

IN THE BOARD OF COUNTY COMMISSIONERS OF Lane County, OREGON

ORDER NO.

11-10-5-~~1~~X3

IN THE MATTER OF RESCINDING ORDER 10-10-27-1 AND AUTHORIZING CANCELLATION OF THE COMCAST TAX APPEAL RESERVE ACCOUNT

THIS MATTER having come before the Board of County Commissioners after notification to the assessor by the Oregon Department of Revenue that the state has appealed the Oregon Tax Court ruling in the Comcast property tax case to the Oregon Supreme Court, and

WHEREAS, the county previously established a refund reserve account under ORS 311.814 for this appeal by Order 10-10-27-1, and

WHEREAS, Chapter 112, 2011 Oregon Laws (HB 2569), relating to property tax appeals, provides a new means for addressing the circumstances surrounding large-value property tax appeals that is beneficial both to taxpayers and to local governments. The new law, which took effect on September 29, 2011, allows for deferred payment of taxes attributable to disputed value which allows taxpayers to retain their money during the pendency of the appeal and protects local governments from the accrual of substantial interest debt associated with large property tax refunds, and

WHEREAS, the County's application of the authority granted in HB 2569 to the property tax appeal filed by Comcast as well as cancellation of the reserve account established by Order 10-10-27-1 is appropriate under the circumstances,

IT IS HEREBY ORDERED that the county treasurer is authorized to cancel the reserve account established by Order 10-10-27-1 and return all funds from the cancelled reserve account to the unsegregated tax collections account, for use in the assessor's implementation of Chapter 112, 2011 Oregon Laws (HB2569), and

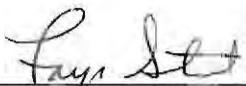
IT IS HEREBY ORDERED that the county assessor is authorized to issue a deferred billing credit to Comcast for the 2009 and 2010 tax years in the amount of \$3,226,000.

Signed this 5th day of October, 2011

APPROVED AS TO FORM

Date 9-30-11 Lane county


OFFICE OF LEGAL COUNSEL



Faye Stewart, Chair
Lane County Board of Commissioners

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