

YELLOWSTONE COUNTY BOARD OF COUNTY COMMISSIONERS

Resolution No. 20-19

Resolution to Dissolve Yellowstone County Rural Special Improvement District No. 714M

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 2003, the Yellowstone County Board of County Commissioners created Yellowstone County Rural Special Improvement District No. 714M to maintain the roads in Sunny Cove Fruit Farms Subdivision (See Exhibit A). On December 17, 2019, the Board created Yellowstone County Special Improvement District No. 854 to pave some of the roads in the vicinity of Sunny Cove Fruit Farms 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. 714M. The Board does not need two districts to maintain the roads. The Board intends to dissolve Yellowstone County Rural Special Improvement District No. 714M to maintain the roads in Sunny Cove Subdivision and transfer the balance of 714M to RSID 854M. Yellowstone County Rural Special Improvement District No. 854M will maintain the roads.

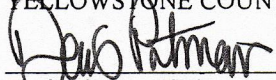
WHEREAS, on June 23, 2020, the Yellowstone County Board of County Commissioners passed a resolution of intent to dissolve Rural Special Improvement District No. 714M and set a public hearing on the dissolution of the District for August 4, 2020. On June 26, 2020, the Yellowstone County Clerk and Recorder 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 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 ___ out of ___ 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.

NOW THEREFORE, BE IT RESOLVED,

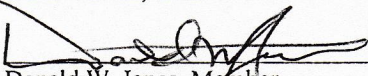
The Yellowstone County Board of County Commissioners dissolves Yellowstone County Rural Special Improvement District No. 714M. Yellowstone County Rural Special Improvement District No. 854M will maintain the roads once maintained by the District.

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


BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA



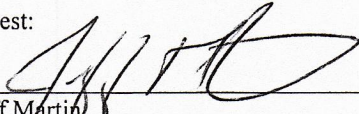
Denis Pitman, Chair



Donald W. Jones, Member



John Ostlund, Member

Attest:


Jeff Martin
Yellowstone County Clerk and Recorder

EXHIBIT A

D04430

D04439

D04425

RSID 714M
Street Maintenance

D04431A

D04438A

D04438

D04446

This document is intended for informational purposes only and is not guaranteed to be accurate nor current.

D04447

D04432

D04437

D04448

