013, I issued Executive Order Number 108 amending Executive Order Number 103 to additionally declare a disaster emergency in the County of Niagara; and

WHEREAS, Section 29-a of the Executive Law authorizes the suspension, alteration or modification of statutes, local laws, ordinances, orders, rules or regulations, or parts thereof, if compliance with such provisions would prevent, hinder or delay action necessary to cope with a disaster emergency; and

WHEREAS, on July 1, 2013, I issued Executive Order Number 104 to temporarily suspend statutory and regulatory provisions relating to transportation infrastructure recovery; and

WHEREAS, on July 31, 2013, I issued Executive Order Number 111 to continue the suspension of statutory and regulatory provisions ordered by Executive Order Number 104 through August 30, 2013; and

WHEREAS, on September 6, 2013, I issued Executive Order Number 113 to continue the suspension of statutory and regulatory provisions ordered by Executive Order Number 104 through September 29, 2013; and

WHEREAS, Section 29-a of the Executive Law provides that no suspension of laws shall be made for a period in excess of thirty days, provided, however, that upon reconsideration of all of the relevant facts and circumstances, the suspension may be extended for additional thirty-day periods;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by Section 29-a of Article 2-B of the Executive Law, and after having reconsidered all of the relevant facts and circumstances, do hereby order that the suspension of statutory and regulatory provisions ordered by Executive Order Number 104, as extended by Executive Order Number 113, be continued, effective September 29, 2013, through October 29, 2013.

(L.S.)

GIVEN under my hand and the Privy Seal of the State in the City of Albany, this seventh day of October in the year two thousand thirteen.

*BY THE GOVERNOR*  
/S/ Andrew M. Cuomo  
/s/ Lawrence Schwartz  
*Secretary to the Governor*

## **Executive Order No. 115: Extending the Period for Paying Property Taxes in Certain School Districts Within the Counties of Broome, Chenango, Clinton, Delaware, Essex, Franklin, Herkimer, Madison, Montgomery, Niagara, Oneida, Otsego, Schoharie, St. Lawrence, Tioga and Warren.**

WHEREAS, on June 27, 2013 and continuing thereafter, severe

storms and flooding disrupted public transportation and utility service, and threatened public health and safety systems within the Counties of Broome, Chenango, Clinton, Delaware, Essex, Franklin, Herkimer, Madison, Montgomery, Oneida, Otsego, Schoharie, St. Lawrence, Tioga and Warren (collectively, the “June 27th Flooding Impacted Counties”) and the County of Niagara (together with the June 27th Flooding Impacted Counties, the “Flooding Impacted Counties”); and

WHEREAS, on June 28, 2013 I issued Executive Order Number 103 declaring a disaster emergency in the June 27th Flooding Impacted Counties; and

WHEREAS, on July 15, 2013 I issued Executive Order Number 108 declaring a disaster emergency in the County of Niagara; and

WHEREAS, property taxes for the 2013 school district year for the Flooding Impacted Counties will be soon due (such date, the “Applicable Property Tax Due Date”); and

WHEREAS, this event, which has caused flooding, damaged public and private property, including homes, apartments and businesses, damaged and downed trees and washed out roadways, will continue to pose a threat to public health and safety and, therefore, make it exceedingly difficult for families to pay their property taxes by the Applicable Property Tax Due Date; and

WHEREAS, Section 925-a of the Real Property Tax Law authorizes the Governor to retroactively extend the period for paying such taxes without interest or penalty upon request of the chief executive officer of an affected county, city, town, village or school district during a State disaster emergency by up to twenty-one days from the final date such taxes are currently due; and

WHEREAS, a request for such an extension has been received by the Governor’s Office on behalf of the following school districts within the Flooding Impacted Counties: Clinton County - AuSable Valley Central School District; Essex County - Elizabethtown-Lewis Central School District and Moriah Central School District; Montgomery County - Fort Plain Central School District; and

WHEREAS, given the difficulties continuing to confront the people of the Flooding Impacted Counties, such an extension is eminently warranted;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by Section 925-a of the Real Property Tax Law, do hereby retroactively extend the period for paying without interest or penalty the property taxes that are due on or about the Applicable Property Tax Due Date in the Flooding Impacted Counties for twenty-one days from the final date such taxes are currently due.

(L.S.)

GIVEN under my hand and the Privy Seal of the State in the City of Albany, this seventh day of October in the year two thousand thirteen.

*BY THE GOVERNOR*  
/S/ Andrew M. Cuomo  
/s/ Lawrence Schwartz  
*Secretary to the Governor*

