

## COUNTY JUDGE

Fort Bend County, Texas

Robert E. Hebert  
County Judge

May 30, 2018

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

Benjamin & Suzanne David  
28303 Island Manor Lane  
Fulshear, TX 77441

Reference: Account Number: 2690-06-0004-0120-914  
Tax Year 2017, Precinct 3

Dear Mr. & Mrs. David:

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 Katy Independent School District, Fort Bend Emergency Services District #4 and City of Fulshear which represents a total amount of \$259.42 for penalties assessed on the referenced account for tax year 2017. 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, June 12, 2018 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, Andy Meyers, prior to June 12, 2018, at telephone 281-238-1400 or by email at [andy.meyers@fortbendcountytexas.gov](mailto:andy.meyers@fortbendcountytexas.gov), to discuss any additional documentation you may wish to provide to the Court when they consider your request.

Sincerely,

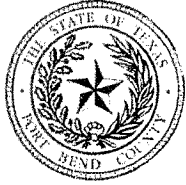
A handwritten signature in black ink, appearing to read "Robert E. Hebert", is written over a horizontal line.

Robert E. Hebert

Enclosure

Copy: Commissioner Andy Meyers, Precinct No. 3

\*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

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: May 23, 2018

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 – Benjamin James & Suzanne Elle David: Account # 2690-06-004-0120-914, 2017 Tax Year; Legal Description: Creek Cove at Cross Creek Ranch Sec 6, Block 4, Lot 12; Mailing address: 28303 Island Manor Ln, Fulshear, TX 77441.

### Precinct 3

Suzanne David is requesting a waiver of penalty and interest for the 2017 tax year, stating an error was made in updating the ownership's mailing address by the Fort Bend Central Appraisal District.

#### Tax Office Records and Research Indicate:

- June 6, 2017 – Special Warranty Deed #2017061886 recorded owner Benjamin James David & Suzanne Ellen David, 28303 Island Manor Ln, Fulshear, Tx 77441
- November 27, 2017 – 2017 Certified Tax Statement was mailed to Lennar Homes of Texas Land & Constr, 681 Greens Pkwy Ste 220, Houston, TX 77067-4544. **This statement was not returned by the Post Office.**
- January 4, 2018 – 2017 "Roll Correction Report" received from the Fort Bend Central Appraisal District changing ownership to Benjamin James & Suzanne Ellen David, 28303 Island Manor Ln, Fulshear, TX 77441-1658 but it was not processed until March 29, 2018.
- February 2, 2018 – The Fort Bend County Tax Office received payment of \$3,965.42 (includes February Penalty and Interest).

- There is evidence of an error by the Fort Bend County Tax Office.
- Katy Independent School District, Fort Bend ESD #4, and City of Fulshear have authorized Fort Bend County Tax Office to handle the processing of the waiver of penalty and interest and allow the Fort Bend County Commissioners Court to make the determination based on Section 33.011 of the State Property Tax Code.

### **Breakdown of Taxes Paid:**

**Account 2690-06-004-0120-914:**

### **2017 Tax Year**

<b>Tax Unit</b>	<b>Base</b>	<b>Penalty &amp; Interest</b>	<b>Total Waiver Request</b>
Katy ISD	\$2,504.36	<b>\$175.31</b>	<b>\$175.31</b>
FB Esd #4	\$165.13	<b>\$11.56</b>	<b>\$11.56</b>
City of Fulshear	\$262.05	<b>\$18.34</b>	<b>\$18.34</b>
FBC	\$774.46	<b>\$54.21</b>	<b>\$54.21</b>
<b>Total</b>	<b>\$3,706.00</b>	<b>\$259.42</b>	<b>\$259.42</b>

### **Total Penalty and Interest: \$259.42**

I do recommend waiver of penalty and interest for 2017. 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..."

February 2, 2018

28303 Island Manor Lane

Fulshear, Texas 77441

COUNTY  
RECEIVED

FEB 07 2018

County Judge  
Received

FEB 16 2018

Property Account #: 2690060040120914

Re: Waiver of Penalty and Interest Per Section 33.011 of the Texas Property Tax Code

Dear Judge Herbert,

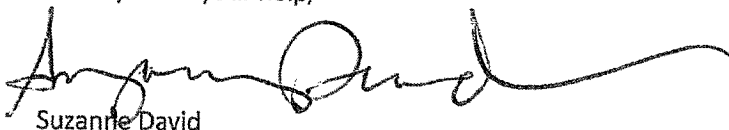
I am writing you in reference to our late fee of \$259.42 for 2017 property taxes. We closed on our house on May 30, 2017. We moved here from Arizona and were expecting a tax bill that never came. Our thoughts were we paid taxes as part of our closing costs and that is why we never received a bill.

We wanted to double check to make sure we were in compliance with our tax requirements. Yesterday, February 1<sup>st</sup> my husband, Benjamin David logged into the Fort Bend County website to check our property. Our property did not come up on the [fortbendcountytexas.org](http://fortbendcountytexas.org) website.

Today, February 2<sup>nd</sup>, I called the Fort Bend County office at 281 341 3710 to understand why our property was not coming up on the website and to see if we were in compliance. Van, from the Fort Bend County office informed me that a letter was mailed to Lennar Homes on November 27, 2017. In your system our property is still under Lennar Homes even though we closed on May 30, 2017. We did not receive the tax bill from Lennar Homes or any notification of any issue. I have attached from your website the payment made as well as the property still showing under Lennar Homes of Texas Land & Construction, 681 Greens Pkwy Ste 220 Houston, Texas 77067-4544. Van told me I needed to call the Appraisal District at 281 344 8623 to get the address changed. I called the Appraisal District today, February 2<sup>nd</sup> and spoke to Rosio. She did confirm she has had the correct information for Benjamin and Suzanne David for 28303 Island Manor Lane, Fulshear Texas 77441 since May 30<sup>th</sup>, but for some reason that information was never sent to the Fort Bend County office for taxes. Our correct information has been sitting at the Appraisal district for 8 months, which seems excessive.

I did pay the \$3965.42 online immediately today. I am requesting that the late fee of \$259.42 be reimbursed, since we paid the bill immediately once we were aware of the issue.

Thank you for your help,

  
Suzanne David

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C FEB 08 2017 T  
A  
X

**David, Suzanne {PEP}**

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**From:** Epaymentnotification@FortBend.PropertyTaxOffice.org  
**Sent:** Friday, February 02, 2018 9:02 AM  
**To:** David, Suzanne {PEP}  
**Subject:** Your payment was submitted

This email is for your records. Please do not reply directly to this system-generated email. Contact the Tax Office directly if you have any questions.



**Your payment was submitted to the tax office and will be submitted for approval to your financial institution.  
Please print this page for your records.**

**PROPERTY PAYMENT INFORMATION**

**2690060040120914**

LENNAR HOMES OF TEXAS LAND & CONSTR  
681 GREENS PKWY  
STE 220  
HOUSTON, TX 77067-4544

**Tax Payment Amount:** \$3,965.42

*Wrong address*

**PAYMENT INFORMATION**

**Reference ID:**  
**Payment Method:** E-Check  
**Payment Date:** February 02, 2018 09:02 AM  
**Total Payment:** \$3,965.42

**BANK ACCOUNT INFORMATION**

**Routing Number:**  
**Account Number:**

**CONTACT INFORMATION**

**Name:** Suzanne David  
**Street:** 28303 Island Manor Lane  
**City:** Fulshear  
**State:** TX  
**Zipcode:** 77441  
**EMail:**  
**Phone:**

# DUPLICATE TAX RECEIPT



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

**Certified Owner:**

LENNAR HOMES OF TEXAS LAND & CONSTR  
681 GREENS PKWY  
STE 220  
HOUSTON, TX 77067-4544

**Legal Description:**

CREEK COVE AT CROSS CREEK RANCH SEC 6,  
BLOCK 4, LOT 12

Parcel Address: 28303 ISLAND MANOR LN  
Legal Acres: 0.0000

Remit Seq No: 37687116

Receipt Date: 02/02/2018

Deposit Date: 02/06/2018

Print Date: 03/28/2018 11:11 AM

Printed By: RAQUELA

Deposit No: EK180206

Validation No: 12

Account No: 2690-06-004-0120-914

Operator Code: VEGA

Year	Tax Unit Name	Rec Type	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2017	Katy Isd	TL	165,130	1.516600	2,504.36	175.31	0.00	2,679.67
2017	Fort Bend Esd#4	TL	165,130	0.100000	165.13	11.56	0.00	176.69
2017	City Of Fulshear	TL	165,130	0.158691	262.05	18.34	0.00	280.39
2017	Fort Bend Co Drainage	TL	165,130	0.016000	26.42	1.85	0.00	28.27
2017	Fort Bend Co Gen Fnd	TL	165,130	0.453000	748.04	52.36	0.00	800.40
					\$3,706.00	\$259.42	\$0.00	\$3,965.42

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Check Number(s):

PAYMENT TYPE:

Credit Card Authorization No: 0

Credit Cards: \$3,965.42

Exemptions on this property:

Total Applied: \$3,965.42

Change Paid: \$0.00

**PAYER:**  
SUZANNE DAVID  
28303 ISLAND MANOR LANE  
FULSHEAR, TX 77441

**ACCOUNT PAID IN FULL**

(281) 341-3710

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