

BOROUGH OF HILLSDALE

12054

RESOLUTION



Title: Authorizing Settlement of a Tax Appeal for 76 Patterson Avenue, Block 1206, Lot 2, on the Official Tax Map of Borough of Hillsdale

WHEREAS, Hillsdale Assoc., LLC is the owner of certain real property located at 76 Patterson Avenue and designated as Block 1206, Lot 2 on the official tax map of the Borough of Hillsdale, Bergen County, New Jersey; and

WHEREAS, the owner has filed an appeal to the Tax Court of New Jersey for said premises for tax year 2011, under docket number 015427-2011; and

WHEREAS, the parties have engaged in settlement negotiations; and

WHEREAS, as a result of those settlement negotiations, a settlement has been reached; and

WHEREAS, the current assessment on Block 1206, Lot 2, Address: 76 Patterson Avenue is as follows:

Tax Year 2011:

LAND:	\$ 170,000
IMPROVEMENTS:	<u>\$ 146,000</u>
TOTAL ASSESSMENT	\$ 316,000; and

WHEREAS, the following assessment proposed for Block 1206, Lot 2, Address: 76 Patterson Avenue is as follows:

Tax Year 2011:

LAND:	\$ 170,000
IMPROVEMENTS:	<u>\$ 104,600</u>
TOTAL ASSESSMENT	\$ 274,600; and

WHEREAS, all refunds due Hillsdale Assoc., LLC shall be without interest, provided that payment is made within sixty (60) days of the Borough’s receipt of the Tax Court Judgment in this action; and

WHEREAS, any refunds due as a result of this settlement shall be made payable to “Davenport & Spiotti” and forwarded to Robert E. Spiotti, Esq., Davenport & Spiotti, 219 Changebridge Road, Montville, New Jersey 07045; and

WHEREAS, the Tax Counsel and the Tax Assessor have recommended said settlement to the Mayor and Council; and

WHEREAS, the Mayor and Council is of the opinion that said settlement is in the best interests of the Borough of Hillsdale.

NOW, THEREFORE, BE IT RESOLVED, BY THE Mayor and Council of the Borough of Hillsdale, County of Bergen, State of New Jersey, being the governing body thereof, that the settlement in this matter as set forth hereinabove be and is hereby approved and the Tax Counsel, Christopher E. Martin, Esq., is hereby authorized and directed to affect said settlement.

Council member	Motion	Second	Yes	No	Absent	Abstain
Capawana, Rod	x		x			
DeRosa, Anthony			x			
Frank, Douglas E.			x			
Giancarlo, Michael		x	x			
Hanlon, Marie			x			

Adopted: _____

Attest: _____

Robert P. Sandt, RMC
Municipal Clerk

Mayor Max Arnowitz