

**RESOLUTION 2017 – 144**

**A RESOLUTION LEVYING AN ASSESSMENT UPON CUSTOMERS OF THE LINCOLN SOLID WASTE MANAGEMENT DISTRICT WHO OWN PERSONAL PROPERTY IN THE DISTRICT AND OWE AN UNPAID OVERAGE CHARGE FOR FY 2017**

WHEREAS, on August 1, 2003, the Lewis and Clark County Commissioners accepted the recommendation of the Board of Directors for the Lincoln Solid Waste District (LSWD) and implemented a Modified Pay-As-You-Throw Program (MPAYT) for residences in the LSWD; and

WHEREAS, effective July 1, 2003, the MPAYT Program was implemented for residences in the Lincoln Solid Waste District as established by Resolution 2003-104; and

WHEREAS, Resolution 2009-61 set the MPAYT charges at \$10 per yard for every yard exceeding 12 yards for each residence and equivalent residential unit in the LSWD; and

WHEREAS, residences in the LSWD that generated more than the 12 yard limit for the period from July 1, 2016 through June 30, 2017 were billed \$10 per yard for each yard exceeding the 12 yard limit; and

WHEREAS, the Board of Directors for the LSWD directed staff to bill and collect payments on MPAYT accounts through September 15, 2017; and

WHEREAS, on July 21, 2017 residences in the LSWD generating more than 12 yards of solid waste in FY2017 were mailed a statement displaying the amount owed, where payments should be mailed, and instructions that if payment was not received by September 15, 2017 the MPAYT charges would be added to their tax bill.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lewis and Clark County that an annual assessment shall be levied and assessed on the 2017 tax bills for those LSWD residences that generated more than the 12 yard limit; and

BE IT FURTHER RESOLVED by the Board of County Commissioners of Lewis and Clark County that a description of each LSWD residence by solid waste permit number, owner name, property tax code and the amount of the annual assessment for each residence is contained on Exhibit A, attached hereto.

BE IT FURTHER RESOLVED that the annual assessment amount contained on attached Exhibit A shall be made in two equal payments by the day and month specified on the annual tax notice. Payments made after the specified dates shall be delinquent. Charges for geo codes that have been split, combined or deactivated over the last year, shall be added to the newly activated geo code for said real property.

DATED this 5 day of October, 2017.

LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS

  
Susan Good Geise, Chair

ATTEST:

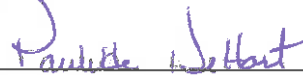
  
Paulette J. DeHart, Clerk of Board



EXHIBIT A  
FY2017 OVERAGES

95528	5233624402119110	FRIEDENBACH LARRY	\$525.00
95376	5233636101158000	GRANTIER ERIC A & JACKIE L	\$41.00
91973	5233624116028000	GROGAN FAMILY	\$411.50
96434	5233624116028000	GROGAN SUSAN	\$62.50
94479	5233624207679100	MARTIN LEROY & ELIZABETH	\$35.50
93019	5233624112108000	KRAUSE KENNETH	\$50.50
93105	5233624111098000	RIOS DAVID & TRISHA	\$10.50
94243	5233624207679010	MORTIMER BROOK K &	\$238.00
93180	5233624207679120	TIGHE BRENDA LORINE	\$17.00
94006	5233624207679010	WILSON LEONARD & HEATHER	\$148.50