

Town of Hebron

Docket No. 18124-00RA

ORDER RE: RSA 71-B:16 REASSESSMENT PETITION

This order reschedules a reassessment show cause hearing, previously scheduled for September 25, 2000, at 1:00 p.m., to Friday, November 3, 2000, at 9:00 a.m. at the board's offices located at Johnson Hall, Third Floor, State Office Park South, 107 Pleasant Street, Concord, New Hampshire.

This order is necessary because the "Town" failed to appear, or to notify that it did not intend to appear, at the September 25, 2000 hearing. The board, in an order dated August 16, 2000, noticed the Town of the September 25th hearing and required the Town to post copies of the order in two public places and a newspaper of general circulation. On September 12, 2000, the board's clerk had a telephone call from Mr. William Gabler, chairman of the board of selectmen, regarding the selectmen's concerns that they may not have sufficient time to prepare for the hearing. The selectmen were apprised by the clerk that the hearing would proceed and the selectmen could request at that time that the record be kept open if there were any questions or issues to which they needed further time to respond. There was no further communication from the selectmen between the September 12th conversation and when the board called Mr. Gabler on the day of the hearing after the selectmen had failed to appear.

It is critical for the board to have input from the elected assessing officials as to the Town's need and/or plans for reassessment in determining whether a reassessment should be ordered pursuant to RSA 71-B:16 and 16-a. Further, public notice is required so that the taxpayers in the Town have an opportunity to present their positions as to the need for a reassessment. To ensure the selectmen plan to attend the November 3, 2000 hearing and that proper public notice has occurred, the selectmen, within 20 days of the date of this order, shall:

- 1) provide certification that a copy of this order has been posted in two public places and been printed in a newspaper of general circulation; and
- 2) notify the board of their intent to appear at the hearing. If the selectmen fail to so notify, the board will issue subpoenas to ensure their attendance.

SO ORDERED.

BOARD OF TAX AND LAND APPEALS

Paul B. Franklin, Chairman

Michele E. LeBrun, Member

Douglas S. Ricard, Member

Albert F. Shamash, Esq., Member

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CERTIFICATION

I hereby certify a copy of the foregoing order has been mailed this date, postage prepaid, to Dianne M. and George Sullivan, Jr.; Chairman, Board of Selectmen of Hebron; and the Department of Revenue Administration.

Lynn M. Wheeler, Clerk

Date:
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