



COUNTY TAX ASSESSOR-COLLECTOR
Fort Bend County, Texas

Carmen P. Turner, MPA
County Tax Assessor-Collector

August 30, 2021

(281) 341-3710
Fax (832) 471-1830
www.fortbendcountytx.gov

Mike J. Hajovsky
9055 Drachenberg RD
Beasley, TX 7717-9741

Reference: Request to Waive Penalty, Interest & Collection Fee on Property Taxes

Dear Mr. Hajovsky:

The County has received your request to waive penalty, interest & Collection Fee on Fort Bend County property taxes as detailed below:

- **Property Tax Account:** 0325-00-016-0004-901
- **Total Amount of Penalties Assessed:** \$305.90 for Tax Years 2019 & 2020

Fort Bend County is also authorized to act on behalf of Lamar Consolidated Independent School District and Fort Bend ESD #8.

The Office of Tax Assessor/Collector has conducted research on your account; please review the copy of this research which is enclosed with this letter. The request and the research will be included as back-up documentation when the request is placed on the Commissioners Court agenda for consideration. The date for proposed action is:

- **Commissioners Court Date:** Tuesday, September 14, 2021 at 1:00 p.m.
- **Location:** 401 Jackson Street, Richmond, Texas

You are not required to appear in order for the Court to consider your request. Action by the Court is guided by the Texas Tax Code, specifically Chapter 33.

Thank you for your attention to this matter. If you have additional information regarding your request or if you wish to discuss this matter, please contact Mandy Oyugi at 281-341-3733 or email mandy.oyugi@fbctx.gov

Sincerely,

A handwritten signature in dark ink, appearing to read "M. Oyugi", is written over a circular embossed seal.

Enclosure: Tax Office Research
Copy: Commissioner Vincent Morales, Precinct No. 1

COUNTY TAX ASSESSOR / COLLECTOR

Fort Bend County, Texas



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DATE: June 18, 2021

To: County Judge KP George
Commissioner Vincent Morales
Commissioner Grady Prestage
Commissioner Andy Meyers
Commissioner Ken R. DeMerchant
Bridgette Smith-Lawson, County Attorney

FROM: Amber DeSpain *AD*
Chief of Property Taxes

Re: Waiver of Penalty, Interest and Collection Fees-- Mike V. Hajovsky: Account #0325-00-016-0004-901, 2019-2020 Tax Year; Legal Description: 0325 S A & M G Sec 7, Acres 11.8213, Lot 16 (PT), Turkey Creek; Situs: 9055 Drachenberg Rd., Beasley TX 77417-9741

Precinct 1

Mike V. Hajovsky is requesting a waiver of penalty, interest and collection fee for 2019 and 2020 tax years, stating he never received the 2019 tax statement.

Tax Office records and research indicate:

- December 28, 2018 --Per deed Instr#2018142964 filed at the Fort Bend County Clerk's Office, it recorded Grantee's and mailing address as: Jose Luis Lopez and Anita Lopez, 1105 Grunwald Heights, Rosenberg, TX 77471.
- February 4, 2019 -- Tax office received 2019 January Name and address change from the Fort Bend County Appraisal District changing the owner's name and mailing address to Lopez, Jose & Anita, 1105 Grunwald Heights, Rosenberg, TX 77471. No statement was mailed.
- November 20, 2019 -- 2019 Certified Tax Statement mailed to: Lopez, Jose & Anita, 1105 Grunwald Heights, Rosenberg, TX 77471. **This statement was not returned by the Post Office.**
- February 24, 2020 -- 2019 Reminder Notice mailed to: Lopez, Jose & Anita, 1105 Grunwald Heights, Rosenberg, TX 77471. **This was not returned by the Post Office.**

- May 18, 2020 – 2019 33.07 Notice mailed to: Lopez, Jose & Anita, 1105 Grunwald Heights, Rosenberg, TX 77471. **This was not returned by the Post Office.**
- August 7, 2020 – Tax office received 2020 July Name and address change from the Fort Bend County Appraisal District changing the owner's name and mailing address to Hajovsky, Mike V., 9055 Drachenberg Rd., Beasley, TX 77417-9741. 2020 July name and address statement for 2019 tax year was mailed to: Hajovsky, Mike V., 9055 Drachenberg Rd., Beasley, TX 77417-9741. **This was not returned by the Post Office.**
- August 20, 2020 – Tax Office received 2019 Supplement 11 change from the Fort Bend Central Appraisal District correcting the ownership that was previously changed in error: 11.8037 acres to R502016.
- August 21, 2020 – 2019 Supplement 11 Tax Statement was mailed to: Hajovsky, Mike V., 9055 Drachenberg Rd., Beasley, TX 77417-9741. **This was not returned by the Post Office.**
- November 20, 2020 – 2020 Certified Tax Statement mailed to: Hajovsky, Mike V., 9055 Drachenberg Rd., Beasley, TX 77417-9741. **This was not returned by the Post Office.**
- May 4, 2021 – Received payment from Jennifer Hajovsky in the amount of \$511.87 base levy only.
- May 8, 2021 – Tax Office received 2019 Supplement 19 change from the Fort Bend Central Appraisal District adding the AG exemption that was removed in error. No statement was mailed.
- May 12, 2021 – Sent email to the County Judge's office that the Tax office received waiver of penalty, interest and collection fee for 2019-2020 Property Taxes through email.
- May 19, 2021 – Per the Fort Bend Central Appraisal District on 1/16/2019 deed #2018142964 was worked in error on accounts R146510 & R160601 and 7/22/2020 transfer was added to revert ownership back to Mike Hajovsky.
- Lamar CISD and Fort Bend ESD #8 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 Texas Property Tax Code.

Summary of Taxes paid as of May:

Account 0325-00-016-0004-901:

2019-2020 Tax Year

Tax Unit	Base	Penalty & Interest	Collection Fee	Total Waiver Request
Lamar CISD	\$358.03	\$75.25	\$86.65	\$161.90
Fort Bend ESD8	\$27.63	\$92.41	\$6.67	\$99.08
FBC	\$126.21	\$26.40	\$18.52	\$44.92
Total	\$511.87	\$194.06	\$111.84	\$305.90

Total Penalty and Interest: \$305.90

I do recommend waiver of penalty, interest and collection fee for **2019-2020** Tax Year.

- **There is sufficient evidence to support that an error occurred from the Fort Bend Central Appraisal District office.**
 - Per Property Tax Code Section 33.011 (a)(1): The governing body of a taxing unit:
(1) shall waive penalties and may provide for the waiver of interest on a delinquent tax of 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 the delinquency and if the tax is paid not later than the 21st day after the date the taxpayer knows or should know of the delinquency.
- **There is evidence to cause the Tax Office to recommend waiver of penalty and interest.**

WAIVER OF P & I REQUESTS SET ON 9/14/2021 AGENDA

- PCT 1 – HAJOVSKY, MIKE – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (a)(1)
- PCT 1 – THOMAS, ANIMOL – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (k)(1)(2)
- PCT 1 – BOURGEOIS, SAMMY – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (h)
- PCT 1 – IORIO, DEIGO P. & LIDIA P. - TAX OFFICE DO NOT RECOMMEND WAIVER PER 33.011 (a)(1)
- PCT 1 – GLADNEY, DEWEY – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (k)(1)(2)
- PCT 1 – TRISTAN, ROGELIO – TAX OFFICE DO NOT RECOMMEND WAIVER PER 33.011 (a)(1)
- PCT 2 – DAVIS, MARGARET – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (k)(1)(2)
- PCT 2 – BRANFORD, MYTRA – TAX OFFICE DO NOT RECOMMEND WAIVER PER 33.011 (a)(1)
- PCT 3 – GUTOWSKI, WILLIAM & CHRISTY – TAX OFFICE DO NOT RECOMMEND WAIVER PER 33.011 (a)(1)
- PCT 3 – KOLB, CHARLES – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (k)(1)(2)
- PCT 3 – SIVIRA, YELLY & MORA, ALFONSO PEDRO – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (k)(1)(2)(3)
- PCT 3 – SCHEFFLER, MICHELLE S. & PAUL J. – TAX OFFICE DO RECOMMEND WAIVER PER 33.011 (k)(1)(2)

