

TOWN OF MOREAU

Special District (Ext 5, Sewer 1)

Frequently Asked Questions Regarding Voting

Q: Generally, who is allowed to vote on the referendum for the special district?

A: New York law states that all “owners of taxable real property [located] in the proposed district ... as shown upon the latest completed assessment-roll” are entitled to vote on the referendum.

Q: If I acquired property in the proposed district since the last completed assessment-roll, may I still vote?

A: Yes, but the Town will require you to present a recorded deed at the time of the vote.

Q: Do I have to be a resident of the Town of Moreau to vote?

A: No. New York law only requires that voters own property within the proposed district. A property owner is not prohibited from voting simply because that owner is not a resident of the Town of Moreau.

Q: Do I have to be registered to vote in New York in order to vote in this referendum?

A: No. New York law does not require you to be registered to vote, but does require that you be eligible to be registered to vote.

Q: I am one of several owners of a single parcel of property. May each of us vote?

A: Yes. When multiple individuals own a single parcel of property, each owner is entitled to one vote.

Q: If I own several parcels of real property, how many votes do I get?

A: One. New York law only allows one vote per person or entity, even if that person or entity owns several parcels of property within the proposed district.

Q: Can corporations, partnerships, LLCs, trusts and other entities vote?

A: Yes. Entities such as corporations, partnerships, LLCs and trusts are permitted to vote.

Q: How many votes are corporations, partnerships, LLCs, trusts and other entities entitled to?

A: Entities are only entitled to one vote each, regardless whether such entity has multiple partners, members, shareholders or other owners.

Q: If a corporation, partnership, LLC, trust or other entity has multiple partners, members, shareholders, trustees or other owners, who gets to vote?

A: Any such entity must authorize an individual to vote on that entity’s behalf, and the entity must do so by resolution to be submitted at the time of voting.

Q: If I am a member of corporation, partnership, LLC, or trust and I appear to vote on August 27th without a resolution authorizing me to vote, am I allowed to vote?

A: No. You must present a resolution from the corporation, partnership, or LLC authorizing you to vote in this referendum. If you do not have the resolution, you will not be permitted to vote. For your convenience, a sample resolution is found on the Town's website.

Q: Can I vote by absentee ballot?

A: No. New York law does not permit absentee ballot voting on a special election.

Q. Assuming the referendum is approved by the eligible voters is approval by the Office of State Comptroller still required?

A. Yes. The Comptroller's approval is required for the establishment or extension of a town district if two factors are present: (i) debt is to be issued or assumed by the town for the improvement and (ii) the cost of the district or extension to the "typical property" or, if different, the "typical one or two family home" as stated in the notice of hearing on the establishment or extension is above the average annual estimated cost threshold for similar types of districts as may be computed by the State Comptroller.