# AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

**AgendaTitle:**
Petition for Abatement or Refund of Taxes; William E. Piske, Jr.; 4 Appaloosa Rd or Lot 45, Wildhorse at Prospect; Tax Year 2013

**Action Requested:** Other Decision on Abatement Petition

**Parties to the Agreement:**

**Term Begins:** **Term Ends:** **Grant Contract #:**

**Summary:**
Hearing on Petition for Abatement or Refund of Taxes for Tax Year 2013.

**Fiscal Impact:** None

**Submitted by:** William Spicer **Submitter's Email Address:** wspicer@gunnisoncounty.org

**Finance Review:** ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

**County Attorney Review:** ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date: Certificate of Insurance Required

Yes ○ No ○

**County Manager Review:**

Comments:

Reviewed by: Discharge Date:

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 5 minutes

Agenda Date: 3/3/2015 Follow Up Agenda Date:

*Revised April 2013*

March 02, 2015

William E. Piske
411 Terrace Dr.
Houston, TX 77007

Schedule Number: R043572
Legal Description: 4 Appaloosa Rd. or Lot 46 Wildhorse at Prospect

Dear Property Owner,

The Gunnison County Board of County Commissioners will hear the above referenced petition for abatement or refund of taxes on **March 17, 2015** at **9:35 am**. The hearing will be held in the Planning Commission meeting room, located in the Blackstock building at 221 N. Wisconsin, Gunnison, CO 81230. Please read the following information carefully: You may appear before the Board in person, via telephone conference call, appear with your representative, or have your representative appear on your behalf.

Please contact us at (970) 641-7600 or bshelton@gunnisoncounty.org prior to the hearing date to make a special request for a phone conference, if needed.

Sincerely,

Bre Shelton
Administrative Assistant

Cc: Gunnison County Assessor's Office

# PETITION FOR ABATEMENT OR REFUND OF TAXES

Date Received _____
(Use Assessor's or Commissioners' Date Stamp)

RECEIVED
APR 24 2014
BY: _____

County: Gunnison

**Section I: Petitioner, please complete Section I only.**

Date: April 21, 2014
Month Day Year

Petitioner's Name: William E. Piske, Jr.

Petitioner's Mailing Address: 411 Terrace Dr.

Houston (City or Town) Texas (State) 77007 (Zip Code)

| SCHEDULE OR PARCEL NUMBER(S) | PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY |
|---|---|
| Account Number: R043572 | 4 Appaloosa Rd. or Lot 46 Wildhorse at Prospect #612476 |

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2013 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

Requesting abatement of illegally added 50 mill irregular levy from Reserve Metropolitan District #2

**Petitioner's estimate of value:** $ 4074.50 (Value) ( 2013 ) (Year)

I declare, under penalty of perjury in the second degree, that this petition, together with any accompanying exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information, and belief, is true, correct, and complete.

William Piske
**Petitioner's Signature**

Daytime Phone Number ( 281 ) 433-8429

By _____
**Agent's Signature***

Daytime Phone Number ( )

***Letter of agency must be attached when petition is submitted by an agent.**

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

**Section II:** **Assessor's Recommendation**
**(For Assessor's Use Only)**

**Tax Year** 2013

| | Actual | Assessed | Tax |
|---|---|---|---|
| **Original** | 1,023,680 | 81,490 | 14,565.60 |
| **Corrected** | | | |
| **Abate/Refund** | | | |

☐ **Assessor recommends approval as outlined above.**

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

**Tax year:** _____ **Protest?** ☐ **No** ☐ **Yes (If a protest was filed, please attach a copy of the NOD.)**

☑ **Assessor recommends denial for the following reason(s):**

Levies are certified to the Assessor by the Board of County Commissioners, § 39-1-111(2) C.R.S.

Vicki Hedrick, Deputy
**Assessor's or Deputy Assessor's Signature**

## FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

**(Section III or Section IV must be completed)**

Every petition for abatement or refund filed pursuant to § 39-10-114, C.R.S. shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, § 39-1-113(1.7), C.R.S.

### Section III: Written Mutual Agreement of Assessor and Petitioner

**(Only for abatements up to $10,000)**

The Commissioners of _____ County authorize the Assessor by Resolution No. _____ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of $10,000 or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with § 39-1-113(1.5), C.R.S.

**The Assessor and Petitioner mutually agree to the values and tax abatement/refund of:**

**Tax Year** _____

| | Actual | Assessed | Tax |
|---|---|---|---|
| **Original** | _____ | _____ | _____ |
| **Corrected** | _____ | _____ | _____ |
| **Abate/Refund** | _____ | _____ | _____ |

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the County Treasurer for full payment information.

_____ _____

**Petitioner's Signature** **Date**

_____ _____

**Assessor's or Deputy Assessor's Signature** **Date**

### Section IV: Decision of the County Commissioners

**(Must be completed if Section III does not apply)**

WHEREAS, the County Commissioners of _____ County, State of Colorado, at a duly and lawfully called regular meeting held on _____/_____/_____, at which meeting there were present the following members:
Month Day Year

_____

_____

with notice of such meeting and an opportunity to be present having been given to the Petitioner and the Assessor of said County and Assessor _____ ***(being present--not present)*** and
Name

Petitioner _____ ***(being present--not present)***, and WHEREAS, the said
Name

County Commissioners have carefully considered the within petition, and are fully advised in relation thereto, NOW BE IT RESOLVED that the Board ***(agrees--does not agree)*** with the recommendation of the Assessor, and that the petition be ***(approved--approved in part--denied)*** with an abatement/refund as follows:

| _____ | _____ | _____ |
|---|---|---|
| Year | Assessed Value | Taxes Abate/Refund |

_____

**Chairperson of the Board of County Commissioners' Signature**

I, _____ County Clerk and Ex-Officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners.

**IN WITNESS WHEREOF,** I have hereunto set my hand and affixed the seal of said County this _____ day of _____, _____.
Month Year

_____

**County Clerk's or Deputy County Clerk's Signature**

Note: Abatements greater than $10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

### Section V: Action of the Property Tax Administrator

**(For all abatements greater than $10,000)**

The action of the Board of County Commissioners, relative to this petition, is hereby

☐ Approved ☐ Approved in part $_____ ☐ Denied for the following reason(s):

_____ _____ _____

Secretary's Signature Property Tax Administrator's Signature Date