

INDUSTRIAL DISCRETIONARY RESOLUTION:
Commissioner Wiese offered the following Resolution:

RESOLUTION #19-24

WHEREAS, The Brown County Commission wishes to update Resolution #R 36-20 to conform to current South Dakota Codified Law

WHEREAS, The Brown County Commission has currently adopted a "discretionary formula" for the assessment of certain structures in Brown County.

WHEREAS, SDCL 10-6-137(2) authorizes the Board of County Commissioners, at its discretion, to adopt any formula for assessment of specifically "Industrial" classified structures.

WHEREAS, SDCL 10-6-137(2) states the formula may include for any or all of the five tax years following construction all, any portion or none of the assessed valuation for tax purposes.

WHEREAS, the Board of County Commissioners may, if requested by the owner of any of the above-described property, not apply the above formula, in which case the full assessment shall be made without application of the formula. In waiving this formula for the structure of one owner, the Board of County Commissioners is not prohibited from applying the formula for subsequent new structures by that owner.

WHEREAS, the current discretionary formula allows the level of assessment for all qualifying structures to be 0% of assessed value for the 1st year, 0% for the 2nd, 0% for the 3rd, 0% for the 4th and 0% of assessed value for the 5th year.

WHEREAS, the assessed value during any of the five years may not be less than the assessed valuation of the property year proceeding the first year of the tax years following construction.

WHEREAS, any structure that is partially constructed on the assessment date may be valued for tax purposes pursuant to this resolution and the valuation may not be less than the assessed valuation of the property in the year preceding the beginning of construction.

WHEREAS, the county hopes all eligible projects will avail themselves of the formula and exercise their responsibility to apply.

THEREFORE, BE IT RESOLVED, the Brown County Board of Commissioners hereby adopts a new discretionary formula as authorized by SDCL 10-6-137(2) for those structures specifically classified pursuant to SDCL 10-6-137(2) with an industrial zoning classification. The level of assessment for the above listed specifically classified structures shall be 0% of assessed value for the 1st year, 0% for the 2nd, 0% for the 3rd, 0% for the 4th, and 0% of assessed value for the 5th year. The resolution shall be applied beginning the 2021 assessment year.

Nothing in this resolution is intended to allow any refund or abatement of taxes levied prior to its passage.

Dated this 23rd day of April 2024.

Seconded by Commissioner Dennert. Roll call vote: Commissioners Dennert-aye, Fjeldheim-aye, Gage-aye, Sutton-aye, Wiese-aye. Resolution adopted.

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