

**ORDINANCE 2015-2**  
**TOWN OF ELLSWORTH**  
**ORDINANCE TO ESTABLISH PROCEDURES AND CRITERIA FOR ALLOWING**  
**ALTERNATIVE FORMS OF SWORN TESTIMONY AT BOARD OF REVIEW HEARINGS**

**WHEREAS**, Sec. 70.47(8), Wis. Stats. Authorizes the Board of Review to consider requests from a property owner or the property owner's representative to appear before the board under oath by telephone or to submit written statements under oath to the Board of Review:

**NOW THEREFORE** the Town of Ellsworth, Pierce County does ordain as follows:

**1. PROCEDURE:**

In order for a property owner or property owner's representative to submit a request to testify by phone or submit a sworn written statement, he or she must first comply with the following procedures:

- a. The legal requirement to provide notice of intent to appear at BOR must be satisfied; and
- b. An Objection Form for Real Property Assessment (PA-115A) must be completed and submitted to the BOR as required by law.

After the two requirements outlined above have been met, a Request to Testify by Telephone or Submit a Sworn Written Statement at Board of Review (Form PA-814) may be submitted to the town clerk. Such requests must be submitted in time to be considered by the board at the first meeting of the BOR.

**2. CRITERIA TO BE CONSIDERED**

The board may consider any or all of the following factors when deciding whether to grant or deny the request:

- a. The requester's stated reason(s) for the request as indicated on the PA-814
- b. Fairness to the parties
- c. Ability of the requester to procure in person oral testimony and any due diligence exhibited by the requester in procuring such testimony
- d. Ability to cross examine the person providing the testimony
- e. The BOR's technical capacity to honor the request
- f. Any other factors that the board deems pertinent to deciding the request.

**3. EFFECTIVE DATE.**

This ordinance shall be effective upon posting as provided by law.

Passed on the 13<sup>th</sup> day of April, 2015 by the Town Board of the Town of Ellsworth.

---

Roger Billeter, Town Chair

Attested by

---

Phyllis Beastrom, Town Clerk

Posted: