

RESOLUTION 2016-41

**RESOLUTION OF INTENTION TO CREATE THE STALLION RIDGE
RURAL IMPROVEMENT DISTRICT NO. 2016-1**

WHEREAS, the Lewis and Clark County Board of Commissioners (Commission) is authorized to establish an intention to create a rural improvement district whenever the public interest or convenience may require, Section 7-12-2103, MCA; and

WHEREAS, a petition to create a rural improvement district for the maintenance of internal roadways within the Stallion Ridge Ranch Subdivision was received by the Community Development and Planning Department, and the petition, with supplemental letters of support, was signed by 48.28% of property owners within the proposed district boundaries; and

WHEREAS, 98.85% of the property owners within the proposed district waived their right to protest the creation of a rural improvement district for the purpose of improving and/or maintaining the roads that access the subdivision including related right-of-way, drainage structures, and traffic control signs, see Book M36, Page 9250, in the Lewis and Clark County Clerk and Recorder's Office; and

WHEREAS, all roadways within the proposed district boundaries are established and dedicated as public access and utility easements, as recorded in the Certificate of Survey – Corrected Plat of Stallion Ridge Ranch, Doc. No. 3152792, attached as Exhibit "A;" and

WHEREAS, the proposed district is designated Stallion Ridge Rural Improvement District 2016-1; and

WHEREAS, the proposed district boundaries are attached as Exhibit "B;" and

WHEREAS, the general character of the authorized improvements and maintenance activities, for roadways within the proposed district includes, but is not limited to:

1. Snow plowing,
2. Grading,
3. Culvert cleaning,
4. Weed spraying, and
5. Miscellaneous work as needed to adequately maintain roadways; and

WHEREAS, DOWL is the engineer to have charge of the work; and

WHEREAS, the cost of the work is estimated as shown in Exhibit "C;" and



WHEREAS, costs shall be assessed equally, as described in Section 7-12-2151(d), MCA: "each lot, tract, or parcel of land in the district may be assessed an equal amount based upon the total cost of the [maintenance];" and

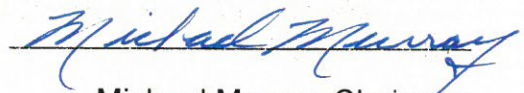
WHEREAS, pursuant to Section 7-12-2103(2), MCA, "if an increase occurs in the number of benefitted lots, tracts, or parcels within the boundaries of the proposed district during the term of the bonded indebtedness, the assessment per lot, tract, or parcel then in the district will be recalculated as provided in [Section] 7-12-2151(4)," MCA.

NOW, THEREFORE, BE IT RESOLVED that the Commission does hereby establish its intention to create the Stallion Ridge Rural Improvement District No. 2016-1 for the purpose of equitably funding maintenance for roadways within the proposed district boundaries.

BE IT FURTHER RESOLVED that written protests will be received from persons owning real property within the proposed district for thirty (30) days after the first publication of notice, and that said protests must contain the printed landowner's name and address as it appears on the last assessment roll.

DATED this 07 day of June, 2016.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael Murray, Chairman



Paulette J. DeHart, Clerk of Board

Attachments:

Exhibit "A"
Exhibit "B"

Exhibit "C"

Exhibit "B": Proposed Stallion Ridge Rural Improvement District Boundaries and Maintained Roadways

