

70.47 (7) (af) * Ordinance relating to confidentiality of income and expense records.

STATE OF WISCONSIN
Town of Black Creek
Outagamie County

SECTION 1 – TITLE/PURPOSE

This ordinance is entitled the Town of Black Creek Ordinance Relating to Confidentiality of Income and Expense Records. The purpose of this ordinance is to provide confidentiality of the records of taxpayers who provide income and expense record information to the town assessor under s. 70.47 (7) (af), stats., and to exempt that information from being subject to the right of inspection or copying as a public record under s. 19.35 (1), stats.

SECTION 2 – AUTHORITY

The town board of the Town of Black Creek, Outagamie County, Wisconsin, has the specific authority under s. 70.47 (7) (af), Wis. stats., to provide confidentiality to taxpayers of certain income and expense records provided to the town assessor by these taxpayers for purposes of valuation of real property in the Town of Black Creek, owned by those taxpayers.

SECTION 3 – ADOPTION OF ORDINANCE

The town board, by this ordinance, adopted on proper notice, with a quorum and a roll call vote by a majority of the town board present and voting, provides for the confidentiality of information regarding income and expenses under s. 70.47 (7) (af), Wis. stats., that is provided to the town assessor and, unless a court determines that the information is inaccurate, the information provided to the assessor is not subject to the right of inspection or copying as a public record under s. 19.35 (1), Wis. stats.

SECTION 4 – ADOPTION BY REFERENCE/CONFIDENTIALITY REQUIREMENT

This ordinance adopts by reference s. 70.47 (7) (af), Wis. stats. Income and expense information provided by a property owner to the town assessor for the purposes of establishing and valuation for assessment purposes by the income method of valuation

Continued:

shall be confidential and not a public record open to inspection or copying under s. 19.35 (1), Wis. stats.

SECTION 5 – EXCEPTIONS TO CONFIDENTIALITY

A town officer in the Town of Black Creek may make public disclosure or allow access to information of income and expense information provided by a property owner to the town assessor for the purposes of establishing and valuation for assessment purposes by the income method of valuation in his or her possession as provided below:

Continued:

- A. The town assessor shall have access to such information in the performance of his or her duties.
- B. The board of review may review the income and expense information when needed, in its opinion, to decide upon a contested assessment.
- C. Any person or body who has the right or whose duty in his or her office is to review such information shall have access to such information.
- D. A town officer who is complying with a court order may release the information in accordance with the court's order.
- E. If the information provided has been determined by a court to be inaccurate, the information is open and public.
- F. If the property owner has provided written approval for public disclosure or limited disclosure to that person, and the town board of the Town of Black Creek has approved the disclosure the information is open and public to the extent approved.

SECTION 6 – PENALTY PROVISIONS

Any person, partnership, corporation, or other legal entity that fails to comply with the provisions of this ordinance shall, upon conviction, pay a forfeiture of not less than \$ 25.00 nor more than \$ 200.00, plus the applicable surcharges, assessments, and costs for each violation. Each day a violation exists or continues constitutes a separate offense under this ordinance. In addition, the town board may seek injunctive relief from a court of record to enjoin further violations.

SECTION 7 – SEVERABILITY



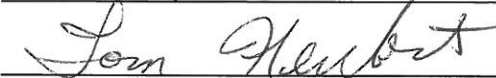
If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

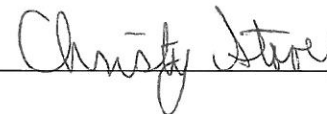
SECTION 8 -- EFFECTIVE DATE

This ordinance shall take effect immediately upon publication.

The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 7th day of March 2022.

 _____	Chairman, Dan Knutzen
 _____	1st Supervisor, Dan Rettler
 _____	2nd Supervisor, Tom Neubert

Attest:  Clerk Christy Stover

70.46 (1), 70.47 (6m) * Ordinance to appoint alternate members for board of review.

STATE OF WISCONSIN
Town of Black Creek
Outagamie County

SECTION 1 – TITLE/PURPOSE

This ordinance is entitled the Town of Black Creek Ordinance to Appoint Alternate Members for Board of Review. The purpose of this ordinance is to provide, upon lawful removal of named members, alternate persons to serve as replacements to the Board of Review for the Town of Black Creek.

SECTION 2 – AUTHORITY

The town board of the Town of Black Creek has the specific authority under ss. 70.47 (6m) (c) and 70.47 (1), Wis. Stats., to remove members from and to appoint alternate members to the Board of Review for the Town of Black Creek.

SECTION 3 – ADOPTION OF AN ORDINANCE

The town board of the Town of Black Creek, Outagamie County, Wisconsin, by this ordinance, adopted on proper notice, with a quorum and by a roll call vote of the town board present and voting, provides for the removal of members of the Board of Review for the Town of Black Creek and the appointment of alternate members.

SECTION 4 – MANNER OF APPOINTMENT

The town board of the Town of Black Creek, Outagamie County, Wisconsin, by this ordinance, establishes and shall maintain a public list of names and persons eligible and appointed by the town board to serve as alternate members of the board of review. The list shall be arranged and maintained by the town clerk in a priority order of probable and likely service as an alternate. The town clerk shall notify any named member who has been lawfully removed under s. 60.47 (6m) (a) or (b) and shall notify the alternate person of his or her appointment to replace a named member of the board of review. The alternate, once noticed, if he or she approves the appointment, and if he or she would not violate s. 19.59, Wis. Stats., shall then take the oath of office and act as a member of the board of review under s. 60.47 (6m) (c).

SECTION 5 – APPOINTMENTS

The following electors of the Town of Black Creek are named as alternates in the order indicated to serve as alternate board of review members.

Continued:

Alternate 1: William West

Alternate 2: Lee Lemke

Alternate 3: Brian Gruendeman

Alternate 4: Bev Neubert

Alternate 5: Michael Bissing

SECTION 6 – EFFECTIVE DATE

This ordinance is effective on publication or posting.

The town clerk shall properly post or publish this resolution as required under s. 60.80, Wis. stats.

Adopted this 7th day of March 2022.

Dan Knutzen Chairman, Dan Knutzen
Dan Rettler 1st Supervisor, Dan Rettler
Tom Neubert 2nd Supervisor, Tom Neubert

Attest: Christy Stover Clerk Christy Stover