

RESOLUTION 2006 - 139

**A RESOLUTION TO CREATE RURAL IMPROVEMENT
DISTRICT 2006-8 FOR THE RYAN MINOR SUBDIVISION**

WHEREAS, the Ryan Minor Subdivision is located in the SW ¼ of Section 30, T11N, R4W and the E ½ of Section 25, T11N, R5W; 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, Club House Court; and

WHEREAS, a petition has been received from the developers, Michael and Susan Ryan, requesting that the Board of County Commissioners create a Rural Improvement District for the Ryan Minor Subdivision, in accordance with the condition of subdivision approval; and

WHEREAS, the developers are the sole owners 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 Ryan Subdivision Rural Improvement District No. 2006-8 for the purpose of equitably funding road maintenance within said district.

BE IT FURTHER RESOLVED that the district will include Tracts 12-A-1-B, 12-A-1-C, 12-A-1-D and 12-A-1-E of the Ryan Minor Subdivision, shown on Exhibit "A", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that Tract 12-A-1-A accesses from Lone Pine Road and would not be included in this RID for maintenance but would continue to be assessed for the Mount Vista/Lone Pine RID No. 1998-1.

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.

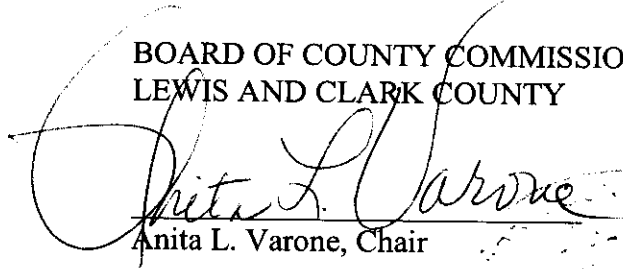


BE IT FURTHER RESOLVED that the annual costs for said maintenance are \$1,281.00. Each lot would be assessed a flat fee of \$256 per lot per year. All funds collected for the maintenance district shall be spent solely for the road maintenance activities on roads in the Ryan Minor Subdivision.

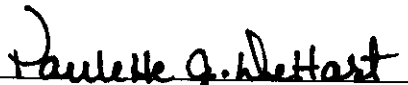
BE IT FURTHER RESOLVED that the district shall remain in effect in perpetuity or until such action by the Board of County Commissioners otherwise dissolves the district.

DATED this 19 day of December, 2006.

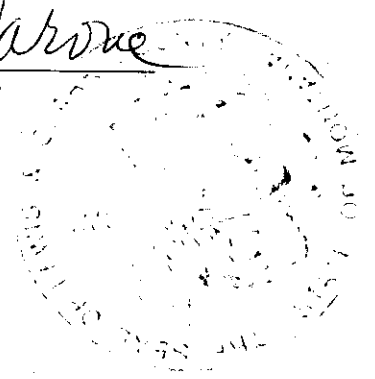
BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY


Anita L. Varone, Chair

ATTEST:


Paulette J. DeHart, Clerk of Board

Attachment: Exhibit "A"



Lewis & Clark County

COUNTY

3119894

Page: 2 of 3
12/19/2006 03:02P

BK-M35 Pg-7073

