

**TOWN OF LYNDON**  
**BOARD OF ABATEMENT MEETING**  
Wednesday, February 24, 2016  
5:30 PM

<u>Selectboard</u>	<u>Clerk</u>	<u>Justices</u>	<u>Public</u>
Kermit Fisher	Dawn Dwyer	Dick Banks, Cathy Boykin, Kevin Calkins	Charlotte Stevens
Dan Daley		Jean Charles, Brenda Mitchell, Marianne Robotham, Sara Simpson, Wilder Simpson	Gwen VanDine
<u>Listers</u>		Al Toborg	
Jack Berube, Joanie Hahr			

1. Appellant: Charlotte Stevens  
Parcel #: 24-0931-930  
Mobile Home, Carport & Shed located at 112 Bluebird Lane

Reason for request: Unable to afford the property tax bill. Mrs. Stevens is looking for abatement for 2015 Taxes in the amount of \$1,027.34. Appellant is requesting abatement for case #3 – taxes of persons who are unable to pay their taxes, interest and collection fees.

Abatement requested	\$1,027.34
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Mrs. Steven's daughter, Gwen VanDine, gave a brief history of her mother's situation (see attached letters).

BOARD'S DECISION: Motion was made by Jean Charles, seconded by Brenda Mitchell, to grant the abatement request in the amount of \$1,027.34 due to her inability to pay her taxes. Motion carried in the affirmative 8-6.

Al Toborg, having voted in the affirmative, asked for a reconsideration of the question to further discuss the facts, Marianne Robotham seconded the motion. Motion carried unanimously.

After further discussion, the motion was made by Brenda Mitchell, seconded by Jean Charles, to grant the abatement request in the amount of \$513.77 due to Mrs. Stevens's inability to pay her taxes. Motion carried in the affirmative 8-6.

2. Appellant: Denise Brown  
Parcel #: 14-0101  
House, Porch & Garage located at 737 Red Village Road

Reason for request: Appeal the 8% penalty imposed.

Appellant emailed the Clerk on the day of the hearing to rescind her appeal. See attached email.

3. Appellant: Gerard & Jodi Gingue  
Parcel #: 14-0671  
House located at 3940 Severance Hill

Reason for request: Contest the assessed late charge.

Abatement requested	\$468.59
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Mrs. Gingue explained to the Board why she felt she shouldn't be assessed the 8% late charge. The tax bill does not say "Postmarks not accepted".

Motion made by Dan Daley, seconded by Marianne Robotham to deny the abatement requested. Motion carried 8-5-1 with Al Toborg abstaining as he knows the Gingues. Findings of facts include the bills clearly shows the payments are due by the date due by 4:30 PM and a notice that postmarks are not accepted is posted in the Caledonian-Record and the annual report.

24 V.S.A § 1535 state that the Board of Tax Abatement may abate in whole or in part, municipal taxes, interest, and collection fees in the following cases:

1. taxes of persons who have died insolvent;
2. taxes of persons who have removed from the state;
3. taxes of persons who are unable to pay their taxes, interest and collection fees;
4. taxes in which there is a manifest error or mistake of the listers;
5. taxes upon real or personal property lost or destroyed during the tax year;
6. veteran's exemption amounts of persons otherwise eligible who for cause failed to file a timely claim.

Meeting adjourned at 6:55 PM