

## ORDINANCE NUMBER 1.02

### AN ORDINANCE OF THE TOWN OF BLOOMING GROVE RELATING TO CONFIDENTIALITY OF INFORMATION ABOUT INCOME AND EXPENSES REQUESTED BY THE ASSESSOR IN PROPERTY ASSESSMENT MATTERS

WHEREAS, as part of the Budget Adjustment Act, 1997 Wisconsin Act 237, a number of significant changes regarding property tax assessment appeals and Board of Review procedures were enacted; and

WHEREAS, as Section 279(k) of 1997 Wisconsin Act 237, Section 70.47(7)(af) of the Wisconsin Statutes was created; and

WHEREAS, Section 70.47(7)(af), Wis. Stats., requires that the municipality provide by ordinance for the confidentiality of information about income and expenses that is provided to the Assessor under Section 70.47(7)(af), Wis. Stats. and shall provide exceptions for persons using the information in the discharge of duties imposed by law or of the duties of their office or by order of the court,

NOW, THEREFORE, the Town Board of the Town of Blooming Grove, Dane County, Wisconsin, DO ORDAIN AS FOLLOWS:

#### Section 1. Confidentiality.

Whenever the Assessor, in the performance of the Assessor's duties, requests or obtains income and expense information pursuant to Section 70.47(7)(af), Wis. Stats., or any successor statute thereto, then, such income and expense information that is provided to the Assessor shall be held by the Assessor on a confidential basis, except, however, that said information may be revealed to and used by persons: in the discharging of duties imposed by law; in the discharge of duties imposed by office (including, but not limited to, use by the Assessor in performance of official duties of the Assessor's office and use by the Board of Review in performance of its official duties); or pursuant to order of a court. Income and expense information provided to the Assessor under Section 70.47(7)(af), unless a court determines that it is inaccurate, is, per Section 70.47(7)(af), not subject to the right of inspection and copying under Section 19.35(l), Wis. Stats.

#### Section 2. Severability.

If any provision of this Ordinance is invalid or unconstitutional, or if the application of this Ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provision or application.

Section 3. Effective Date.

This Ordinance shall take effect immediately upon passage and posting or publication, as provided by law.

The above and foregoing Ordinance was duly adopted by the Town Board of the Town of Blooming Grove at a regular meeting held on the 9<sup>th</sup> day of September, 2003.

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Chairman Tom Anderson

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Supervisor Arnie Berg

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Supervisor Kathie Linzmeier

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Supervisor Carol Mahnke

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Supervisor Jean Stube

I hereby certify that the foregoing Ordinance relating to confidentiality of information about income and expenses requested by the assessor was published as a Class 1 notice under ch. 985, Wis. Stats., on the 10<sup>th</sup> day of September, 2003.

Date: \_\_\_\_\_

\_\_\_\_\_  
Clerk