

CITY OF MADISON, WISCONSIN

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**REPORT OF THE CITY ATTORNEY**

AUTHOR: Jaime L. Staffaroni

DATED: March 7, 2022

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TO THE MAYOR AND COMMON COUNCIL:

RE: UNLAWFUL TAXATION: Alan H. Marcuvitz, von Briesen & Roper, S.C., attorney for 1801 East Washington Madison Apartments, LLC – Excessive Assessment - \$163,363.00

Claimant 1801 East Washington Madison Apartments, LLC is claiming a refund for excessive real property tax pursuant to Wis. Stat. § 74.37 for their 2021 taxes for their property located at 1827 East Washington Avenue. The claimant alleges that the assessed value should be no higher than \$37,904,000.00 for 2021, and the property taxes should be no higher than \$814,859.05. The Claimant seeks a refund of \$163,363.00 plus interest.

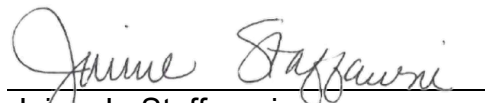
The City Assessor valued the property at \$48,000,000.00 for tax year 2021. The Claimant challenged the 2021 assessment before the Board of Review, and they reduced the assessment to \$45,600,000.00. The 2021 real property taxes were \$980,222.05. The Claimant also alleges that the assessed value of the property established by the Office of the Assessor and sustained by the Board of Review violates Article VIII, Section 1 (“Uniformity Clause”) of the Wisconsin Constitution.

I have consulted with the Office of the Assessor, and we are of the opinion that the Board of Review determined the appropriate assessed value for 2021.

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

Note: This claim was received on January 5, 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