

WARNING: WINDHAM BOARD OF CIVIL AUTHORITY HEARING

THURSDAY, JULY 11, 2024 6:30 PM

Windham Meeting House

Hybrid Meeting – In-person at the Meeting House and On-line via Zoom

Pursuant to the provisions of Vermont law under 32 V.S.A. § 4404(b), notice is hereby given that the Board of Civil Authority within and for the town of Windham, VT will on the 11th day of July, 2024 at 6:30 PM meet at the Windham Meeting House in said town to hear the appeal of Erik Mialkowski who is aggrieved by the action of the board of listers and has timely filed his written appeal with the town clerk. This is a Quasi-Judicial Hearing. The public may listen but may not participate.

AGENDA

- 1) Start recording and call meeting to order
 - a. a. Announce that Ellen is the Clerk of the BCA
 - b. BCA members take the following Oath: **"I do solemnly swear (or affirm) that I will well and truly and determine all matters at issue between taxpayers and listers submitted for my decision, so help me God. (or "under the pains and penalties of perjury.)"**
 - c. Adopt the Rules of Procedure
- 2) Additions/deletions or changes to the agenda
 - a. Elect a Chair
 - b. Announce that this is a "Quasi-Judicial Proceeding" and read description : "Quasi-judicial proceeding" means a contested hearing as defined by the Vermont Municipal Administrative Procedures Act, 24 V.S.A. Sections 1203-1209, as amended, or a case in which the legal rights of one or more persons who are granted party status are adjudicated, which is conducted in such a way that all parties have opportunities to present evidence and to cross-examine witnesses presented by other parties, which results in a written decision, the result of which is appealable by a party to a higher authority.
- 3) Property description - Name of Appellant as on Deed: Erik E Mialkowski and Alexis Marie Johnson
Address: 1147 Harrington Road, corner of Windham Hill Road
Parcel #: 040441 & 040440, 6.26 Acres Previous value: \$90,000 Current Value: ~~\$323,300~~ ^{272,600} (EM)
- 4) Listers, and Appellant take the following oath
 - a. **"Under the pains and penalties of perjury, do you solemnly swear that the evidence you give in the cause under consideration shall be the whole truth and nothing but the truth?"**
 - b. Ask BCA members to disclose any conflict of interest
- 5) Listers introduce the property and its valuation
- 6) Appellant presents their valuation and supporting evidence
- 7) Ask the Listers for their response
- 8) Invite questions from BCA members
- 9) Clerk collects all written evidence; listers may review it and may make objections
- 10) Chair appoints 3 person BCA inspection committee and recommends time and date. Chair describes inspection process.
- 11) Recess to a Time & Date to reopen the hearing (in not more than 30 days) to hear results of inspection committee.

Board of Civil Authority

by Ellen McDuffie, BCA Date July 8.2024

Town Clerk

32 V.S.A. § 4404(b).

The town clerk forthwith shall call a meeting of the board to hear and determine such appeals, which shall be held at such time, not later than 14 days after the last date allowed for notice of appeal, and at such place within the town as he or she shall designate. Notice of such time and place shall be given by posting a warning therefor in three or more public places in such town, and by mailing a copy of such warning, postage prepaid, to each member of the board, the agent of the town to prosecute and defend suits, the chair of the board of listers, and to all persons so appealing.

ZOOM MEETING INFORMATION IS ON BACK

**WINDHAM BCA HEARING
JULY 11, 2024 6:30 PM
Windham Meeting House**

In-Person and on Zoom.

Kord Scott is inviting you to a scheduled Zoom meeting.

Topic: Windham BCA Hearing

Time: Jul 11, 2024 06:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

Meeting ID: 867 3467 9374

Passcode: 799137

---One tap mobile

+13092053325,,86734679374#,,, *799137# US

+13126266799,,86734679374#,,, *799137# US (Chicago)

---Dial by your location

- +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)
- +1 646 931 3860 US
- +1 929 205 6099 US (New York)
- +1 301 715 8592 US (Washington DC)
- +1 305 224 1968 US
- +1 689 278 1000 US
- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)