

RESOLUTION 2023 – 86

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 PAY-AS-YOU-THROW CHARGE FOR FY 2023

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 2019-59 set the MPAYT charges at \$5 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, 2021 through June 30, 2022 were billed \$5 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 August 15, 2023; and

WHEREAS, on July 14, 2023, residences in the LSWD generating more than 12 yards of solid waste in FY2023 were mailed a statement displaying the amount owed, where payments should be mailed, and instructions that if payment was not received by August 15, 2023 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 2023 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 12TH day of September 2023.



ATTEST:

Amy Reeves
Amy Reeves, Clerk of Board

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS

Tom Rolfe
Tom Rolfe, Chair



EXHIBIT A

| Tax Code | GEO Code | Name | Amount |
|-----------------|------------------|----------------------------|---------------|
| 94480 | 5233624207679000 | BENEFIELD CATHLEEN | \$4.00 |
| 96193 | 5233628101128000 | CRANDALL PENNY | \$30.25 |
| 96138 | 5233624306019000 | FRISBEE JONATHAN | \$51.50 |
| 95376 | 5233636101158000 | GRANTIER ERIC A & JACKIE L | \$10.75 |
| 96332 | 5233624116028000 | GROGAN RAYMOND | \$13.00 |
| 93019 | 5233624112108000 | KRAUSE KENNETH ROBERT | \$151.75 |
| 96001 | 5233624208078000 | LINCOLN BAPTIST CHURCH | \$233.25 |
| 94479 | 5233624207679100 | MARTIN LEROY & ELIZABETH | \$37.50 |
| 94734 | 5233624306019110 | OLSON DREW & KATIE | \$34.25 |
| 93661 | 5233624306019100 | PAULL COREY | \$131.25 |
| 96399 | 5233716402058000 | PROFF THERESA LOUISE | \$19.75 |
| 95482 | 5233716301178000 | REYNOLDS JAMES | \$33.75 |
| 95229 | 5233624207679010 | SMITH CHRISTINA A | \$18.00 |
| 99676 | 5233624206138000 | VAN DE RIET DONALD ROY | \$11.50 |