

**CITY OF CLINTONVILLE BOARD OF REVIEW POLICY
PROCEDURE FOR SWORN TELEPHONE
OR
SWORN WRITTEN TESTIMONY REQUESTS**

WHEREAS, Wis. Stat. §70.47(8) authorizes the Board of Review to consider requests from a property owner or the property owner’s representative to testify under oath by telephone or written statements under oath to the Board of Review and whether to allow the same; and

WHEREAS, the Department of Revenue has determined that the legal requirements of the Notice to Appear at the Board of Review must be satisfied and the Objection Form must be completed and submitted to the Board of Review as required by law prior to a Request to Testify by Telephone or Submit a Sworn Written Statement from being submitted.

NOW, THEREFORE, the City Board of Review of the City of Clintonville, Waupaca County does hereby adopt as Board of Review policy the following:

1. Procedure:

Before the Board of Review (“BOR”) can consider a request from a property owner or the property owner’s representative (“owner”) to testify by telephone or submit a sworn written statement, the owner must first complete and file with the clerk of the BOR the following documents:

- a) A timely Notice of Intent to appear at BOR; and
- b) A timely Objection Form for Real Property Assessment (PA-115A); and
- c) A fully completed request to Testify by Telephone or Submit a Sworn Written Statement at BOR (Form PA-814).

Such requests must be filed with the clerk of the BOR within the first 2 hours of the BOR’s first scheduled meeting. If the owner fails to file the aforementioned documents as required, the BOR will not consider the request.

2. Criteria:

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

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

3. Effective Date:

This policy shall be effective upon passage.

Passed on the 4th day of June 2015.

By the Board of Review of the City of Clintonville

Wayne Rindt
Board of Review Chairperson

Attested by:

Peggy Johnson
Clerk of the Board of Review

**CITY OF CLINTONVILLE BOARD OF REVIEW POLICY
PROCEDURE FOR WAIVER OF BOARD OF REVIEW
HEARING REQUESTS**

WHEREAS, Wis. Stat. §70.47(8m) authorizes the Board of Review (“BOR”) to consider requests from a taxpayer or assessor, or at its own discretion to waive the hearing of an objection under Wis. Stat. §70.47(8) or, in a 1st class city, under §70.47(16) and allow the taxpayer to have the taxpayer’s assessment reviewed under §70.47(13); and

WHEREAS, Wis. Stat. §70.47(8m) further states that the BOR shall submit notice of its decision under § 70.47(12) using the amount of the taxpayer’s assessment as established by the municipal assessor as the finalized amount; and

WHEREAS, Wis. Stat. §70.47(8m) further states that if the BOR waives the hearing, the waiver disallows the taxpayer’s claim on excessive assessment under §70.37(3) and notwithstanding the time period under §70.37(3)(d), the taxpayer has 60 days from the notice of hearing waiver in which to commence an action under § 70.37(3)(d).

WHEREAS, the Department of Revenue has determined that the legal requirements of the Notice to Appear at the BOR must be satisfied and the Objection Form must be completed and submitted to the BOR as required by law by the taxpayer prior to a Request for Waiver being considered.

NOW, THEREFORE, the City Board of Review of the City of Clintonville, Waupaca County does hereby adopt as Board of Review Policy the following:

1. Procedure:

Before the Board of Review (“BOR”) can consider a request from a taxpayer or assessor or at its own discretion to waive the hearing of an objection, the taxpayer must first complete and file with the Clerk of the BOR the following documents:

- a) A timely filed Notice of Intent to appear at BOR; and
- b) A timely filed Objection Form for Real Property Assessment (PA-115A).

If the owner fails to file the aforementioned documents as required, no hearing will be scheduled on the objection.

If the owner files the aforementioned documents as required and a request from a taxpayer or assessor or at its own discretion is made to waive the hearing of an objection, the BOR shall use the following criteria when making its decision.

2. Criteria:

The BOR may consider any or all of the following factors when deciding whether waive the hearing:

- a) The benefits or detriments of the BOR process; and
- b) The benefits or detriments of having a record for the Court review; and
- c) Avoidance of unruly, lengthy, burdensome appeals; and
- d) Ability to cross examine the person providing the testimony; and
- e) Any other factors that the BOR deems pertinent to deciding whether to waive the hearing.

3. Effective Date:

This policy shall be effective upon passage.

Passed on the 4th day of June 2015

By the Board of Review of the City of Clintonville

Wayne Rindt
Board of Review Chairperson

Attested by:

Peggy Johnson
Clerk of the Board of Review

ORDINANCE NUMBER 1232

INTRODUCED BY: Rose

SECONDED BY : Strey-Hirt

The Common Council of the City of Clintonville, Wisconsin, does hereby ordain that Chapter 1, Common Council, Section 1.18(3) is hereby created to read as follows:

CONFIDENTIAL INFORMATION. Any information received by the City or its agents, pursuant to state statute 70.47(7)(af), shall be confidential except for disclosure to those persons using the information in order to discharge duties imposed by law, their office, or by an order of a Court.

This ordinance shall take effect upon passage and publication as provided by law.

CITY OF CLINTONVILLE

By: Steven Kettenhoven, Mayor
Peggy Johnson, Clerk

Adopted: 05/13/2025

Published: 05/22/2025

