

**COUNTY JUDGE**  
Fort Bend County, Texas

Robert E. Hebert  
County Judge

August 9, 2017

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

Jerry Santana  
201 W. 14th Street  
Miller, SD 57362

Reference: Account Number: 0023-00-000-0334-901  
Tax Year 2016, Precinct 1

Dear Mr. Santana:

The County has received your request to waive penalty and interest on Fort Bend County property taxes. Fort Bend County is also authorized to act on behalf of Lamar Consolidated Independent School District and City of Rosenberg which represents a total amount of \$2585.06 for penalties assessed on the referenced account for tax year 2016. The Tax Assessor's Office has conducted research on your account; a copy of the research is enclosed with this letter, and has also been provided to the Commissioners Court.

The information you provided, along with the Tax Office research, has been placed on the Agenda, becoming part of public record, for the Commissioners Court meeting on Tuesday, August 22, 2017 at 1:00 p.m. Commissioners Court is located at the Historic Courthouse, 401 Jackson Street, 2<sup>nd</sup> Floor, in Richmond, Texas.

You are not required to appear in order for the Court to consider your request. Action by the Court is governed by guidelines under Texas Tax Code, Chapter 33, Section 33.011\*, Commissioners Court cannot waive penalty, interest and/or collection fees unless there is evidence of an error by the appraisal district or the County. However, if you have any new information showing proof of an error that was not researched by the Tax Assessor and wish to discuss, please contact your Commissioner, Vincent Morales, prior to August 22, 2017, at telephone 281-344-9400 or by email at [vincent.moralesjr@fortbendcountytexas.gov](mailto:vincent.moralesjr@fortbendcountytexas.gov), to discuss any additional documentation you may wish to provide to the Court when they consider your request.

Sincerely,

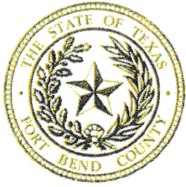
A handwritten signature in blue ink, appearing to read "Robert E. Hebert", is written over a horizontal line.

Robert E. Hebert

Enclosure

Copy: Commissioner Vincent Morales, Precinct No. 1

\*Section 33.011(a)(1) of the Texas Tax Code states, "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."



## COUNTY TAX ASSESSOR / COLLECTOR

Fort Bend County, Texas

COUNTY JUDGE  
RECEIVED

AUG 09 2017

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

(281) 341-3710  
Fax (281) 341-9267  
Email: [patsy.schultz@fortbendcountytexas.gov](mailto:patsy.schultz@fortbendcountytexas.gov)  
[www.fortbendcountytexas.gov](http://www.fortbendcountytexas.gov)

DATE: August 9, 2017

TO: County Judge Robert E. Hebert  
Commissioner Vincent Morales  
Commissioner Grady Prestage  
Commissioner Andy Meyers  
Commissioner James Patterson  
Roy Cordes, County Attorney

FROM: Tammy Staton T.S.  
Chief of Property Taxes

Re: Waiver of Penalty and Interest – Jerry Santana on Behalf of Rosenberg / Richmond RE LLC:  
Account # 0023-00-000-0334-901, 2016 Tax Year; Legal Description: 0023 J T Edwards, Tract 1, Acres  
1.3863, (PT) Restricted Reserve "A", Rosenberg Commons Sec 1; Mailing Address: 201 W 14<sup>th</sup> Street  
Miller South Dakota 57362.

### Precinct 1

Jerry Santana with Sari Properties LLC and Rosenberg /Richmond RE LLC is requesting waiver of penalty and interest for 2016 tax year, stating that the tax bill was sent to an old and incorrect mailing address resulting in failure to receive the 2016 tax statement before the due date.

Tax Office records and research indicate:

- May 12, 2009 –Special Warranty Deed with Vendor's Lien#2009046374 recorded owner Rosenberg/Richmond RE, LLC, No address provided on deed
- April 4, 2016 – Received Address Change from Jerry Santana with Sari Properties LLC indicating a new address of 201 W. 14<sup>th</sup> Street Miller, SD 57362.The Tax Office forwarded to the Fort Bend Central Appraisal District on 4/4/2016.
- November 7, 2016 – 2016 Certified Agent Statement was mailed to: Ryan LLC 2800 Post Oak BLVD Houston, TX 77056.
- February 17, 2017 – 2016 Reminder Notice was mailed to: Rosenberg / Richmond RE LLC P.O. Box 160 Sausalito, CA 94966-0160.

- Per information received from the Fort Bend Central Appraisal District , they received two Name Change forms; however since the owner name on the form did not reflect the correct owner name on record, they could not make the change. The Fort Bend Central Appraisal District notified Mr. Santana twice of the incorrect owner name on the form.
- April 25, 2017 – Received payment from Sari Properties LLC in the amount of \$23,084.45, base levy only.
- May 5, 2017 – Partial Pay Notice mailed to Sari Properties LLC 805 N La Salle Drive Unit 3202 Chicago, IL 60610-1144. Additional \$2,585.06 due by 5/30/2017.
- May 5, 2017 -- Received a letter from Sari Properties LLC stating they were notified that the mailing address had not been updated by our office and requested a waiver of penalty and interest.
- May 8, 2017 – Fort Bend Tax Office mailed a letter to Sari properties LLC in response to the letter the Tax Office received from Sari Properties on 5/5/2017. The Tax Office letter notified Sari Properties that our office forwarded his request to change the mailing address on 4/4/2016 to the Fort Bend Central Appraisal District, and that the taxpayer needs to make contact with the their office directly to ensure proper update of the mailing address.
- May 18, 2017 – 33.07 Notice Mailed To Rosenberg/Richmond RE LLC P.O. Box 160 Sausalito, CA 94966-0160 and This statement was returned by the Post Office on 5/31/2017.
- May 28, 2017 – Jerry Santana paid the remaining amount due of \$2,585.06 including May 2017 penalty and interest.
- There is no evidence of an error by the Fort Bend County Tax Office or Fort Bend Central Appraisal District.
- Lamar Consolidated Independent School District and City of Rosenberg have authorized Fort Bend County Tax Office to handle the processing of the waiver of penalty & interest 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 0023-00-000-0334-901:

### 2016 Tax Year

Tax Unit	Base	Penalty & Interest	Total Waiver Request
Lamar CISD	\$13,748.01	\$1,539.53	\$1,539.53
City of Rosenberg	\$4,648.44	\$520.55	\$520.55
FBC	\$4,688.00	\$524.98	\$524.98
Total	\$23,084.45	\$2,585.06	\$2,585.06

**Total Penalty & Interest: \$2,585.06**

I do not recommend waiver of penalty and interest for **2016**. 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..."



May 30, 2017

County Judge Robert E. Hebert  
401 Jackson  
Richmond, Texas 77469-3110

County Judge  
Received  
JUN 05 2017

RE: Acct No 0023-00-000-0334-901

3201 Avenue H  
2016 Property Taxes

On April 20, 2017, we were notified by the mortgage holder that the 2016 property taxes for the above property were not paid. After some research on the Fort Bend Tax web site it was noticed that the tax bill was sent to an old and incorrect address.

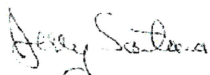
Review of our files show that a written request for change of address was made to the Fort Bend Tax Collector on March 23, 2016. Documentation from the Tax Collectors office shows that this request was forwarded to the Tax Assessors office on April 4, 2016. (see attached documents). There was no change of address completed, nor any further correspondence received.

Upon receiving the above notification from the mortgage holder, a check for the taxes in the amount of \$23,084.45, was sent on April 26, 2017 to the Tax Collectors office along with a letter explaining the request for waiver of the penalties and interest (see attached). We received a response from the Tax Collectors office, stating that the penalties and fees of \$2,585.06 would need to be paid before a request for waiver could be granted by the Commissioner's Court.

Respectfully we are submitting a formal request for waiver to the Commissioner's Court and a refund of the penalties and interest, due to the above stated reason.

As we are out of state, we request that instead of appearing in court we can make arrangements for mail or telephone correspondence, if necessary. Please feel free to call me at 415-798-2002 if you have any further questions.

Thank you and sincerely,

  
Jerry Santana

Rosenberg/Richmond RE LLC

SARI Properties LLC

201 W 14<sup>th</sup> St

Miller, South Dakota 57362

April 23, 2017

Sent  
4/26/17

Re: 2016 Property Tax Bills

Acct: 0023-00-000-0334-901

Dear Fort Bend Tax Assessor/Collector,

We were just notified by the lender that the 2016 Property tax bill has not been paid. After reviewing the tax bill the address listed PO Box 160, Sausalito is not current. Paperwork was submitted to your office on 5/3/2016 notifying the Assessor's office of a mailing address change.

We are submitting payment which for the due 2016 property taxes in the amount \$23,084.45. Attached please find copies of the notification of address change. We respectfully request a waiver of the late fees as the tax statement was not received in a timely manner.

Jerry Santana,

Peter Rill

Rosenberg Richmond RE LLC / SARI Properties LLC



## FORT BEND CENTRAL APPRAISAL DISTRICT

2801 B.F. Terry Blvd. Rosenberg, Texas 77471-5600

Phone (281) 344-8623 | Fax (281) 344-8632

www.fbcad.org

### Mailing Address Change Request

1. CAD Account # : 0023 - 00 - 000 - 0334 - 901
2. Property Location Address: \_\_\_\_\_  
\_\_\_\_\_
3. Legal Description: \_\_\_\_\_  
\_\_\_\_\_
4. Move-out date: \_\_\_\_\_

*Address changes can only be made with the signed written request of the actual owner as listed on the Fort Bend Central Appraisal District records or by the **owner's agent** (designated by Fiduciary Appointment of Agent on file at the Fort Bend Central Appraisal District).*

Owner: SARI Properties LLC

C/O Name (If not owner): \_\_\_\_\_

New Mailing Address: 201 W. 14th Street,

City: Miller State: SD Zip: 57362

Daytime Phone: 415-798-2002 Home Phone: 415-798-2002

I am the owner of the property listed above and request that the address above be used for mailing. If my address should change at a later date, I will send a new request in writing.

Signature: [Signature] Date: 4/30/16  
SARI Properties LLC

Any person who makes a false entry upon the foregoing record shall be subject to one of the following penalties: (1) imprisonment of not more than 10 years nor less than 2 years and/or a fine of not more than \$5000.00 or both such fine and imprisonment (2) confinement in jail for a term up to 1 year or a fine not to exceed \$2000.00 or both such fine and imprisonment as set forth in Section 37.10 Penal Code.

*Sent USPS  
5/3/16*



## COUNTY TAX ASSESSOR / COLLECTOR

Fort Bend County, Texas

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

(281) 341-3710  
Fax (281) 341-9267  
Email: [patsy.schultz@fortbendcountytexas.gov](mailto:patsy.schultz@fortbendcountytexas.gov)  
[www.fortbendcountytexas.gov](http://www.fortbendcountytexas.gov)

05/08/2017

*Sari Properties LLC  
201 W 14<sup>th</sup> St  
Miller SD 57362-1000*

RE: 0023-00-000-0334-901

Dear Taxpayer:

*The Fort Bend County Tax Office received your letter on 05/05/2017. All address changes should be filed with the Fort Bend Central Appraisal District as they are processed by that office. Our records show that a notation of address change was submitted with your payment coupon for 2015 taxes. Therefore, your request was forwarded to the Fort Bend Central Appraisal District on 04/04/2016. Unfortunately, our office does not have the authority to waive any penalty and interest accrued on the account. It must be approved by Commissioner's Court. I have attached the waiver instructions for your use. Please contact the Fort Bend Central Appraisal District at 281-344-8623 if you have additional questions regarding your mailing address change.*

*If our office can be of further assistance, you may contact us at 281-341-3710.*

Sincerely,

A handwritten signature in blue ink, appearing to read "Celisa Salazar", is written over a light blue circular stamp.

Celisa Salazar  
Tax Clerk

## COMPOSITE TAX RECEIPT



PATSY SCHULTZ, PCC  
 FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR  
 1317 EUGENE HEIMANN CIRCLE  
 RICHMOND, TEXAS 77469-3623  
 (281) 341-3710

**Certified Owner:**

ROSENBERG/RICHMOND RE LLC  
 PO BOX 160  
 SAUSALITO , CA 94966-0160

**Legal Description:**

0023 J T EDWARDS, TRACT 1, ACRES  
 1.3863, (PT) RESTRICTED RESERVE "A",  
 ROSENBERG COMMONS SEC 1

**Parcel Address:** 5201 AVENUE H

**Legal Acres:** 1.3863

**Account No:** 0023-00-000-0334-901

**Year :** 2016

**Print Date :** 06/13/2017

**Operator Code:** MANDYO

**Rec Type :** Levy

Year	Tax Unit Name	Tax Value	Tax Rate	Levy	Penalty & Interest	Coll. Fee	Refund	Total
2016	LAMAR C I S D- OPERATING FUND	989,030	1.390050	13,748.01	1,539.53	0.00	0.00	15,287.54
2016	CITY OF ROSENBERG	989,030	0.470000	4,648.44	520.55	0.00	0.00	5,168.99
2016	FORT BEND CO DRAINAGE	989,030	0.016000	158.24	17.73	0.00	0.00	175.97
2016	FORT BEND CO GEN FND	989,030	0.458000	4,529.76	507.25	0.00	0.00	5,037.01
<b>Levy Total :</b>				<b>\$23,084.45</b>	<b>\$2,585.06</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$25,669.51</b>
<b>Gross Total :</b>				<b>\$23,084.45</b>	<b>\$2,585.06</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$25,669.51</b>
<b>Grand Total :</b>				<b>\$23,084.45</b>	<b>\$2,585.06</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$25,669.51</b>

**LAST PAYER:**

Jerry Santana  
 805 N LaSalle #3202  
 Chicago, IL 60610

**Payment Receipt Dates:**

04/23/2017  
 05/28/2017

**LAST PAYMENT DATE:** 05/28/2017