

YELLOWSTONE COUNTY BOARD OF COUNTY COMMISSIONERS

Resolution No. 20-10

Resolution to Dissolve Yellowstone County Rural Special Improvement District No. 622M

WHEREAS, pursuant to Sections 7-12-2101 through 7-12-2113 of the Montana Code Annotated, a board of county commissioners has the authority to create a rural special improvement district to fund the construction and maintenance of public improvements. To create a district, a board should pass a resolution of intent, set a public hearing, provide notice of the public hearing, receive protests, hold a public hearing, consider protests and pass a resolution that either creates or does not create the district. There is no explicit authority as to how a board is supposed to dissolve a district. Because there is no explicit authority as to how a board is supposed to dissolve a district, it is logical a board should use the same procedure to create a district to dissolve a district.

WHEREAS, in 1981, the Yellowstone County Board of County Commissioners created Yellowstone County Rural Special Improvement District No. 622 to pave the roads in the vicinity of the Emerald Hills Subdivision. The Board also created Yellowstone County Rural Special Improvement District No. 622M to maintain the roads. The assessment for Yellowstone County Rural Special Improvement District No. 622M is complex and inconsistent. To make the assessment less complex and more consistent, the Board intends to reform Yellowstone County Rural Special Improvement District No. 622M as a new district with a per lot assessment method and dissolve the old district contingent on the creation of the new district. The Board will not dissolve the District unless a new district is created to maintain the roads.

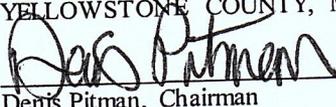
WHEREAS, on February 14, 2020, the Yellowstone County Board of County Commissioners passed a resolution of intent to dissolve Rural Special Improvement District No. 622M that maintains the roads in the vicinity of Emerald Hills Subdivision and set a public hearing on the dissolution of the District for March 24, 2020. On February 21, 2020, the Yellowstone County Clerk and Recorder mailed notice of the hearing to all property owners in the District. On February 21, 2020 and February 28, 2020, the Yellowstone County Clerk and Recorder published notice of the public hearings in the *Yellowstone County News*. On March 24, 2020, the Board held a public hearing on the dissolution of the District. The Board heard comments on the District and considered protests as to the dissolution of the District. The Board did not receive enough protests to prevent the dissolution of the District. ~~D~~ out of 120 property owners protested the dissolution of the District. The Board believes that it is in the best interest of the public to dissolve the District. The Board has created a new district to maintain the roads.

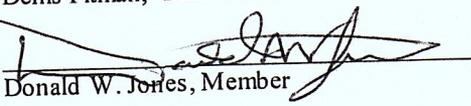
NOW THEREFORE, BE IT RESOLVED,

The Yellowstone County Board of County Commissioners dissolves Rural Special Improvement District No. 622M that maintains the roads in the vicinity of Emerald Hills Subdivision. The Board has created a new district to maintain the roads.

Passed and Adopted on the 24th day of March 2020.

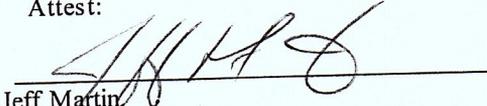
BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA


Denis Pitman, Chairman


Donald W. Jones, Member


John Ostlund, Member

Attest:


Jeff Martin
Yellowstone County Clerk and Recorder