

VILLAGE OF AMHERST

STATE OF WISCONSIN

ORDINANCE NO:

PORTAGE COUNTY

AN ORDINANCE RELATING TO THE CONFIDENTIALITY OF INFORMATION ABOUT INCOME AND EXPENSES REQUESTED BY THE ASSESSOR IN PROPERTY ASSESSMENT MATTERS IN THE VILLAGE OF AMHERST.

WHEREAS, as part of the Budget Adjustment Act, 1997 Wisconsin Act 237, a number of significant changes regarding property tax assessment appeals and Board of Review procedures were enacted; and

WHEREAS, at Section 279(K) of 1997 Wisconsin Act 237 State Statute 70.47 (7)(af) of the Wisconsin Statutes was created; and

WHEREAS, Wisconsin State Statute 70.47 (7)(af) requires that the municipality provide by ordinance for the confidentiality of information about income and expenses that is provided to the Assessor under Wisconsin State Statute 70.47 (af), and shall provide exceptions for person using the information in the discharge of duties imposed by law or of the duties of their office or by order of the court,

NOW, THEREFORE, THE Village Board of the Village of Amherst, Portage County, Wisconsin, ORDAINS AS FOLLOWS:

SECTION 1: Whenever the Assessor, in the performance of the Assessor’s duties, requests or obtains income and expense information, the information that is provided to the Assessor shall be held by the Assessor on a confidential basis, except, however, that the information may be revealed to and used by person: in the discharge of duties imposed by law; in the discharge of duties imposed by office (including, but not limited to, use by the Assessor in performance of official duties of the Assessor’s office and use by the Board of Review in performance of its official duties); or pursuant to a court order. Income and expense information provided to the Assessor under Wisconsin State Statute 70.47(7)(af), unless a court determines that it is inaccurate, is, per Wisconsin State Statute 70.47(7)(af),not subject to the right of inspection and copying under Wisconsin State Statute 19.35(1).

SECTION 2: SEVERABILITY – The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE – This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this _____ day of _____, 2023.

ATTESTED BY VILLAGE OF AMHERST.

David Crubaugh, Village President

Jodi Patoka, Clerk