

YELLOWSTONE COUNTY BOARD OF COUNTY COMMISSIONERS

Resolution No. 20-17

Resolution to Partially Dissolve Yellowstone County Rural Special Improvement District No. 829M

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 2016, the Yellowstone County Board of County Commissioners created Yellowstone County Rural Special Improvement District No. 829M to maintain the roads in Golden Willow Subdivision. On December 17, 2019, the Board created Yellowstone County Special Improvement District No. 854 to pave some of the roads in the vicinity of Golden Willow Subdivision. On August 4, 2020, the Board will create Yellowstone County Rural Special Improvement District No. 854M to maintain the roads paved by Yellowstone County Special Improvement District No. 854. Yellowstone County Rural Special Improvement District No. 854M will maintain the same roads maintained by Yellowstone County Rural Special Improvement District No. 829M. The Board does not need two districts to maintain the roads. The Board intends to partially dissolve Yellowstone County Rural Special Improvement District No. 829M to the extent it is required to maintain the roads in Golden Willow Subdivision and transfer the balance of the road portion to 854M leaving \$300 in RSID 829M for dry hydrant maintenance. Yellowstone County Rural Special Improvement District No. 854M will maintain the roads. The Board does not intend to dissolve any other aspect of Yellowstone County Rural Special Improvement District No. 829M.

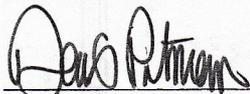
WHEREAS, on June 23, 2020, the Yellowstone County Board of County Commissioners passed a resolution of intent to dissolve a portion of Rural Special Improvement District No. 829M and set a public hearing on the partial dissolution of the District for August 4, 2020. On June 26, 2020, the Yellowstone County Clerk and Recorder mailed notice of the hearing to all property owners in the District. On June 26, 2020 and July 3, 2020, the Yellowstone County Clerk and Recorder published notice of the public hearings in the *Yellowstone County News*. On August 4, 2020, the Board held a public hearing on the partial dissolution of the District. The Board heard comments on the District and considered protests as to the partial dissolution of the District. The Board did not receive enough protests to prevent the partial dissolution of the District. ___ out of ___ property owners protested the partial dissolution of the District. The Board believes that it is in the best interest of the public to partially dissolve the District.

NOW THEREFORE, BE IT RESOLVED,

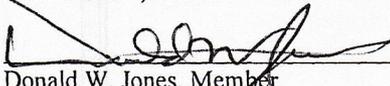
The Yellowstone County Board of County Commissioners partially dissolves Yellowstone County Rural Special Improvement District No. 829M. The Board dissolves the District as to the maintenance of the roads. Yellowstone County Rural Special Improvement District No. 854M will maintain the roads once maintained by the District. The Board does not dissolve any other aspect of the District.

Passed and Adopted on the 4th day of August 2020.

BOARD OF COUNTY COMMISSIONERS, YELLOWSTONE COUNTY, MONTANA



Denis Pitman, Chair



Donald W. Jones, Member



John Ostlund, Member

Attest:



Jeff Martin
Yellowstone County Clerk and Recorder

Resolution No. 20 - 17

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EXHIBIT A

C15159

Street, Weed, Dry Hydrant Maintenance

RSID 829M

D04473

C17123

C17124

GOLDEN WILLOW LN

C17122

C17125

D04475

66TH ST WEST

C15295

C15292

C



D04476

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