



Legislation Details (With Text)

**File #:** RLH TA 19- 265 **Version:** 2

**Type:** Resolution LH Tax Assessment **Status:** Passed  
Appeal

**In control:** City Council

**Final action:** 6/12/2019

**Title:** Ratifying the Appealed Special Tax Assessment for property at 2126 HIGHWOOD AVENUE. (File No. CG1901E2, Assessment No. 190068)

**Sponsors:** Jane L. Prince

**Indexes:** Special Tax Assessments, Ward - 7

**Code sections:**

**Attachments:** 1. 2126 Highwood Ave.City Response Letter.3-15-19, 2. 2126 Highwood Ave.December Notice of Non-Payment.12-31-2018

Date	Ver.	Action By	Action	Result
6/18/2019	2	Mayor's Office	Signed	
6/12/2019	2	City Council	Adopted	Pass
5/16/2019	1	Legislative Hearings	Referred	

Ratifying the Appealed Special Tax Assessment for property at 2126 HIGHWOOD AVENUE. (File No. CG1901E2, Assessment No. 190068)

**Date of LH:** 5/16/2019  
**Time of LH:** 10:30AM  
**Date of CPH:** 6/12/2019

**Postcard Returned by:** Micaela Douglas  
**Cost:** \$ 198.52

**Hauling Service(s) Provided:** Garbage Service for 1 Medium and 1 Large Cart; Oct 1 - Dec 31 2018

**Garbage Hauler:** Waste Management

**Type of Order/Fee:** Garbage Hauling

**Billing Time Period:** 4<sup>th</sup> Quarter 2018 (Oct 1 - Dec 31)

**Invoice Date(s):** Oct - MISSING / Nov - MISSING / Dec - 12/31/2018

**Returned Mail/Notice Concerns?:**

**Stated Reason for Appeal (if given):** Nothing is owed at this time in light of the recently-submitted petition. The city must legislate in good faith and carry out its obligations under the charter. The ordinance must be temporarily suspended and submitted to a referendum. If it passes after a referendum, I will happily pay whatever is owed. If it does not pass, I owe nothing. I owe nothing in the meantime since the ordinance should be suspended in operation. I recommend we put this issue on hold until Clark v. St. Paul is decided.

**Staff Comments:** Under citywide garbage service, all residential properties with up to four units, including rental homes and townhomes, are required to have a garbage cart and receive garbage service for each dwelling unit. Property owners must provide garbage service for all occupied dwellings. There is no option to opt out of the citywide garbage service. The City is operating under a signed contract under state statute.

WHEREAS, the Office of Financial Services Real Estate Section has attached to this Council File both a report of completion outlining the costs and fees associated with Collection of Delinquent Garbage Bills for services

during October to December 2018. (File No. CG1901E2, Assessment No. 190068) and the assessment roll including all properties for which these assessments are proposed for Council ratification; and

WHEREAS, the City Council's Legislative Hearing Officer has reviewed an appeal of this assessment and developed a recommendation for the City Council with respect to this assessment; and

WHEREAS, a public hearing having been conducted for the above improvement, and said assessment having been further considered by the Council and having been considered financially satisfactory; Now, Therefore, Be It

RESOLVED, that pursuant to Chapter 14 of the Saint Paul City Charter, said assessment is hereby ratified and payable in one installment.