



Legislation Text

File #: 191313, **Version:** 2

191313

SUBSTITUTE 2

THE CHAIR

Substitute resolution authorizing the denial of Saint John's Communities LLC's claim of alleged unlawful tax. This resolution authorizes denial of Saint John's Communities LLC's claim of alleged unlawful tax.

Whereas, The claimant, Saint John's Communities LLC, through its attorneys, von Briesen & Roper, s.c., has filed a claim against the City of Milwaukee, pursuant to Wis. Stat. § 74.35, to recover an alleged unlawful tax for tax year 2019 on the basis that its newly constructed tower is exempt; and

Whereas, The claimant's claim for unlawful tax is premature because the City has not yet collected any real property tax on claimant's property for 2019; and

Whereas, Even if the claim was properly filed, the claimant's newly constructed tower would be taxable for tax year 2019 because, pursuant to Wis. Stat. § 70.11, the claimant failed to timely file an application for exemption for its newly constructed residential tower; now, therefore, be it

Resolved, by the Common Council of the City of Milwaukee that the claimant's claim of alleged unlawful tax is hereby denied.

City Attorney

Allison N. Flanagan

December 17, 2019