



## Legislation Details (With Text)

**File #:** RLH TA 19- 365 **Version:** 2

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

**In control:** City Council

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

**Title:** Ratifying the Appealed Special Tax Assessment for property at 93 MILTON STREET NORTH. (File No. CG1901E1, Assessment No. 190067)

**Sponsors:** Dai Thao

**Indexes:** Special Tax Assessments, Ward - 1

**Code sections:**

**Attachments:** 1. 93 Milton St N.Letter to City.3-13-19, 2. 93 Milton St N.City Response Letter.3-19-19, 3. 93 Milton St N.November Notice of Non-Payment.11-30-18, 4. 93 Milton St N.December Notice of Non-Payment.12-31-18, 5. 93-99 Milton St.Owner Document.5-16-19.pdf, 6. 93 Milton-99 Milton - 6-12-19 Council, 7. 93 Milton-99 Milton-Letter to Council

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 93 MILTON STREET NORTH. (File No. CG1901E1, Assessment No. 190067)

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

**Postcard Returned by:** Eric Lein

**Cost:** \$287.13

**Hauling Service(s) Provided:** Garbage Service Medium Cart and 3 Extra, 3 Late Fees; Oct 1 - Dec 31 2018

**Garbage Hauler:** Republic Services

**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 - 11/30/2018 / Dec - 12/31/2018

**Returned Mail/Notice Concerns?:**

**Stated Reason for Appeal (if given):** By enforcing payment to private haulers for so-called "service" of unnecessary empty trash carts, the assessment is: (1) fraudulent, and/or (2) made upon a demonstrable mistake of fact or law, and/or (3) in an amount in excess of the actual benefits to the property. [City Charter Sec. 14.01.4.(2)].

**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. CG1901E1, Assessment No. 190067) 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.