

YELLOWSTONE COUNTY BOARD OF COUNTY COMMISSIONERS

Resolution No. 25- 94

Resolution to Dissolve Yellowstone County Rural Special Improvement District No. 783

WHEREAS, pursuant to Sections 7-12-2124 of the Montana Code Annotated, a board of county commissioners has the authority to dissolve a rural special improvement district. To dissolve a district a board of county commissioners passes a resolution of intent to dissolve the district, sets a public hearing on the dissolution, mails notice of the public hearing to the landowners in the district, publishes notice of the public hearing, receives protests on the dissolution, receives comments on the dissolution, holds a public hearing, considers the protests and comments and passes a resolution to dissolve the district. A board of county commissioners can only dissolve a district if it would be in the best interest of the public, the district can pay its debts and enough landowners have not protested the dissolution.

WHEREAS, the Yellowstone County Board of County Commissioners created Yellowstone County Rural Special Improvement District No. 783 for the purpose of constructing certain local improvements and financing the costs thereof. Resolution 10-18 created Rural Special Improvement District No. 783. The Resolution states after construction of the water lines, the ownership and responsibility for maintenance of the water lines will be transferred by the County to the County Water District of Billings Heights. Attached is a copy of the resolution that created the District, a map of the District, a list of the properties and property owners in the District and the funds currently held by the County for the District.

WHEREAS, on June 26, 2025, the Yellowstone County Board of County Commissioners passed a resolution of intent to dissolve Yellowstone County Rural Special Improvement District No. 783 and set a public hearing on the dissolution for August 5, 2025. On July 4, 2025 and July 11, 2025, the Yellowstone County Clerk and Recorder published notice of the public hearing. On July 3, 2025, the Clerk and Recorder mail notice of the public hearing to the landowners in the District. On August 5, 2025, the Board held a public hearing on the dissolution. The Board determined it would be in the best interest of the public to dissolve the District. Final assessments were completed in tax year 2024. All assessment payments have been received and all debt requirements have been satisfied. The District can pay its debts. Not enough landowners protested the dissolution of the District.

NOW THEREFORE, BE IT RESOLVED,

The Yellowstone County Board of County Commissioners dissolves Yellowstone County Rural Special Improvement District No. 783. The District is not needed. The Board orders the Yellowstone County Clerk and Recorder to mail notice of the resolution to the landowners in the District. The Board orders the Yellowstone County Finance Department to pay the debts of the District and to transfer any remaining funds to the County Water District of Billings Heights in accordance with resolution 10-18.

Passed and Adopted on the 5th day of August 2025.

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA

Mark Morse, Chair

Michael J. Waters, Member

Chris White, Member

ATTEST:

Jeff Martin, Clerk and Recorder

YELLOWSTONE COUNTY BOARD OF COUNTY COMMISSIONERS

Affidavit of Notice of Public Hearing

STATE OF MONTANA)
 : ss.
County of Yellowstone)

Jeff Martin, being first duly sworn, deposes and says:

I am the Yellowstone County Clerk and Recorder. I am the Secretary for the Yellowstone County Board of County Commissioners. On June 26, 2025, the Board passed a resolution of intent to dissolve Yellowstone County Rural Special Improvement District No. 783 and set a public hearing on the dissolution for August 5, 2025. It ordered me to publish notice of the public hearing, mail notice of the public hearing to all property owners within the District, receive written comments and protests on the dissolution of the District and provide the comments and protests to the Board before the hearing.

In compliance with the order, on July 4, 2025 and July 11, 2025, I published notice of the public hearing in the *Yellowstone County News*. Attached is a copy of the notice published. On July 3, 2025, I mailed notice of the public hearing to the landowners in the District. Attached is a copy of the letter sent. From July 3, 2025 through August 4, 2025, I received protests on the dissolution of the District from the landowners in the District. I received _____ protests. From July 3, 2025 through August 4, 2025, I received comments on the dissolution of the district. I received _____ comments. I provided the protests and comments to the Board prior to the hearing.

Jeff Martin
Yellowstone County Clerk and Recorder

SUBSCRIBED AND SWORN to before me this 5th day of August 2025.
