



Town of Windham

Town Offices
8 School Road
Windham, Maine

Legislation Details (With Text)

File #: 17-040 **Version:** 1 **Name:**

Type: Order **Status:** Agenda Ready

File created: 2/2/2017 **In control:** Town Council

On agenda: 2/7/2017 **Final action:**

Title: To find that the applicant met/did not meet the requirements for abatement of taxes pursuant to 36 M.R.S.A. §841 and to approve/deny application 16-A.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 17-040 Cover Sheet

Date	Ver.	Action By	Action	Result
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I. Council Action Requested.

To find that the applicant met/did not meet the requirements for abatement of taxes pursuant to 36 M.R.S.A. §841 and to approve/deny application 16-A.

II. Basis for Council Action.

Council approval of this item is required because;

- a. 36 M.R.S.A. §841 (2) (E) provides that all hearings and proceedings (relevant to a Section 841 (2) abatement application) “shall be in executive session,”
- b. 1 M.R.S.A. § 405 (2) states that “no ordinances, orders, rules, resolutions, regulations contracts, appointments or other official actions shall be finally approved at executive sessions,”
- c. 36 M.R.S.A. § 841 (2) states that “municipal officersmay make such abatements as they believe reasonable on the real and personal taxes...,” and
- d. pursuant to Article II, Section 1 of the Charter “[t]he Town Council, hereinafter called the ‘Council’, shall be and constitute the municipal officers of the Town.

III. Issue Summary.