

**Ordinance No. 2015-01**

**Establish Procedures and Criteria for Allowing Alternative Forms of Sworn Testimony at Board of Review (BOR) Hearings**

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Whereas, sec. 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 written statements under oath to the board of review;

Now Therefore the Town of Kewaskum, Washington County does ordain as follows:

**1. PROCEDURE:**

In order for a property owner or 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 BOR must be satisfied; and b) an Objection Form for Real Property Assessment (PA-115A) must be completed and submitted to the BOR 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 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**

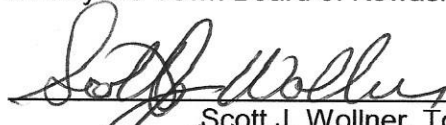
The board may consider any or all of the following factors when deciding whether to grant or deny the request:

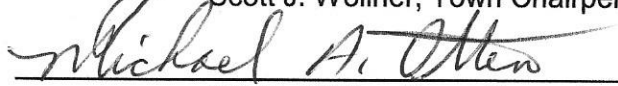
- a. The requester's stated reason(s) for the request as indicated on the PA-814
- b. Fairness to the parties
- c. Ability of the requester to procure in person oral testimony and any due diligence exhibited by the requester in procuring such testimony
- d. Ability to cross examine the person providing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

**3. EFFECTIVE DATE.**

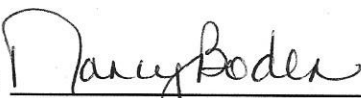
This ordinance shall be effective upon posting as provided by law.

Adopted this 20<sup>th</sup> day of APRIL, 2015 by the Town Board of Kewaskum, Washington, County.

  
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Scott J. Wollner, Town Chairperson

  
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Michael Otten, Town Supervisor

  
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Mark Herriges, Town Supervisor

Attest:   
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Nancy Boden, Town Clerk