

RESOLUTION 2020 - 68

**A RESOLUTION TO LEVY AND ASSESS AN AMENDED TAX UPON BENEFITED
PROPERTY WITHIN THE SADDLE ROCK FIRE SYSTEM
RURAL IMPROVEMENT DISTRICT NO. 2016-02**

WHEREAS, a resolution of intention to amend the Saddle Rock Fire System Rural Improvement District No. 2016-02 (the "District") was adopted by the Lewis and Clark County Board of Commissioners (Board) on March 5, 2020 as Resolution 2020-11 to (1) amend the boundaries of the District and (2) include the costs associated with weed spraying of the gravel turnaround that provides access to the fire protection system; and

WHEREAS, a resolution to amend this District was adopted by the Board on July 9, 2020 as Resolution 2020-47; and

WHEREAS, this District originally encompassed the boundaries of the Saddle Rock Subdivision and the JAMVAR Subdivision when it was originally created and levied and assessed; and

WHEREAS, the Lorac Subdivision will now be included within the boundaries of this District; and

WHEREAS, this amendment to the District will now levy and assess an annual special assessment on property owners in the Saddle Rock Subdivision, JAMVAR Subdivision, and Lorac Subdivision for maintenance of the fire protection system, which is located in the Saddle Rock Subdivision; and

WHEREAS, the Saddle Rock Subdivision, JAMVAR Subdivision, and Lorac Subdivision satisfied their fire protection requirements under the Lewis and Clark County Subdivision Regulations with this fire protection system during their individual Subdivision review processes; and

WHEREAS, this resolution provides an equitable method for assessing benefited properties in the District based upon the benefits received; and

WHEREAS, Section 7-12-2161 MCA provides that the Board may, before the first Monday in September of each year, adopt a resolution levying and assessing all the property within a district with an equal amount to the whole cost of maintaining, preserving, or repairing the improvements within the district; and

WHEREAS, property owners and persons with property interests within the amended Saddle Rock Fire System Rural Improvement District were notified of the public hearing, through publication and mail, pursuant to Section 7-12-2159 MCA; and

WHEREAS, the maintenance assessment is necessary to cover the costs of maintaining, preserving, or repairing the improvements.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners:

1. That an ongoing maintenance assessment of \$83.33 was perpetually levied and assessed per benefitted property within the amended boundaries of the Saddle Rock Fire System Rural Improvement District each year until otherwise modified by a resolution passed by the Board.

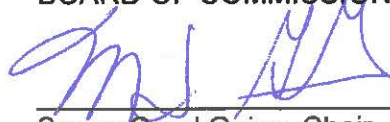


2. That a description of each parcel of land, the name of each owner, if known, and the amount of each estimated annual assessment was listed on Exhibit "A", attached hereto and made a part thereof.

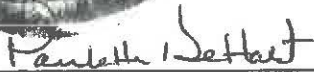
3. That the assessment amount contained on the attached Exhibit "A" shall be made in two equal payments by the day and month specified on the annual tax notice. Payments made after the specified dates are delinquent. Assessments will be placed on tax bills in the next available tax year.

PASSED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS on this 20th Day of August, 2020.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Susan Good Geise, Chair



Paulette DeHart, Clerk of the Board

Attachments: Exhibit - A (Annual Maintenance Assessment)

Exhibit "A" to Resolution No. 2020-68

| <u>Assessment Code</u> | <u>Property Owner(s)</u> | <u>Property Legal Description</u> | <u>Annual Maintenance Assessment</u> |
|------------------------|---|--|--------------------------------------|
| 47003 | CANNEY, JON & HEATHER | JAMVAR MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 30-A, ACRES 5.04, COS 3293801 | \$83.33 |
| 21544 | HELSETH, CHRISTOPHER H & KIMBERLY K | JAMVAR MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 30-B, ACRES 5.03, COS 3293801 | \$83.33 |
| 47004 | ENFIELD, MARY JO & DAN | JAMVAR MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 30-C, ACRES 5.03, COS 3293801 | \$83.33 |
| 47005 | FORTY, JUSTIN & SHANELLE E | JAMVAR MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 30-D, ACRES 5.03, COS 3293801 | \$83.33 |
| 40456 | NEIL, KENNETH & HINES, SHIRLEY D | LORAC MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 32-A, ACRES 5.02, COS 3315084 | \$83.33 |
| 47354 | PFEIFFER, FRED L & VIOLET A | LORAC MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 32-B, ACRES 5.02, COS 3315084 | \$83.33 |
| 47355 | ANDRIOLO, JOSEPH & MORGAN | LORAC MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 32-C, ACRES 5.03, COS 3315084 | \$83.33 |
| 47356 | SHIELDS, JOSHUA WICKER | LORAC MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 32-D, ACRES 5.03, COS 3315084 | \$83.33 |
| 26734 | FLOERCHINGER, MARK | SADDLE ROCK MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 20-1, ACRES 5.06, COS #3329523 | \$83.33 |
| 47624 | FLOERCHINGER, MARK | SADDLE ROCK MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 20-2, ACRES 5.06, COS #3329523 | \$83.33 |
| 47625 | FLOERCHINGER, MARK | SADDLE ROCK MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 20-3, ACRES 5.07, COS #3329523 | \$83.33 |
| 47626 | MILLER, FITZPATRICK PAXTON & MOORE, CHRISTINE | SADDLE ROCK MINOR SUBDIVISION, S10, T11 N, R03 W, Lot 20-4, ACRES 5.06, COS #3329523 | \$83.33 |