

Town of Franklin
Ordinance on the Program for
Personal Property Tax Exemptions for
Ambulance-Type Motor Vehicles

PURPOSE: pursuant to Conn. Gen. Statue Section 12-81c, to exempt any of the following motor vehicles principally garaged in the Town of Franklin from personal property taxation:

- 1) any ambulance-type motor vehicle, which is used exclusively for the purpose of transporting any medically incapacitated or disabled individual;
- 2) any motor vehicle owned by a non-profit ambulance company;
- 3) any motor vehicle owned by a person with disabilities, which is specially equipped for purposes of adapting its use to the disability of such person;
- 4) any motor vehicle owned by the parent or guardian of a disabled individual, which has been specially equipped for purposes of adapting its use to the disability of such person.

A) DEFINITIONS:

- 1) **AMBULANCE-TYPE MOTOR VEHICLE:** any motor vehicle specially designed and equipped for the purpose of transporting medically incapacitated individuals.
- 2) **ASSESSOR:** the assessor for the Town of Franklin.
- 3) **SPECIALY-EQUIPPED MOTOR VEHICLE:** any motor vehicle modified for the purpose of adapting the vehicle for use by or for a medically incapacitated or handicapped individual including, but not limited to, lifts, ingress-egress ramps, braking and accelerating mechanisms for manual operation, or other such devices designed to provide physically disabled persons to use or operate motor vehicles, or motor vehicles that are equipped with stretchers, beds or other special seating.
- 4) **USED EXCLUSIVELY:** any motor vehicle that is used and devoted primarily and inherently for the purpose of transporting medically incapacitated or handicapped individuals, and for no other purpose.

B) APPLICATIONS FOR EXEMPTION: applications for such exemption shall be filed annually with the Assessor no later than November 1st following the assessment date with respect to which such exemption is claimed, or for vehicles purchased on or after October 2nd and on or before July 31st of the assessment year for which such exemption is required, not later than thirty days after such purchase. Any owner applying for a motor vehicle exemption pursuant to this Ordinance shall submit an application for exemption which shall state or include the following:

- 1) name of vehicle owner;
- 2) address of vehicle owner;
- 3) manufacturer of vehicle;
- 4) model of the vehicle;
- 5) registration number of the vehicle;
- 6) special modifications to or equipment of the vehicle;
- 7) identity of the medically incapacitated or disabled individual or individuals;
- 8) whether the medical incapacitation or disability of the individual or individuals is temporary or permanent;
- 9) a statement from a licensed physician that the medical incapacitation or disability of the individual or individuals is temporary or permanent.

C) APPLICATIONS:

- 1) all Applications for tax relief or tax deferral under this Section shall be filed with the Assessor, who shall establish the form and content of Applications filed.
- 2) any person aggrieved by the decision of the Assessor may appeal to the Board of Assessment Appeals in accordance with the provisions of Sections 12-111 and 12-112 of the Connecticut General Statutes;
- 3) documents included in the Application for tax relief or tax deferral which are exempt from public disclosure pursuant to Sections 1-201b and 1-271 of the Connecticut General Statutes shall not be disclosed unless otherwise required by law.

D) FORFEITURE AND LIMITATIONS: this ordinance is inapplicable to motor vehicles which are used to transport any such medically incapacitated or disabled individual for profit. Any Applicant who is found to be ineligible after filing what is later determined to be a false affidavit or presenting materially false information on the Application will be liable to reimburse the Town for all benefits received, plus interest and penalties; and the amounts to be reimbursed will be treated as unpaid taxes that would have been due as if no Application had been filed, and will be subject to interest and penalties as proscribed by law;

E) VALIDITY: if any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

THIS ORDINANCE SHALL BE EFFECTIVE UPON PASSAGE AND AFTER NOTICE AS PROVIDED BY LAW AND APPLICABLE STARTING WITH THE GRAND LIST OF 2014.

APPROVED AT A DULY WARNED SPECIAL TOWN MEETING HELD ON

OCTOBER 16, 2014

PUBLICATION DATE: OCTOBER 21, 2014

EFFECTIVE DATE NOVEMBER 5, 2014

The Town of Franklin is an equal opportunity provider and employer.