

CITY OF MADISON, WISCONSIN

REPORT OF THE CITY ATTORNEY

AUTHOR: Jaime L. Staffaroni

DATED: March 7, 2022

TO THE MAYOR AND COMMON COUNCIL:

RE: UNLAWFUL TAXATION: Robert C. Procter, authorized agent for Real Suite Assets, LLC – \$1,408.73

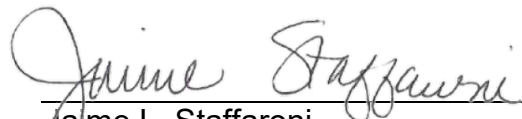
Claimant Real Suite Assets, LLC is claiming a refund for excessive real property tax pursuant to Wis. Stat. § 74.35 for their 2021 taxes for their property located at 222 East Olin Avenue. The claimant alleges that the assessed value should not include a 0.294 acre swath of land along Olin Avenue that it asserts is owned by the Wisconsin Department of Transportation. The claimant alleges that the assessed value of the land in this parcel, excluding improvements, should be no higher than \$300,000 for 2021; the property taxes should be no higher than \$6,449.40, which should not include the 12,806.64 square feet of land in question. The Claimant seeks a refund of \$1,408.73 plus interest for taxes improperly levied upon this section.

The City Assessor valued the total property at \$960,000 for tax year 2021. The Claimant did not challenge the 2021 assessment before the Board of Review as required by Wis. Stat. § 70.47(4)(a). The 2021 real property taxes were \$20,552.58.

For the foregoing reasons, I recommend denial of the subject claim.

Note: This claim was received on January 31, 2022, and pursuant to Wis. Stat. § 74.37(3)(a) if no action is taken on this claim by the Common Council within ninety (90) days of filing the claim, it is considered disallowed.

Respectfully submitted,


Jaime L. Staffaroni
Assistant City Attorney