

CITY OF MADISON, WISCONSIN

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**REPORT OF THE CITY ATTORNEY**

AUTHOR: Jaime L. Staffaroni

DATED: 2/27/2020

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TO THE MAYOR AND COMMON COUNCIL:

RE: EXCESSIVE ASSESSMENT: E. Hatchell, Foley & Lardner LLP for Bird Dog Hospitality IV, LLC - \$49,535.99

Claimant Bird Dog Hospitality IV, LLC is claiming a refund for excessive real property tax pursuant to Wis. Stat. § 74.37 for their 2019 taxes for their property located at 4801 Annamark Drive. The claimant alleges that the assessed value should not exceed \$6,500,000. The Claimant is seeking a refund of \$49,535.99 plus interest.

The City Assessor assessed the property at \$9,006,700 for tax year 2019. The Claimant challenged the assessment before the Board of Review and they sustained the assessment. The Claimant alleges that the City Assessor utilized an improper sale and the assessment violates uniformity. 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 2019.

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

Note: This claim was received on January 30, 2020, and pursuant to Wis. Stat. § 74.37(3)(a) if no action is taken on these claims by the Common Council within ninety(90) days of filing the claim, it is considered disallowed.

Respectfully submitted,

  
Jaime L. Staffaroni  
Assistant City Attorney