

Explore ASHEVILLE

Buncombe County Tourism Development Authority

**Buncombe County Tourism Development Authority,
A Joint Meeting of the Public Authority and Nonprofit Corporation**
Explore Asheville Convention & Visitors Bureau – 27 College Place, Asheville

Excerpts from Board Meeting Minutes

Wednesday, January 29, 2019

- Present (Voting):** Gary Froeba, Chair; Himanshu Karvir, Vice Chair;
Leah Ashburn, Andrew Celwyn, Chip Craig, John Lockett,
John McKibbon, James Poole
- Absent (Voting):** Tom Ruff
- Present (Ex-Officio):** Buncombe County Commissioner Joe Belcher
Asheville City Councilwoman Julie Mayfield
- Absent (Ex-Officio):** None
- CVB Staff:** Stephanie Brown, Marla Tambellini, Dianna Pierce, Glenn Cox,
Jennifer Kass-Green, Kathi Petersen, Jonna Sampson,
Sarah Kilgore, Ritchie Rozzelle, Hannah Dosa
- BC Finance:** Don Warn, Buncombe County/BCTDA Fiscal Agent
- Advertising Agency:** Cindy Stein, Nick Smart; 360i
- Guests:** Sabrina Rockoff, McGuire, Wood & Bisette/BCTDA Legal
Counsel
Kit Cramer, Samantha Cole; Asheville Area Chamber of
Commerce
Jim Muth, BCTDA Past Chair
John Ellis, Past BCTDA Board Member
Demp Bradford, Asheville Buncombe Regional Sports
Commission
Jane Anderson, Asheville Independent Restaurant Association
Tina Kinsey, Asheville Regional Airport
Sharon Tabor, Jon Brooks; Black Mountain-Swannanoa
Chamber of Commerce
Nicole Will, Asheville Wellness Tours
Rick Bell, Engadine Inn
Julia Akers, The Omni Grove Park Inn
Samantha Fann, Princess Anne Hotel
Kate Bannasch, Copper Crown Restaurant
David Nutter, Retired City Planner
Ed Phillips, Burke County TDA
Bob Michel, Asheville Homestay Network
David Donnell, Mark Ferguson and John; Asheville Celtic Fest
Lacy Cross, Entegra Bank
Christy Miller, Christy Miller Consulting

John Boyle, Asheville Citizen-Times
Brooke Randle, Mountain Xpress
Holden Mesk, Sunshine Request
Justin Hinton, WLOS

Penalty Waiver Request – Beaucatcher Motel

Ms. Brown said a penalty waiver request has been received from Shradha Patel, General Manager of the Beaucatcher Motel. Ms. Brown said the amount of the penalty is \$990.51, which exceeds her administrative limit to consider the waiver without bringing it before the board. She said Ms. Patel's email provides background information on the reason the property's October 2019 occupancy tax report and payment were late, adding if the BCTDA approves the waiver today, the request will then be presented to the Buncombe County Board of Commissioners for further and final consideration.

Mr. Celwyn noted that when he pays sales tax online, he can schedule the payment to occur in the future. He asked if it is possible to schedule an occupancy tax payment in advance. Mr. Poole said he didn't think that option was available, and Mr. McKibbon responded it would be a nice enhancement to Buncombe County's online occupancy tax payment system.

Mr. Karvir made a motion to recommend to the Buncombe County Board of Commissioners to waive the penalty assessed to the Beaucatcher Motel, in the amount of \$990.51, as requested. Mr. Poole seconded the motion. There was no discussion and with all in favor, the motion carried 8-0.

The waiver request and relevant documentation will be passed onto the Buncombe County Board of Commissioners for a final decision.

Respectfully submitted,



Jonna Sampson, Executive Operations Manager

Jonna Sampson

From: Shradha Patel <shradha@thebeaucatcher.com>
Sent: Saturday, December 14, 2019 4:14 PM
To: Jonna Sampson
Subject: request for waiver of October late payment fees

Dear Board Members,

I am writing to respectfully request a consideration of waiver of the late payment and filing penalties for our October occupancy taxes, in association with our company, K.B.S. Management Corp which manages the following properties: The Beaucatcher Motel, 60 Tunnel Road, Asheville 28805 and In Town Motor Lodge (now Brookside Motel), 100 Tunnel Road, Asheville 28805.

I missed to make the payment by November 20th due to a medical issue for a family member I am looking after. I intended to make the payment on Nov 20th but failed to do so as I had to take this family member into the hospital that day and ended up spending the entire day with them without access to my computer or records to make the payment in time. I reached out to Buncombe County Tax Collector immediately the next morning and was in touch with Kristine Teis, who referred me to Jonna Sampson. My email to Jonna was sent at 3:19pm on Nov 21 and she explained this formal process to appeal for the waiver.

After speaking to Jonna, I mailed in the regular tax payment of \$6,603.40 via check on November 25.

I have not filed for any such waiver of penalty fees with BCDTA or the Tax Collector in my time as the operator for our company and hope you can sincerely consider my request. I can provide further documentation or proof of medical visit if necessary, but I had hoped to keep matters private for my family's sake.

Please let me know if you have any questions or need further information.

Thank you for your time to consider,



Shradha Patel
General Manager
The Beaucatcher, a boutique motel
60 Tunnel Road
Asheville, North Carolina 28805
828-254-0805 Main
828-713-2294 Cell
shradha@thebeaucatcher.com

For bookings please visit our website: www.thebeaucatcher.com



BUNCOMBE COUNTY
OCCUPANCY TAX

Invoice Details

Establishment ID
152

Establishment Name
The Beaucatcher In Town Motor Lodge

Date Due
11/20/2019

Batch Date
11/27/2019

Date Received
11/25/2019

Sales and Tax

Penalty Only

Gross Sales
[REDACTED]

3rd Party Remitted
0

Net Sales
[REDACTED]

Tax Due
[REDACTED]

Penalty Due
990.51

Total Amount Due
[REDACTED]

Payments and Adjustments

Check Number
[REDACTED]

Check Amount
[REDACTED]

Tax Paid
[REDACTED]

Underpaid/(Overpaid)
0.00

Penalty Paid
0.01

Penalty Adjusted
990.50

January 16, 2020

Sent via email to shradha@thebeaucatcher.com

Ms. Shradha Patel, General Manager
The Beaucatcher, a Boutique Motel
60 Tunnel Road
Asheville, NC 28805

RE: Petition to Waive Occupancy Tax Penalty

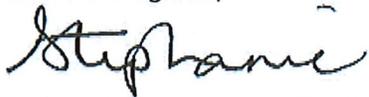
Dear Ms. Patel:

The Explore Asheville Convention & Visitors Bureau (CVB) staff is in receipt of your email requesting a waiver of an occupancy tax penalty recently assessed by the Buncombe County Finance Department for The Beaucatcher in Town Motor Lodge. The penalty, in the amount of \$990.51, was incurred due to the motel's October 2019 occupancy tax report and remittance being submitted and received after the due date of November 20, 2019.

In the first of a two-step approval process, your request will be presented to the Buncombe County Tourism Development Authority (BCTDA) at its next regular board meeting, which convenes on Wednesday, January 29, 2020, at 9:00 a.m., in the Board Room of the Explore Asheville Convention & Visitors Bureau, located at 27 College Place in Asheville. I encourage either you or a representative from The Beaucatcher in Town Motor Lodge personally attend the meeting to present the circumstances related to this waiver request and answer any questions. If you haven't already done so, please let Jonna Sampson, executive operations manager for the BCTDA/CVB, know if you or a representative will be in attendance. Ms. Sampson's email address is jsampson@ExploreAsheville.com.

Thank you in advance for your response. Please feel free to contact me at sbrown@ExploreAsheville.com or 828.258.6104 if you have any questions in this matter.

With best regards,



Stephanie Pace Brown, President & CEO
Explore Asheville Convention & Visitors Bureau
For the Buncombe County Tourism Development Authority

cc: BCTDA Board
Don Warn, Lisa Jenkins; Buncombe County Finance

SB:js

From: [Lisa Jenkins](#)
To: [Jonna Sampson](#)
Subject: RE: request for waiver of October late payment fees
Date: Wednesday, January 22, 2020 2:55:03 PM
Attachments: [image001.png](#)

The penalty amount was included in the payment she sent.

Thanks,
Lisa

From: Jonna Sampson <jsampson@exploreasheville.com>
Sent: Wednesday, January 22, 2020 2:51 PM
To: Lisa Jenkins <Lisa.Jenkins@buncombecounty.org>
Subject: RE: request for waiver of October late payment fees

Hey Lisa – thanks. My understanding is that she actually hasn't paid the penalty yet. She checked with us and you all and it was determined to wait until the process was completed before she had to pay. Which is why she sent in a check instead of paying immediately on the portal. Is that not correct?

Thanks again.

From: Lisa Jenkins <Lisa.Jenkins@buncombecounty.org>
Sent: Wednesday, January 22, 2020 2:46 PM
To: Jonna Sampson <jsampson@exploreasheville.com>
Cc: Stephanie Brown <sbrown@exploreasheville.com>; Don Warn <Don.Warn@buncombecounty.org>
Subject: RE: request for waiver of October late payment fees

Good afternoon,

For the Beaucatcher Motel, there have not been any late payments in the last 30 months. We do not have documentation to indicate that any fees have been waived in the past. The late payment was received on November 25, 2019 and the due date was 11/20/2019. Payment for the November rentals was received on 12/20/2019 and included the penalty amount from the prior month.

Please let me know if have questions or concerns, we will be happy to assist.

From our phone conversation earlier, thank you again for your patience!

Lisa

Lisa Jenkins CLGFO

Tax Collection Supervisor | Buncombe County

☎: 828.250.4912 | 📞: 828.250.6188 | ✉: lisa.jenkins@buncombecounty.org

February 18, 2020

Sent via email to shradha@thebeaucatcher.com

Ms. Shradha Patel, General Manager
The Beaucatcher Motel
60 Tunnel Road
Asheville, NC 28805

RE: Petition to Waive Occupancy Tax Penalty

Dear Ms. Patel:

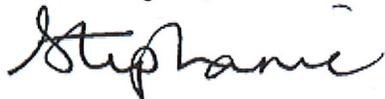
The Explore Asheville Convention & Visitors Bureau (CVB) staff received your email requesting a waiver of occupancy tax penalties, totaling \$990.51, assessed by the Buncombe County Tax Department for The Beaucatcher Motel. The penalty was incurred due to the property's occupancy tax report and remittance for the month of October 2019 being submitted and received after the November 20, 2019, due date.

In the first of a two-step process, your penalty waiver request was presented to the Buncombe County Tourism Development Authority (BCTDA) during a regular board meeting on January 29, 2020. Based on your letter of explanation and payment history, the board approved the waiver request to move onto the next step.

Since this is a county tax, the request will now be presented to the Buncombe County Board of Commissioners for further and final consideration at its Tuesday, March 3, 2020, meeting. It begins at 5:00 p.m. in Commission Chambers, located at 200 College Street, Room 326, in downtown Asheville. The CVB will provide the necessary documentation to Buncombe County on your behalf and will inform you of the Commission's decision after the meeting. Buncombe County Commission meetings are open to the public and you are welcome to attend.

If you have any questions in the interim, please contact me at sbrown@ExploreAsheville.com or Jonna Sampson at jsampson@ExploreAsheville.com. Thank you.

With best regards,



Stephanie Brown, President & CEO
Explore Asheville Convention & Visitors Bureau
For the Buncombe County Tourism Development Authority

cc: Don Warn, Lamar Joyner, Lisa Jenkins; Buncombe County