

**2011 BOARD OF REVIEW
VILLAGE OF PLEASANT PRAIRIE
JULY 27, 2011
8:30 A.M.**

A Meeting of the Pleasant Prairie Board of Review was held on Wednesday, July 27, 2011 and called to order at 8:30 a.m. Present were Board members John Braig, Jill Sikorski, James Kennedy and Attorney Tom Camilli. Also present were Rocco Vita, Village Assessor and Jane Romanowski, Village Clerk.

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. RECONSIDERATION OF NOTICE OF DETERMINATIONS ISSUED TO RIVERSVIEW DEVELOPMENT LLC ON JUNE 28, 2011 ON THREE VACANT PARCELS DUE TO POTENTIAL LACK OF JURISDICTION BY THE BOARD.**

Tom Camilli:

Mr. Chairman, if I may very briefly just make a couple of comments for the record as to why the Board is taking this action today. The three determinations that are before the Board for reconsideration today were, of course, the determinations previously issued to Riversview Development LLC on June 28, 2011 with regard to three particular parcel numbers - they are parcel numbers 92-4-122-232-0322, 92-4-122-232-0344 and 92-4-122-232-0347. Mr. Chairman, after these determinations were issued after the hearing on June 28, 2011, it subsequently came to our awareness that the objector in each of these objections, which is Riversview Development LLC, no longer has an ownership interest in the parcels which are at issue here. Each of those parcels was previously transferred to third parties who have not filed proper objections which would allow the Board to review the current Assessor's evaluation on the property.

The issue before the Board today is whether it should take any action to reconsider or rather rescind the prior Notices of Determination due to the fact that Riversview Development LLC is not the property owner of each of these parcels at issue and, therefore, it's likely under the statute, particularly Section 70.47, that the Board of Review lacked the jurisdiction to hear these particular objections at the June 28, 2011 hearing due to the fact that these objections were filed by an entity other than the property owner contrary to statute and that is the matter before the Board today.

John Braig:

Thank you. As a clarification then in effect the action we took was improper.

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Tom Camilli:

It is my opinion that the Board lacked jurisdiction in that its actions were improper with regard to these three objections due to the fact that the objector, Riversview Development LLC, held no ownership interest in the property at the time the objection was made which I find to be contrary to the requirements in Section 70.47 of the statutes which requires that persons who own land and improvements may make objections. Riversview Development LLC owned neither land nor improvements with regard to these particular parcel numbers.

John Braig:

Be that the case, what would you recommend to correct the situation?

Tom Camilli:

It is my recommendation that the Board of Review rescind in full the Notices of Determination previously issued on June 28, 2011 with regard to the three particular parcel numbers at issue here today.

Jill Sikorski:

Mr. Chairman, I just wanted to mention we have been supplied with the dates of conveyance on all three of these parcels - they being May 18, 2011, May 13, 2011 and April 29, 2011, and the clerk received the objection forms on June 17, 2011 which was well after the date of conveyance of these three parcels.

John Braig:

It appears to me that the work before us is rather simple and clear cut.

SIKORSKI MOVED TO RESCIND THE NOTICES OF DETERMINATION THAT WERE ISSUED ON PARCEL NOS. 92-4-122-232-0322, 92-4-122-232-0344 AND 92-4-122-232-0347 IN QUESTION ON JUNE 28, 2011 BY THE BOARD OF REVIEW; SECONDED BY KENNEDY; MOTION CARRIED 3-0.

John Braig:

Is there any other business before the Board? If not, adjournment is in order.

4. FINAL ADJOURNMENT

SIKORSKI MOVED TO ADJOURN THE MEETING; SECONDED BY KENNEDY; MOTION CARRIED 3-0 AND MEETING ADJOURNED AT 8:40 A.M.