

RESOLUTION 2006 - 138

**A RESOLUTION TO CREATE RURAL IMPROVEMENT  
DISTRICT 2006-9 FOR THE GRUBER MINOR SUBDIVISION**

WHEREAS, the Gruber Minor Subdivision is located in the SW ¼ of Section 30, T11N, R4W; and

WHEREAS, the preliminary plat approval granted by the Board of County Commissioners for the subdivision included at condition that a mechanism for road maintenance be established for the internal access road, Corrine Court; and

WHEREAS, a petition has been received from the developer, Norbert Waldenmayer, requesting that the Board of County Commissioners create a Rural Improvement District for the Gruber Minor Subdivision, in accordance with the condition of subdivision approval; and

WHEREAS, the developer is the sole owner of the lands to be included in the District; and

WHEREAS, the Board of County Commissioners has the authority to order and create the improvement district based upon receipt of a petition containing the consent of all of the owners of property to be included in the district, pursuant to Section 7-12-2101(2), MCA.

NOW, THEREFORE, BE IT RESOLVED by the Lewis and Clark County Board of County Commissioners that it does hereby approve the requested creation of the Gruber Subdivision Rural Improvement District No. 2006-9 for the purpose of equitably funding road maintenance within said district.

BE IT FURTHER RESOLVED that the district will include Tracts G-1-A-1 and G-1-A-2 of the Gruber Minor Subdivision, shown on Exhibit "A", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the maintenance could include, but is not limited to, road grading, addition of gravel, weed control, snow removal, street signs, and other maintenance and repair as necessary to preserve the road surfaces, and that such maintenance shall be administered by the County. The County will serve only to coordinate the necessary work, collect the assessments, and disburse payments for the district; it is anticipated that the maintenance would be performed by a private contractor.

BE IT FURTHER RESOLVED that the annual costs for said maintenance are \$1,090.00. Each lot would be assessed a flat fee of \$545 per lot per year. All funds collected for the maintenance district shall be spent solely for the road maintenance activities on roads in the Gruber Minor Subdivision.

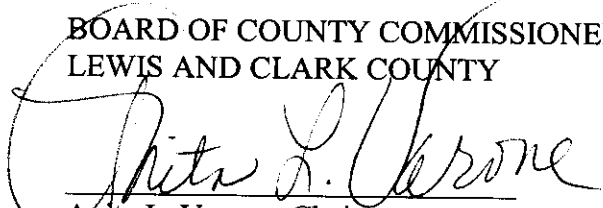


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BE IT FURTHER RESOLVED that the district shall remain in effect in perpetuity or until such action by the Board of County Commissioners otherwise dissolves the district.

DATED this 19 day of December, 2006.

BOARD OF COUNTY COMMISSIONERS  
LEWIS AND CLARK COUNTY

  
Anjta L. Varone, Chair

ATTEST:

  
Paulette J. DeHart, Clerk of Board

Attachment: Exhibit "A"



Lewis & Clark County

COUNTY

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