



COUNTY JUDGE

Fort Bend County, Texas

Robert E. Hebert
County Judge

(281) 341-8608
Fax (281) 341-8609

October 9, 2012

Mr. Tony Hernandez
P.O. Box 268
Rosenberg, Texas 77471

Reference: Account Number 1570-00-000-0078-901
Tax Year 2011, Precinct 1

Dear Mr. Hernandez:

The County has received your request to waive penalty, interest, and collection fees on Fort Bend County property taxes. Fort Bend County is also authorized by Lamar Consolidated Independent School District to act on their behalf, bringing the total amount requested to \$97.25 for the referenced account for tax year 2011.

If you have documented proof of an *error* on the part of the County Tax Office or the Central Appraisal District, you may present that documentation to the Commissioners Court on Tuesday, October 23, 2012, at 1:00 p.m., when your request will be considered. The Commissioners Court is located at the William B. Travis Building, 301 Jackson Street, Suite 700, in Richmond, Texas.

Please contact your Commissioner, Richard Morrison, at telephone 281-344-9400, or by email at richard.morrison@co.fort-bend.tx.us, if you wish to discuss your request in further detail.

State law mandates that the Commissioners Court cannot approve a waiver of penalty and interest on property taxes unless an error can be proved on the part of either the County Tax Office or the Central Appraisal District.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Hebert", written in a cursive style.

Robert E. Hebert

Copy: Richard Morrison, Commissioner Precinct 1

Section 33.011(a)(1) of the Texas Property Code states, "The governing body of a taxing unit: shall waive penalties and interest on a delinquent tax if an act or omission of an officer, employee, or agent of the taxing unit or the appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency."

COUNTY TAX ASSESSOR / COLLECTOR

Fort Bend County, Texas

Patsy Schultz, RTA
County Tax Assessor/Collector
1317 Eugene Heimann Circle
Richmond, TX 77469-3623

(281) 341-3710
Fax (281) 341-9267
Email: schulpat@co.fort-bend.tx.us
www.fortbendcountytax.com

October 3, 2012

TO: County Judge Robert E. Hebert
Commissioner Richard Morrison
Commissioner Grady Prestage
Commissioner Andy Myers
Commissioner James Patterson
Roy Cordes, County Attorney

FROM: Tammy Staton *T.S.*
Tax Division Supervisor

RE: Waiver of Penalty and Interest – Hernandez, Tony: Account # 1570-00-000-0078-901. 2011 Tax Year; Legal Description: Blackwood 3 Corp. Lot 7, MH Only Acct on Land Acct -0075, Serial #TX31777573, Title #CN001681, Label #TEX0012270

Precinct 1

Mr. Tony Hernandez, is requesting waiver of penalty and interest and collection fees for 2011 tax year due to not receiving the tax statement in a timely manner. Taxpayer states their physical address is 2721 Muegge Rd in Rosenberg, TX, but the mailing address is PO Box 268 in Rosenberg, TX.

Tax Office Records Indicate:

1. April 6, 2011 – 2010 March Name Addr Change 3 Added. Current Owner Information showed: Selvidge Jacky & Jennifer C/O Tony & Margarita Hernandez, 2731 Muegge Rd, Rosenberg, TX 77471.
2. November 9, 2011 – 2011 Original Statement was mailed to: Selvidge Jacky & Jennifer C/O Tony & Margarita Hernandez, 2731 Muegge Rd, Rosenberg, TX 77471. Tax Office records indicate 2011 Original Statement was returned by Post Office on November 22, 2011 “No Such Number/Unable to Forward”.
3. February 24, 2012 – LGBS 33.11 Notice was mailed to: Selvidge Jacky & Jennifer C/O Tony & Margarita Hernandez, 2731 Muegge Rd, Rosenberg, TX 77471. Tax Office records indicate 2011 LGBS 33.11 Notice was returned by Post Office on February 29, 2012 “No Such Number/Unable to Forward”.

4. July 6, 2012 – Delinquent Tax Statement was sent to: Selvidge Jacky & Jennifer, C/O Tony & Margarita Hernandez, 3031 Henson, Rosenberg, TX 77471. Ms. Selvidge called and stated they have not owned this mobile home in years. She was referred to Fort Bend Central Appraisal District and Texas Department of Housing and Community Affairs to see what needs to be done to get mobile home out of their name.
5. July 9, 2012 – Tax Clerk received phone request from Mrs. Hernandez to fax delinquent tax statement to her. Taxpayer later called Tax Clerk and stated she never received statement, and that the mailing address has never been the address that was listed. She requested that Waiver instructions be faxed to her. Tax Clerk Specialist talked to Mrs. Hernandez and advised her that 2011 taxes are due and to contact Texas Department of Housing and Community Affairs to get information to correct ownership.
6. Texas Department of Housing & Community Affairs website does not reflect Tony & Margarita Hernandez as the owner of this mobile home.
7. September 10, 2012 – Fort Bend Central Appraisal District, after researching, sent letter stating that the owners of the mobile home did not give the Appraiser any mailing address. The Appraiser used the situs address from the Appraisal District's records since no other address was provided.
8. There is no evidence of an error by the Fort Bend Central Appraisal District or the Fort Bend County Tax Office.
9. Lamar Consolidated ISD has authorized Fort Bend County Tax Office to handle the processing of the waiver of penalty and interest, and collection fees, and allow the Fort Bend County Commissioners Court to make the determination based on 33.011 of the State Property Tax Code.

Breakdown of Taxes Paid:

Account 1570-00-000-0078-901:

2011 Tax Year

Tax Unit	Base	Penalty & Interest	Collection Fees	Total Waiver Request
Lamar CISD	\$ 171.95	\$ 30.95	\$40.58	\$ 71.53
FBC	\$ 61.82	\$ 11.13	\$14.59	\$ 25.72
Total	\$ 233.77	\$ 42.08	\$55.17	\$ 97.25

Total Penalty & Interest & Collection Fees: \$97.25

I do not recommend waiver of penalty and interest. Property Tax Code Section 33.011 (a) (1). "The governing body of a taxing unit: shall waive penalties and may provide for the waiver of interest on a delinquent tax if an act or omission of an officer, employee, or agent of the taxing unit or the appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency..."

August 3, 2012

To whom it may concern:

I wasn't unaware of this taxes that were owned, on this property due to the mail going to the wrong address or wrong persons. My address is 2721 Muegge Rd. and my mailing address is P.O. Box 268 in Rosenberg, TX., and the property is under my name Tony Hernandez, all my taxes have being send to my mailing address the P.O. Box and they are up to date and I always pay my taxes on time. I pay off this taxes, but I would like for you to please wave the penalties and interest due to this miss understanding, I have some proof that I'm sending to you about our address and name.

Acct# 1570-00-000-0078-901

Tax Year: 2011

Mailing Address:

P.O. Box 268

Rosenberg, TX 77471

Phone#: 832-217-6626


Thank you

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AUG 19 2012
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TAX RECEIPT



PATSY SCHULTZ, RTA
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR
1317 EUGENE HEIMANN CIRCLE
RICHMOND, TEXAS 77469-3623

Certified Owner:

SELVIDGE JACKY & JENNIFER
C/O TONY & MARGARITA HERNANDEZ
2731 MUEGGE RD
ROSENBERG, TX 77471

Legal Description:

BLACKWOOD 3 CORP, LOT 7, MH ONLY ACCT
ON LAND ACCT -0075, SERIAL #
TX31777573, TITLE # CN001681, LABEL #
TEX0012270
Parcel Address: 2731 MUEGGE RD
Legal Acres: 0.0000

Remit Seq No: 21102716
Receipt Date: 07/27/2012
Deposit Date: 07/27/2012
Print Date: 07/27/2012
Printed By: AUDRAA

Deposit No: O120727AF6
Validation No: 900000026112560
Account No: **1570-00-000-0078-901**
Operator Code: AUDRAA

Year	Tax Unit Name	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2011	Lamar C I S D- Operating Fund	12,370	1.390050	171.95	30.95	40.58	243.48
2011	Fort Bend Co Drainage	12,370	0.018800	2.33	0.42	0.55	3.30
2011	Fort Bend Co Gen Fnd	12,370	0.480960	59.49	10.71	14.04	84.24
				\$233.77	\$42.08	\$55.17	\$331.02

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Check Number(s):
574

PAYMENT TYPE:

Checks: \$331.02

Exemptions on this property:

Total Applied: \$331.02
Total Tendered: \$331.02
(for accounts paid on 07/27/2012)
Change Paid: \$0.00

ACCOUNT PAID IN FULL

PAYER:
TONY HERNANDEZ
PO BOX 268
ROSENBERG, TX 77471

(281) 341-3710