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RESOLUTION 1994 - 116

LEWIS & CLARK COUNTY
PLANNING DEPARTMENT

A RESOLUTION TO CREATE THE EAGLE RIDGE RURAL IMPROVEMENT DISTRICT

WHEREAS, a resolution of intent to create Rural Improvement District No. 94-2 was adopted by the Board of County Commissioners on May 31, 1994, as Resolution No. 1994-84; and

WHEREAS, legal notice of the passage of Resolution No. 1994-84 was posted in the proposed district, mailed to property owners in the proposed district, and printed in the local newspaper in accordance with the statutory requirements; and

WHEREAS, on July 5, 1994, the Board of County Commissioners held a public hearing and proceeded to hear all protests, comments, and other matters relating to the proposed district; and

WHEREAS, it was determined that there was not sufficient protest to bar proceedings; said protests resulting in 18.7 percent of the cost of the proposed work.

NOW, THEREFORE, BE IT RESOLVED by the Lewis and Clark County Board of County Commissioners that it does hereby create Rural Improvement District No. 94-2 for the purpose of funding on-going road maintenance within said district. The district shall remain in effect in perpetuity or until such action by the Board of County Commissioners otherwise dissolves the district.

BE IT FURTHER RESOLVED that said district will include all parcels of land abutting and/or accessing Eagle Ridge Road, as have been determined to benefit from the proposed maintenance as shown on Exhibits A and B, attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the maintenance will consist of snow removal, weed control, surface maintenance and drainage maintenance to aid in snow removal and weed control as required on sections of the roadway.

BE IT FURTHER RESOLVED that the engineer who is to have charge of the work is Mr. Clete Daily. It is anticipated that the maintenance shall be administered by the Eagle Ridge Road Association (a representative body of the landowners within the district), under a contractual agreement with the Board of County Commissioners.

BE IT FURTHER RESOLVED that the estimated annual costs are approximately \$1,481 (including administration and financing charges). Estimated reserve costs for replacement of the snowplow would be an amount equal to 10% of the total yearly costs. Additional start-up costs of \$500.00 are anticipated for the first year only.

BE IT FURTHER RESOLVED that all lots would benefit and would be assessed for the maintenance of the improvement. All lots developed with a residence would benefit equally and all undeveloped lots would benefit equally. Owners of undeveloped lots would be assessed ten (10) percent of the assessment for developed lots. Such assessments will be based upon the assessed valuation of land, improvements, and personal property valuations to distinguish developed and undeveloped lots. Then, thresholds and limits of assessed valuation will be applied resulting in a flat fee assessment for developed lots and another flat fee assessment for undeveloped lots. Based upon the assessment method described applied to current conditions in the district, annual individual lot assessments would be approximately \$100 per year for developed lots and \$10 per year for undeveloped lots. All funds collected for the district shall be spent solely for the road improvement and maintenance activities within the district.

BE IT FURTHER RESOLVED that the following definitions and formulas shall be used to determine the annual assessment for the lots within the district:

- 1) A lot is defined as a single parcel of land that can be described by a survey or deed of record at the Clerk and Recorder's Office.
- 2) An undeveloped property is a parcel that has a market valuation for improvements and/or personal property that is not greater than thirteen hundred dollars (\$1,300.00).
- 3) A developed property is a parcel that has a market valuation for improvements and/or personal property in excess of thirteen hundred dollars (\$1,300.00).
- 4) When the administrator of the district has determined the annual budget, the following formula shall be used to determine individual assessments:
ax + by = total annual assessment for the district
where a = the number of undeveloped lots in the district,
where b = the number of developed lots in the district,
where x = the individual assessment for an undeveloped lot,
where y = the individual assessment for a developed lot, and
where y = 10x.
- 5) Terms: Annual budget = annual expenses + operating reserves
Annual budget minus non-tax revenues
minus cash on hand
equals total annual assessment for district.

DATED this 5th day of July, 1994.

BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY

Blake J. Wordal
Blake J. Wordal, Chair

ATTEST:

Paulette DeHart
Paulette DeHart, Clerk of Board

File: 2713 Eagle2.Res



EXHIBIT "A"

BOUNDARY OF
EAGLE RIDGE RD

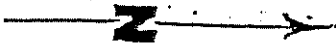
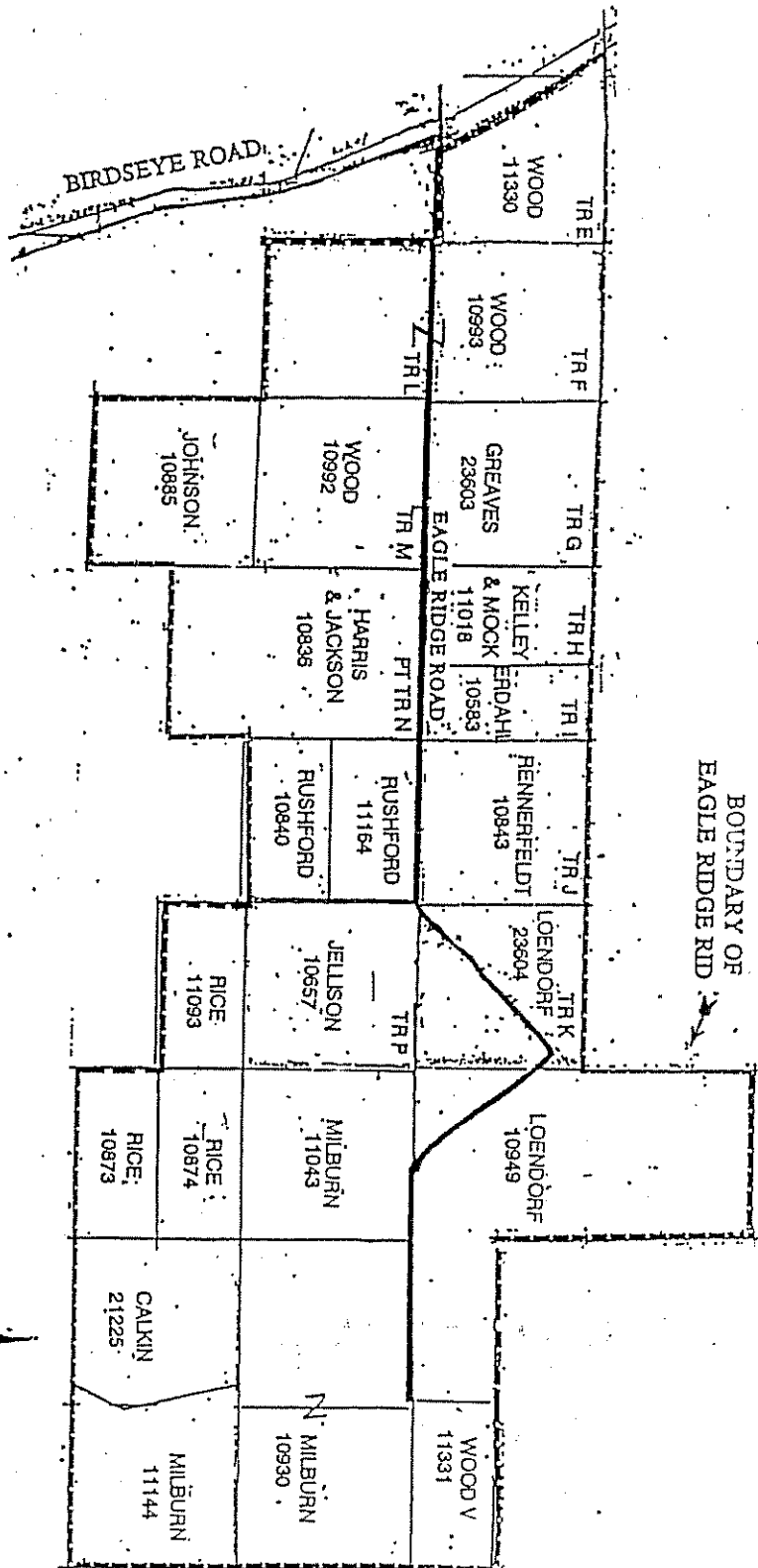


EXHIBIT 'B'

GEOCODE	PIN	PROPERTY OWNER	MAILING ADDRESS	EAGLE RIDGE RD	CITY	ST	ZIP	PROPERTY OWNERS	LEGAL DESCRIPTION
199430101280000	21225	CALKIN ALBERT L & LAURA J	5666 EAGLE RIDGE RD	HELENA	MT	59601	PT 2ANENE		
1994199301200000	10583	ERDAHL KENNETH D & CORINNE L	5870 EAGLE RIDGE RD	HELENA	MT	59601	TR SWSESW; 5.447 AC		
1994199301130000	29603	GREAVES RUSSELL G	5940 EAGLE RIDGE RD	HELENA	MT	59601	KEDALADSHELLA TR; TR G; DIPLOMAT 1967		
199430201270000	10836	HARRIS L V & JACKSON DAVID L	BOX 714 HORSKY BLOCK	HELENA	MT	59601	KEDALADSHELLA TR; SENENW; PT TR N; NWNENW; N2SWNENW		
199430101360000	10657	JELLSON WILLIAM H & SALLY B	5773 EAGLE RIDGE RD	HELENA	MT	59601	KEDALADSHELLA TR; TR P; TR NWNWNE		
199430201150000	10885	JOHNSON RAYMOND N & VIVIAN A	5295 EAGLE RIDGE RD	HELENA	MT	59601	SE LT 1; RW		
3419901150000	11018	KELLEY RUSSELL D & MOOK DEBORAH D	5880 EAGLE RIDGE RD	HELENA	MT	59601	KEDALADSHELLA TR; TR H C OF S #290564; MONTANA 1974		
9419401200000	10949	LOENDORF CHARLES E & SHARON K	5770 EAGLE RIDGE RD	HELENA	MT	59601	TR IN E2SWSE; 20 AC; SUB TO RW; GREAT LAKES 1968		
199419401010000	23604	LOENDORF CHARLES E & SHARON K	5678 BIRDSEYE RD	HELENA	MT	59601	KEDALADSHELLA TR; TR K		
199430101300000	11144	MILBURN DENNIS E & DEBORAH C	5747 EAGLE RIDGE RD	HELENA	MT	59601	TR IN 2ANENE		
199430101380000	11043	MILBURN DENNIS E & DEBORAH C	5747 EAGLE RIDGE RD	HELENA	MT	59601	TR IN 2ANENE		
199430101400000	10930	MILBURN DENNIS E & DEBORAH C	5747 EAGLE RIDGE RD	HELENA	MT	59601	TR IN 2ANENE		
199430101400000	10930	MILBURN DENNIS E & DEBORAH C	5747 EAGLE RIDGE RD	HELENA	MT	59601	TR IN 2ANENE		
1994199301250000	10843	RENNERFELDT, DALLAS & MARLENE	5747 EAGLE RIDGE RD	HELENA	MT	59601	TR IN 2ANENE		
199430101340000	11093	RICE KENT A & BERNADETTE M	5515 RAINBOW DR	HELENA	MT	59601	W2N2NENE		
153400101280000	10873	RICE KENT & BERNADETTE	5757 EAGLE RIDGE RD	HELENA	MT	59601	KEDALADSHELLA TR; TR IN SESESW; TR J		
199430101320000	10874	RICE KENT & BERNADETTE	5757 EAGLE RIDGE RD	HELENA	MT	59601	N2SWNWNENE		
199430201280000	10840	RUSHFORD DOUGLAS J & ALBERTA	5585 BIRDSEYE ROAD	HELENA	MT	59601	S2SEWNNE		
199324402010000	11164	WOOD DAVID F & PATRICIA A	5805 EAGLE RIDGE RD	HELENA	MT	59601	KEDALADSHELLA TR; PT TRS N & M; TR IN NENENW		
199430201230000	10993	WOOD DAVID F & PATRICIA A	6012 WINDY RIDGE RD	HELENA	MT	59601	KEDALADSHELLA TR; PT TR N; N2NENE; TR IN NENW		
199430201230000	10993	WOOD DAVID F & PATRICIA A	5642 BIRDSEYE RD	HELENA	MT	59601	KEDALADSHELLA TR; TR E; SESESE; TR A; 8.64 AC; PARCEL A; 8.64 AC		
199430201250000	10992	WOOD DAVID F & PATRICIA A	5642 BIRDSEYE RD	HELENA	MT	59601	KEDALADSHELLA TR; TR L; 9.69 AC		
3419401250000	11331	WOOD VICKI M	3273 HOLLY GRAPE CT	EAST HELENA	MT	59635	KEDALADSHELLA TR; TR M; 9.567 AC; TR IN NW S2SESESE; 5 AC		

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PAULETTE DEHART
 TREAS / CLK
 LEWIS & CLARK CO., MONT.
 JUL 15 1994 8:25 AM
 1994 JUL -6 PH 1:59
Paulette Dehart

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