

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>ROBERT AND LISA BRINKER</p> <p>v.</p> <p>Respondent:</p> <p>PROPERTY TAX ADMINISTRATOR</p>	<p>Docket No.: 68800</p>
<p>ORDER ON STIPULATION</p>	

THE PARTIES TO THIS ACTION entered into a Stipulation and Joint Motion for Order. A copy of the Stipulation and Joint Motion for Order is attached and incorporated as a part of this Order on Stipulation.

FINDINGS OF FACT AND CONCLUSIONS:

1. Subject property is described as follows:

County PIN:	300015973
Appeal Category:	Abatement
Current Classification:	Vacant Land

2. Petitioner filed a Petition for Refund/Abatement of Property Taxes relating to the 2015 property tax year with the Jefferson County Board of County Commissioners on February 4, 2016 (the “Abatement Petition”).

3. The Jefferson County Assessor determined that the property taxes relating to the Abatement Petition were legally abatable and recommended that the Jefferson County Board of County Commissioners approve the Abatement Petition and an abatement/refund of taxes in the amount of \$13,169.06 for the 2015 tax year.

4. Based on the recommendation of the Jefferson County Assessor, the Jefferson County Board of County Commissioners approved the Abatement Petition and an abatement/refund of taxes in the amount of \$13,169.06 for the 2015 tax year.

5. In accordance with Section 39-1-113(3), C.R.S., the Jefferson County Board of County Commissioners submitted the Abatement Petition to Respondent for review.
6. Respondent reviewed the Abatement Petition in accordance with Section 39-2-116, C.R.S. Respondent denied the Abatement Petition based a finding that the land was vacant on January 1.
7. Petitioner appealed Respondent's decision denying the abatement/tax refund in the amount of \$13,169.06 for the 2015 property tax year to the Board. The Board issued a notice of hearing informing the parties that the Board would hear the appeal on November 21, 2016.
8. On November, 17, 2016, the parties agreed to resolve the appeal, and the parties filed the Stipulation and Joint Motion for Order.
9. Under the terms of the Stipulation and Joint Motion for Order, the Administrator approved an abatement/refund of tax concerning the subject property for tax year 2015 in the amount of \$9,500.00. The parties also requested the Board dismiss this appeal, with each party to bear its own fees and costs.
10. In accordance with Section 39-1-113(3), C.R.S., when the Property Tax Administrator approves an abatement/refund, the board of county commissioners shall order the abatement of taxes pro rata for all levies applicable to such property, or, in the case of a refund, the board of county commissioners shall order the refund of taxes pro rata by all jurisdictions receiving payment thereof.

ORDER:

The Jefferson County Board of County Commissioners is directed to order the abatement of \$9,500.00 in taxes relating to the subject property for the 2015 tax year, pro rata for all levies applicable to the subject property or, in the case of a refund, the Jefferson County Board of County Commissioners is directed to order the refund to Petitioner of \$9,500.00 in taxes for the 2015 tax year, pro rata by all jurisdictions receiving payment thereof.

The appeal is dismissed, with each party to bear its own fees and costs.

DATED AND MAILED this 21st day of November, 2016.

BOARD OF ASSESSMENT APPEALS

Diane M DeVries

Diane M. DeVries

Debra A Baumbach

Debra A. Baumbach

I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

G. Katardzic

Gordana Katardzic

2016 NOV 17 PM 2:59

BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO
2016 Docket Number 68800
Division of Property Taxation File Number 30-16-008

STIPULATION AND JOINT MOTION FOR ORDER

Robert and Lisa Brinker

Petitioner(s),

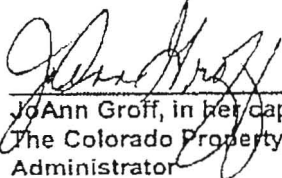
vs.

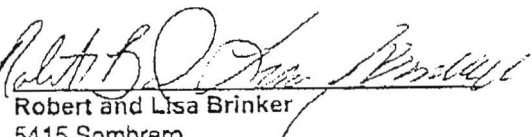
PROPERTY TAX ADMINISTRATOR,

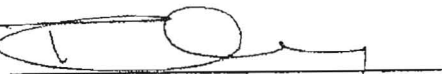
Respondent.

1. Petitioners Robert and Lisa Brinker and Respondent Property Tax Administrator hereby stipulate and agree to resolve the current appeal. The parties to this appeal agree to an abatement and refund of tax, concerning the property that is the subject of this appeal for tax year 2015, in the amount of \$9,500.00, reducing the 2015 tax due from \$18,151.24 to \$8,651.24.
2. The parties agree that this abatement applies to tax year 2015 only. The parties request that the Board enter an Order approving the stipulation to reduce the tax due for this property for tax year 2015, only, to the values shown above.
3. The parties agree to ask the Board to dismiss this case based on this stipulation. Each party will bear its own fees and costs in connection with this appeal.
4. The parties agree that a facsimile, photocopy, or electronic copy of this stipulation shall be as effective as the original.

Agreed and submitted this 17 day of November, 2016.


JoAnn Groff, in her capacity as
The Colorado Property Tax
Administrator


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