

RESOLUTION 1990 - 58

A RESOLUTION TO CREATE A RURAL IMPROVEMENT DISTRICT
FOR ROAD MAINTENANCE IN TOWN VIEW ESTATES SUBDIVISION

WHEREAS, the Board of County Commissioners has the authority to propose Rural Improvement Districts for the purpose of funding road improvements and/or maintenance, pursuant to Section 7-12-2101, et. seq., MCA; and

WHEREAS, a resolution of intent to create Rural Improvement District No. 90-9 was adopted by the Board of County Commissioners on April 24, 1990, as Resolution No. 1990-47; and

WHEREAS, legal notice of the passage of Resolution No. 1990-47 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, written protests were received by the Clerk and Recorder within the specified period of protest, said protests constituting 45.2 percent of the cost of the proposed work; and

WHEREAS, on May 15, 1990, the Board of County Commissioners held a public hearing and proceeded to hear all protests, determined that there was not sufficient protest to bar proceedings, and denied those protests submitted.

NOW, THEREFORE, BE IT RESOLVED by the Lewis and Clark County Board of County Commissioners that it does hereby create Rural Improvement District No. 90-9 for the purpose of funding road maintenance within said district.

BE IT FURTHER RESOLVED that said district will include all parcels of the Town View Estates Subdivision, as identified on Exhibit A, attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the maintenance shall include surface sealing, resurfacing, and other maintenance and repair as necessary to preserve the road surfaces, and that such maintenance shall be administered by the County Surveyor, unless the Board enters into a contractual agreement with a representative body of the landowners within the district.

BE IT FURTHER RESOLVED that maintenance fees shall be assessed upon each lot based upon the lot area, not to exceed a maximum assessable area of 19,000 square feet per lot. Estimates of annual maintenance costs are \$5,343 for the first year and \$4,878 for the subsequent years, resulting in individual lot assessments of approximately \$73.19 for the first year and approximately \$66.82 for the subsequent years. All funds collected herein shall be spent solely for activities within the proposed maintenance district.

BE IT FURTHER RESOLVED that the Board recognizes the interest of the property owners in administration of the district and will consider cooperation with a representative group in determining the future levels of maintenance service, prioritization of maintenance needs, and related assessments for such maintenance.

DATED this 15th day of May, 1990

LEWIS AND CLARK COUNTY
BOARD OF COUNTY COMMISSIONERS

Linda Stoll-Anderson, Chairwoman

David E. Fuller
David E. Fuller, Member

Jim Campbell
Jim Campbell, Member

ATTEST:

Sue Bartlett
Sue Bartlett, Clerk of Board

456890

SUE BARTLETT, CLERK & REC.
LEWIS & CLARK CO., MONT.

1990 MAY 21 AM 11:43

PUT OF RECORD AT BOOK 10 PAGE 8152

Shirley M. Stash
No fee

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RECORDED	<input checked="" type="checkbox"/>

EXHIBIT A

"TOWN VIEW ESTATES"
A SUBDIVISION PLAT



Proposed Boundary

