

ROXBURY BOARD OF CIVIL AUTHORITY
MINUTES OF MEETING TO DISCUSS TAXPAYER REQUEST
AUGUST 3, 2022
8:26PM – 9:10PM

MEMBERS: Chair Jerry D'Amico, Sally Kirn, Arthur Smith, Dave McShane, Sue Nevins and Tammy Legacy

The meeting was called to order.

The purpose of this meeting is to discuss John Wardle's request to have another tax appeal hearing. John submitted a letter to the Board of Civil Authority stating that according to the Rules and Procedures and Ethics Manual, VT Land Use, May 2005, the meeting on July 28 to hear his tax appeal was illegally held. John had requested Jerry D'Amico recuse himself from his tax appeal.

The Board of Civil Authority discussed John's letter. John is requesting a fair and unbiased hearing and does not think he received one.

Jerry D'Amico said he was not aware there were hard feelings between John and himself.

It was stated that John did not object to his hearing and that he read his statement allowed and Tammy offered to make copies. (John had not received his certified letter informing him of the rules of the meeting).

Jerry feels that John is upset from when Jerry was Roxbury's Septic Officer.

Dave McShane mentioned that he does not think the VT Land Use rules apply to Board of Civil Authority Tax Appeals. Those rules are for Zoning and DRB.

Dave mentioned the Town has a policy that was adopted by the Selectboard. The policy does not mention that someone can request a board member to recuse himself. This policy applies to all town committees and boards.

There was discussion on executive sessions and town policies.

Dave also read sections of the Tax Appeal Handbook.

After discussing the request further, Sally, Vice-Chair, asked all the Board of Civil Authority members in favor of honoring the request for a new hearing to say aye. There were no ayes. The vote was 4 opposing, 0 in favor and 2 abstentions. The request failed.

With no further business to discuss, the meeting adjourned at 9:10 PM.

Tammy Legacy, Town Clerk