

**BOROUGH OF WOODLAND PARK  
PASSAIC COUNTY, NEW JERSEY  
RESOLUTION R14-266**

**RESOLUTION AUTHORIZING THE SETTLEMENT OF  
TAX APPEAL REGARDING BLOCK 122, LOT 10  
AS SET FORTH ON THE OFFICIAL TAX MAP OF  
THE BOROUGH OF WOODLAND PARK IN  
REGARD TO PROPERTY OWNED BY  
JAY SCHWARTZ**

**WHEREAS**, Jay Schwartz is the owner of the property located on Browertown Road, in Block 122, Lot 10 as set forth on the official tax map of the Borough of Woodland Park, and who had filed an appeal with the Tax Court of the State of New Jersey bearing Docket No. 010351-2013 from the assessed value of said property for tax year 2013; and

**WHEREAS**, the parties have agreed that the 2013 assessment will be reduced to a total of \$289,000; and

**WHEREAS**, the 2014 assessment will also be reduced to a total of \$289,000 by way of the Freeze Act; and

**WHEREAS**, the Borough Appraiser and Tax Counsel have agreed to the reduction in value on the property for the 2013 and 2014 tax years in accordance with the settlement; and

**WHEREAS**, the Borough Assessor, Timothy J. Henderson, had to recuse himself from this matter due to his relationship with the owner of the property who is the Passaic County Board of Taxation Administrator. As a result, an independent Certified Tax Assessor, George Reggo, reviewed the settlement and also agreed with the reduction in value for the 2013 and 2014 tax years in accordance with the settlement; and

**WHEREAS**, the settlement results in an approximate total tax refund for the tax years 2013 and 2014 in the amount of \$6,713.91, of which will be made payable to the plaintiff's attorney in this matter upon issuance of the judgments; and

**WHEREAS**, the Borough Council for the Borough of Woodland Park has determined that it is in the best interests of the Borough to adjust the assessments on the aforesaid properties for tax years 2013 and 2014 in accordance with the settlement.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Woodland Park in the County of Passaic and State of New Jersey, as follows:

1. The tax assessments on the property located at Browertown Road designated as Block 122, Lot 10 on the official tax map of the Borough of Woodland Park shall be reduced to \$289,000 for 2013 which will also carry to 2014 by way of the Freeze Act.
2. The Borough Tax Collector is hereby authorized issue a refund in the amount of \$6,713.91 upon issuance of the Tax Court Judgments.
3. This Resolution shall take effect immediately or as otherwise provided by law.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Spinelli					Kallert				
DeCesare					Pascrell				
Gatti					Mayor Kazmark				
Holloway									

This Resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15<sup>th</sup> day of October, 2014. Signed and sealed before me.

\_\_\_\_\_  
Kevin Galland, Municipal Clerk

\_\_\_\_\_  
October 15, 2014  
Dated

I, Frederick J. Tomkins, Chief Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this purchase.

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Frederick J. Tomkins, Chief Financial Officer  
Tax Appeal\_Schwartz.doc

\_\_\_\_\_  
October 15, 2014  
Dated R14-266 Auth.