

ORDINANCE 2015-01

Sample Ordinance to Establish Procedures and Criteria for allowing alternate forms of sworn testimony at Board of Review (BOR) Hearings

Whereas Section 70.47 (8), Wis. Stat authorizes the Board of Review to consider requests from a property owner or the property owner's representative to appear before the board under oath by telephone or to submit before the board written statements under oath to the Board of Review;

Now therefore the Town of Morrison, Brown County does ordain as follows:

1. PROCEDURE,

In order for the property owner or the property owner's representative to submit a request to testify by phone or submit a sworn written statement he or she must first comply with the following procedures: a) the legal requirement to provide notice of intent to appear at Board of Review must be satisfied, and b) an objection form for Real Property Assessment (PA 115-A) must be completed and submitted to the Board of review as required by law.

After the two requirements outlined above have been met, a request to testify by telephone or submit a sworn written statement at the Board of Review (Form PA-814) may be submitted to the town clerk. Such requests must be submitted in time to be considered by the board at the first meeting of the BOR;

2. CRITERIA TO BE CONSIDERED,

The board may consider any or all of the following factors when deciding whether to grant or deny the request;

- a) The requesters stated reason(s) for the request as indicated on the PA-814
- b) Fairness to the parties
- c) Ability to the requester to procure in person oral testimony and any due diligence exhibited by the requester in procuring such testimony
- d) Ability to cross examine the person providing testimony
- e) The BOR technical capability to honor the request
- f) Any other factors that the board deems pertinent to honor the request

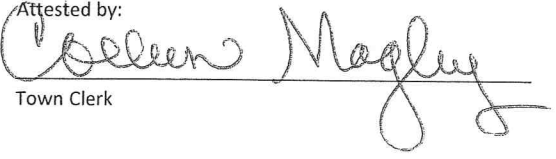
3. EFFECTIVE DATE

This ordinance shall be effective upon posting as provided by law

Passed on the 10th day of March, 2015. By the Town Board of the Town of Morrison


Town Chairperson

Attested by:


Town Clerk