

RESOLUTION 2006- 31

A RESOLUTION OF INTENTION TO CREATE RURAL IMPROVEMENT DISTRICT NO. 2006-1 FOR THE MAINTENANCE OF YORK ROAD

WHEREAS, Lewis and Clark County has developed a functional classification system for the road system within the jurisdiction; and

WHEREAS, revenues generated by the tax levy for roads are not sufficient to adequately maintain the entire road system without adversely affecting other County services; and

WHEREAS, the Board of County Commissioners has prioritized the maintenance and improvement expenditures on those portions of the road system that serve the general public and which facilitate economic activity, being those roads that are classified as arterial or collector in function; and

WHEREAS, York Road beyond the town of York is functionally classified as a local road; and

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

NOW, THEREFORE, BE IT RESOLVED by the Lewis and Clark County Board of County Commissioners that it does hereby establish its intention to create the York Road Rural Improvement District No. 2006-1 for the purpose of equitably funding road maintenance for York Road, from the York Bar, east to the end of the hard surface portion of York Road, approximately 3.14 miles.

BE IT FURTHER RESOLVED that said district will include those parcels of land abutting and/or accessing York Road, from the York Bar, east to the end of York Road, and to the point where it connects to Vigilante Campground, and that the boundaries of the district are shown on Exhibit "A" and listed on Exhibit "B", attached hereto and made a part thereof. All lots within the district would benefit equally and would be assessed a flat fee for the maintenance.

BE IT FURTHER RESOLVED that the maintenance shall include contributions to a reserve account for future road patching repairs, surface treatment (e.g. chipseal), and could include the following: snowplowing, street sweeping, culvert cleaning, and any other maintenance and repair as necessary to preserve York Road, 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 \$15,750.00. Each lot shall benefit equally and shall be assessed \$250.00 annually for said maintenance. All funds collected for the maintenance district shall be spent solely for the road maintenance activities on York Road.



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BE IT FURTHER RESOLVED that the following definitions were used to determine the assessments for benefiting properties within the district:

A "lot, tract, or parcel" means:

- (1) Any tract of record or any portion of a tract of record (a "piece of land") within the boundaries of an improvement district; and
- (2) Any portion of a tract of record that is rented, leased, or otherwise conveyed within the boundaries of an improvement district; and
- (3) Each unit of a condominium or townhouse within the boundaries of an improvement district; and
- (4) Each part of a building or structure that is rented, leased, or otherwise conveyed, and within the boundaries of an improvement district.

A "benefited" lot, tract, or parcel means a lot, tract, or parcel as defined above that:

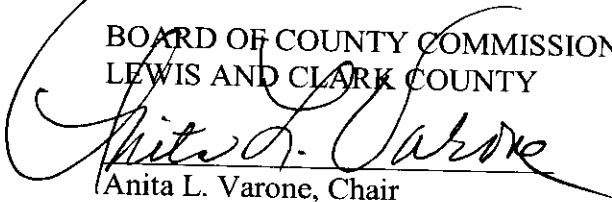
- (1) Abuts an improved right of way within the district, or
- (2) Has potential present or future access to an improved right of way within the district, or
- (3) Otherwise receives a benefit, such as dust abatement or flood control, from an improved right of way within the district, or
- (4) Accesses an improved right of way within the district.

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

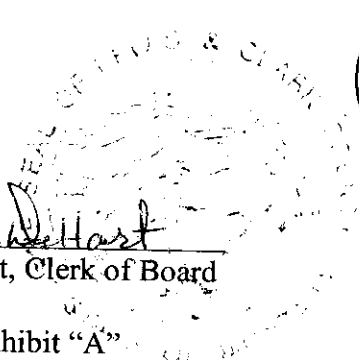
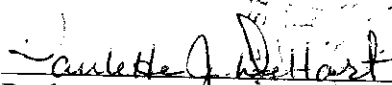
BE IT FURTHER RESOLVED that any owner of property within the proposed district may make protest against the creation of the districts, pursuant to Section 7-12-2109, MCA.

DATED this 9th day of March, 2006.

BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY


Anita L. Varone, Chair

ATTEST:



Paulette J. DeHart, Clerk of Board

Attachments: Exhibit "A"
Exhibit "B"



Lewis & Clark County

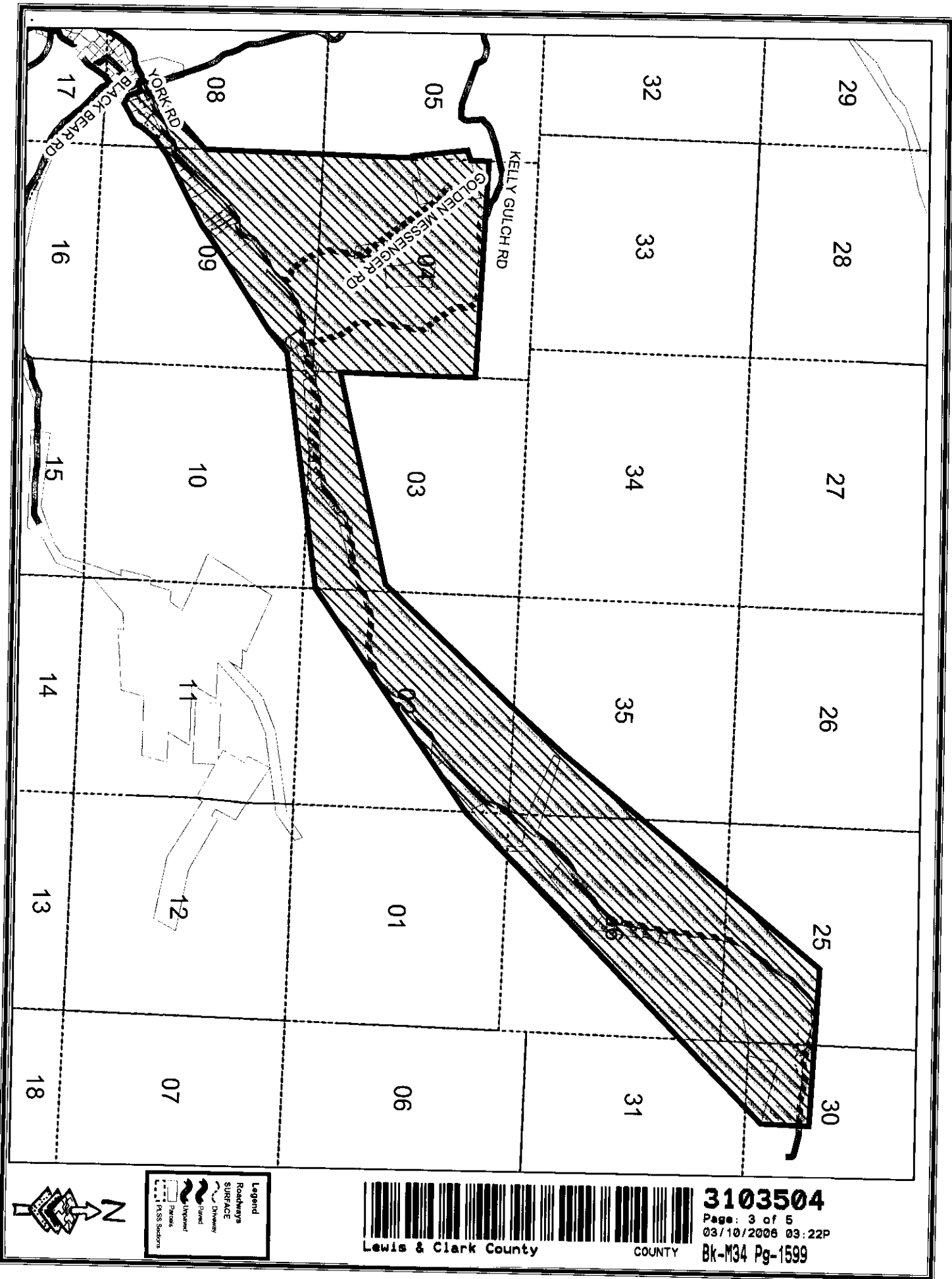
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EXHIBIT "A"



Legend
Roadways
SURFACE
Drainage
Ditchway
Swamp
Unimproved
Ditch
F.A.S.S. Seepers



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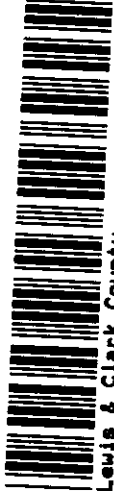
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YORK ROAD MAINTENANCE DISTRICT

EXHIBIT "B"

GEOCODE	PROPERTY LOCATION	PROPERTY OWNER	LEGAL1	RID	ASSESSMENT
211336301300000	9143 YORK RD	ALBRO BRIAN A	A 210.6X170X215.25X230.75 TRACT LOCATED IN H.E. NO 900		\$250.00
199703401150000	8283 YORK RD	BROWN DOUGLAS N & JUNE A	TROUT CRK SUB LTS 7-9		\$250.00
199702101010000	8659 YORK RD	CISKE THOMAS G & LOIS A	TR IN H.E. #900 2.31 AC UP TROUT CR FROM YORK E.SIDE OF RD		\$250.00
199708403090000	7529 YORK RD	CLARK BRENDA ANN & DIANA B	PT SUR 2033 GREAT LAKES 24X40 000095768		\$250.00
199708403230000	7509 YORK RD	COTE DALE & BETTY	TR G .607 AC COS #283318 TR C .39 AC COS #259719 000093679		\$250.00
199703401050000	8229 YORK RD	DAVIS DARLENE A & MCBEE WILLIAM L	TROUT CRK SUB LT 4		\$250.00
211336101150000	9181 YORK RD	D'ESTERRE NORMAN J & BARBARA J	TR IN HE ENTRY #7969		\$250.00
211336101250000	0 UNKNOWN RD	D'ESTERRE NORMAN J & BARBARA J	N OF YORK UP TROUT CRT 1 HE 7969		\$250.00
211335401010000	9185 YORK RD	D'ESTERRE NORMAND J & BARBARA	TR IN HES # 398 IN N2		\$250.00
199709101050000	0 UNKNOWN RD	D'ESTERRE NORMAND J & BARBARA	TR IN HS 900 13.4 AC		\$250.00
199708403160000	8041 YORK RD	DUENSING STANLEY A & DAVID C	TR IN SUR 2033 AND HES 395		\$250.00
199703301010000	7587 YORK RD	GOODMAN BRIAN S	TR B IN PT MS 2033 SPRATT PER C/S 469889/O		\$250.00
199708403150000	8059 YORK RD	GROVER CHRIS & LINDA	W2 PT OF HES #399 IN SW4E4SW4		\$250.00
199708403210000	7585 YORK RD	GROVER CHRISTIAN & LINDA J	TR A IN MS 2033 SPRATT COS 469889/O		\$250.00
199708403210000	7548 YORK RD	GROVER CHRISTIAN D & LINDA J	TR IN SUR 2033 FLEETWOOD 14X66 000091257		\$250.00
211336101050000	9175 YORK RD	HANNAH FREDERICK H & MARGARET	HE #900 PER C/S #380201		\$250.00
199708404070001	7540 YORK RD	HOARE WILLIAM E & MARGO A	TR IN MS #2033 FLEETWOOD 10X41 1959		\$250.00
199708403310000	7503 YORK RD	HOUSER MICHAEL J	TR F .868 AC		\$250.00
199702101100000	8765 YORK RD	HOUSER MICHAEL J	NENE H E #900 N OF YORK ON TROUT CR ON E SIDE OF RD		\$250.00
199701201010000	8787 YORK RD	JUDD LEONARD R & GLORIA D TRUS	TR 15 TR 14 HE #900, PT TR HE #900		\$250.00
211336301100000	0 UNKNOWN RD	JUDD LEONARD R & GLORIA D TRUSTEES	TR 12		\$250.00
211336301200000	0 UNKNOWN RD	KIESLING VICTOR J JR & JEANNIE	TR IN 10-11 HOMESTEAD ENTRY 900		\$250.00
199709201240000	7945 & 7935 YORK RD	KIESLING VICTOR JOHN JR & JEAN	IN N2 PER COS #288049 (LESS COS #436550)		\$500.00
199704401100002	8044 YORK RD	KOEHLER GARY	NT UP KELLY GULCH		\$250.00
199708403130000	7555 YORK RD	KOEPP DOROTHY I M	PT SUR# 2033 1.797 AC COS #355217		\$250.00
199709201070000	0 UNKNOWN RD	LIMON ROBERT P & KRISTINA L	TR IN PLACER SUR 2033 1.95 AC		\$250.00
199709201050000	7635 YORK RD	MATKOVICH STEPHEN	TR IN SUR 2033		\$250.00
211325401010000	9605 YORK RD	MATKOVICK STEPHENNAOMI M	INT SE4 AKA HE 7769 398		\$250.00
21133610105AG00	0 UNKNOWN RD	MCINNES WILLIAM W	INT W2 AKA HE 7769 398		\$250.00
21143030101AG00	9609 & 9611 YORK RD	MCINNES WILLIAM W	INT SW4 AKA HE 7769 398		\$500.00
199708403170000	7575 YORK RD	MCINNES WILLIAM W	TR IN SESE		\$250.00
199708403070000	7525 YORK RD	MICHALSON LEROY J & MINNIE M & FLORENCE	TR B IN S2 .5172 AC		\$250.00
199708404010000	7500 YORK RD	MILLER CAROL J	TR C & I C/S 283318		\$250.00
199708404010000	7500 YORK RD	MOON DAVID R			\$250.00



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LEWIS & CLARK COUNTY

YORK ROAD MAINTENANCE DISTRICT

EXHIBIT "B"

GEOCODE	PROPERTY LOCATION	PROPERTY OWNER	LEGAL 1	RID	ASSESSMENT
199708404030000	0 UNKNOWN	MOON DAVID R	TR D C/S 283318		\$250.00
199708404050000	0 UNKNOWN	MOON DAVID R	TR E C/S 283318		\$250.00
211336101100000	9177 YORK	OBODZINSKI TADEUSZ A & VALENTINE M	PARCEL A PER C OF S #464602/B		\$250.00
199704401050002	8040 YORK	OLSON CHARLES N. & SHIRLEY	NO TITLE UP KELLY GULCH		\$250.00
199709201150000	7791 YORK	OSTRANDER RONALD R & KATHLEEN	TRA PT SUR 2033 AND HES 395 AKA TR A-1 PER C/S #466479/B		\$250.00
199709201110000	7777 YORK	OSTRANDER RONALD R & KATHLEEN D	TRACT IN SPRATT PLACER #2033 AND HES #395		\$250.00
199709201010000	7611 YORK	POWER ELAINE COOPER	PT SUR 2033		\$250.00
199708403190000	7553 YORK	PRICHARD MARK J	TR IN SESE PT OF SURVEY #2033		\$250.00
199708403250000	7513 YORK	RIDEOUT LINDA JANE	TRACK A COS #259719 IN SE DETROITER 14X72 1979		\$250.00
199703401100000	8237 YORK	ROBERTS DAVID L	TROUT CRK SUB LT 5		\$250.00
199703401120000	8257 YORK	ROBERTS WILLIAM J	TROUT CRK SUB LT 6 UP TROUT CRK FRM YORK E SIDE OF RD		\$250.00
199709101010000	8037 YORK	ROBINSON FREDRIC W & JANET	TR IN NENENE C/S 336320 IN SUR 2033		\$250.00
211336301250000	9135 YORK	ROMASKO HARRY E & HAZEL M	1.75 AC N OF YORK ON TROUT CREEK FLEETWOOD 24X40 1971		\$250.00
199708403110000	7551 YORK	ROY A J III & CAROL A	M & B TR IN MIN SUR 2033 SEE BK 261 PG 721		\$250.00
199709201170000	7801 YORK	SLOAN RICHARD L & RHODETTA J	TR IN SUR 2033 2.217 AC TR B		\$250.00
199709201190000	0 UNKNOWN	SLOAN RICHARD L & RHODETTA J	PART OF SPRATT PLACER# 2033 AND HES # 395		\$250.00
199709201210000	0 UNKNOWN	SLOAN RICHARD L & RHODETTA J	TR IN W2 PT OF MS NO 2033 & HES #395 COS #436550/O		\$250.00
199703401010000	8187 YORK	SLOAN RICHARD L & RHODETTA J	TROUT CRK SUB LTS 1-2 PT LT 3		\$250.00
199703401030000	0 UNKNOWN	STRACHAN JAMES W JR	TROUT CREEK SUB LT 3 LESS COS 395631		\$250.00
19970840314M000	7581 YORK	STRATTON ROBERT D & TWYLA I	PT SUR 2033 .983 AC FLEETWOOD 26X58 000094045		\$250.00
199709201090000	0 UNKNOWN	TORICK JASON	TR IN PLACER 2033		\$250.00
199709201030000	7611 & 7633 YORK	TORICK JASON M	PT SUR 2033 ROLLOHOME 000093151		\$250.00
199703301050000	8133 YORK	TREINEN ROBERT E & HELEN M	TROUT CR-ABOVE YORK 2 MI. W 1/2 SUR #399 10.62 AC		\$250.00
19970910115M000	8045 YORK	VIRAG CHARLES M & MARGARET A	IN NE4NE4 TRACT B, MS 5195B COS 525602/F		\$250.00
19970910110M000	8055 YORK	VIRAG JOSEPH M TRUST	IN NE4NE4 TRACT A MS 5195B COS 525602/F		\$250.00
19970410101M000	0 UNKNOWN	VIRAG JOSEPH M TRUSTEE	MS # 5195A LITTLE DANDY LODGE		\$250.00
19970420101M000	0 UNKNOWN	VIRAG JOSEPH M TRUSTEE	MS #5194 GLDN MESS LD (17.86 AC) MS #9688A FAITH LODGE (20.16 AC)		\$250.00
19970430101M000	0 UNKNOWN	VIRAG JOSEPH M TRUSTEE	FAITH MILL SITE MS #9688B		\$250.00

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Information transferred from Dept. of Revenue Records January, 2006

Print date: March 1, 2006

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