

**RESOLUTION NO. 09-7/**

**RESOLUTION CREATING RURAL SPECIAL IMPROVEMENT MAINTENANCE  
DISTRICT KNOWN AS R.S.I.D. #784M  
(WHISPERING MEADOWS SUBDIVISION, 2<sup>ND</sup> FILING)**

WHEREAS, the Board of County Commissioners of Yellowstone County, Montana, have been presented with a valid petition to create a Rural Special Improvement Maintenance District which shall be known as R.S.I.D. #784M for Whispering Meadows Subdivision, 2<sup>nd</sup> Filing, described in Exhibit B as Lots 1-5, Block 1 of Whispering Meadows Subdivision, 2<sup>nd</sup> Filing and more particularly shown in Exhibit A (map) and,

WHEREAS, under MCA 7-12-2102(2), a petition was presented to create a rural special improvement district that contains the consent of all (100%) of the owners of property to be included in the district (Exhibit E);

WHEREAS, the Board of County Commissioners finds, determines and declares:

1. That the public interest or convenience requires the creation of a Rural Special Improvement Maintenance District as hereinafter described;
2. That the costs of providing for road, weed control and drainage ditches/culverts maintenance shall be borne by owners of the property included within the boundaries of the Rural Special Improvement Maintenance District with all existing and future lots being assessed on a per lot basis (Exhibit D);
3. That the purpose of forming the District is to provide for road, weed control, and drainage ditches/culverts maintenance;
4. That the Commissioners have been presented with a valid Petition to create the proposed District;

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

1. The Commissioners have acquired jurisdiction to create a Rural Special Improvement Maintenance District No. 784M to provide for road, weed control and drainage ditches/culverts maintenance within the district. The estimated costs shown (see Exhibit C) do not preclude other eligible expenditures for road, weed control and drainage ditches/culverts maintenance.
2. All of the costs of the District shall be assessed equally on a per lot basis for all existing and future lots (see Exhibit B & D). The boundaries of this District are shown on the map attached as Exhibit A and described in Exhibit B.
3. The number of the Rural Special Improvement Maintenance District thereof shall be No. 784M.

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Resolution Creating  
R.S.I.D. #784M

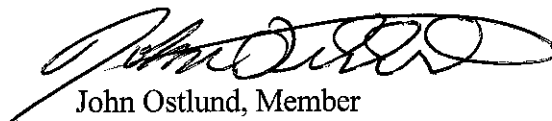
4. The Commissioners desire that an Ad Hoc Committee be appointed to make recommendations to the Commissioners with regard to the need for assessments to be made for maintenance, the amount of the assessments, and how the assessments should be spent. The Commissioners ask that the Petitioners submit a list of some individuals who are willing to serve on the Ad Hoc Committee (Exhibit F).

PASSED AND ADOPTED by the Board of County Commissioners of Yellowstone County, Montana, this 27<sup>th</sup> day of October, 2009.


Board of County Commissioners  
Yellowstone County, Montana

(SEAL)

  
Bill Kennedy, Chair

  
John Ostlund, Member

ATTEST:

  
Tony Nave  
Clerk and Recorder

  
James E. Reno, Member

**PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)**

**EXHIBIT A**

**MAPS OF RURAL SPECIAL IMPROVEMENT DISTRICT BOUNDARY (ATTACHED)**

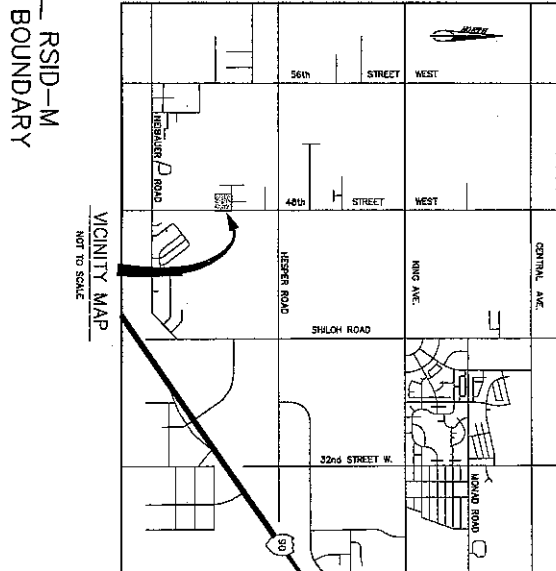
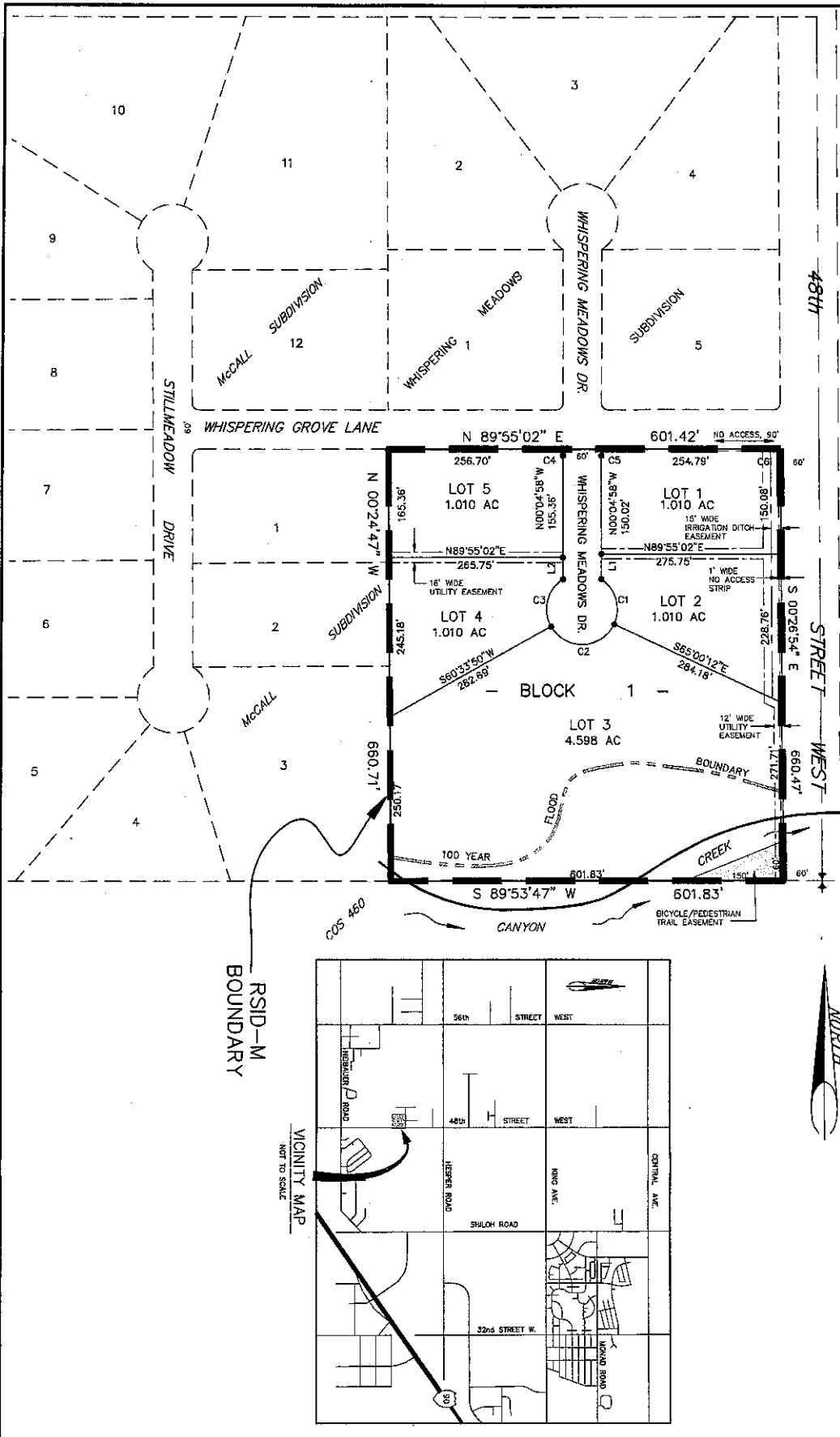
# EXHIBIT A

PREPARED FOR : JAMES ESPY  
 PREPARED BY : SANDERSON STEWART  
 SCALE : 1" = 150'

## WHISPERING MEADOWS SUBDIVISION, 2ND FILING

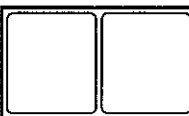
RSID-M BOUNDARY EXHIBIT  
 BEING TRACT 1, C.O.S. 2781 M  
 SITUATED IN THE NE 1/4 OF SECTION 21, T. 1 S., R. 25 E., P.M.M.  
 YELLOWSTONE COUNTY, MONTANA

FEBRUARY, 2009  
 BILLINGS, MONTANA



DATE	2/2/09
BY	JAMES ESPY
FOR	SANDERSON STEWART
PROJECT	WHISPERING MEADOWS SUBDIVISION, 2ND FILING
SHEET	1 OF 1

WHISPERING MEADOWS SUBDIVISION, 2ND FILING  
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 YELLOWSTONE COUNTY, MONTANA  
 RSID-M BOUNDARY EXHIBIT



**SANDERSON STEWART**  
 www.sanderSONstewart.com

**PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)**

**EXHIBIT B**

**LEGAL DESCRIPTIONS AND OWNERSHIP REPORTS (ATTACHED)**

Whispering Meadows Subdivision, Second Filing

Being the following lots, all in Whispering Meadows Subdivision, Second Filing in Yellowstone County according to the official plat on file in the office of the Clerk and Recorder of Yellowstone County, Montana:

Lots 1-5, Block 1

# EXHIBIT C

## PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT

### SECTION C ESTIMATED ANNUAL MAINTENANCE COST

#### STREET/STORMWATER DRAINAGE FACILITIES:

	MAINTENANCE ACTIVITY	ESTIMATED ANNUAL COST
1	ROADSIDE WEED CONTROL	\$100.00
2	SNOW PLOWING (3 PLOWS/YEAR)	\$600.00
3	CHIP SEAL (EVERY 7 YEARS) *	\$804.02
4	MISC. MAINTENANCE (POTHoles, CRACK SEALING, ETC.)	\$100.00
5	MAINTAIN DRAINAGE DITCHES & CULVERTS	\$100.00

SUBTOTAL = 

\$1,704.02
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\*Yellowstone County Public Works recommends an annual assessment of \$0.04661/ft<sup>2</sup> of pavement for future chip seal. Estimate based on approximately 17,250 SF of road. Estimate includes maintenance on 24 ft wide by 300 ft long section of Whispering Meadows Drive and 12 ft wide by 600 ft long section of Whispering Grove Lane

TOTAL ESTIMATED ANNUAL MAINTENANCE COST =	\$1,704.02
TOTAL NUMBER OF ASSESSMENT UNITS (# OF LOTS) =	5
ESTIMATED ANNUAL MAINTENANCE COST PER LOT =	\$340.80
ESTIMATED MONTHLY MAINTENANCE COST PER LOT =	\$28.40

#### NOTE:

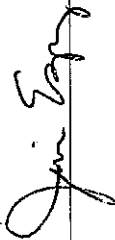
ESTIMATED ANNUAL MAINTENANCE COSTS HAVE BEEN PROVIDED FOR THE PURPOSE OF ESTABLISHING A MAINTENANCE AND OPERATION BUDGET FOR THE PUBLIC SUBDIVISION FACILITIES. ANNUAL ASSESSMENTS MAY NEED TO BE ADJUSTED UP OR DOWN BY THE RSID-M AD-HOC COMMITTEE IN THE FUTURE, BASED ON ACTUAL COSTS INCURRED TO MAINTAIN AND OPERATE SUBDIVISION FACILITIES.



**PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)  
EXHIBIT E**

**PETITION FOR CREATION OF RSID**

WE, THE UNDERSIGNED property owners, hereby provide the following information for consideration in the possible creation of an RSID. It is our understanding that if support exists for the RSID, information will be provided to the County and a public hearing scheduled regarding the creation of this district. Following the hearing, the County Commissioners shall take action on whether or not to create the district. Should the Commissioners create the districts, WE, as property owners, understand that we shall bear the costs of the districts as formally approved by the Commissioners.

Property Owner Printed Name(s) Signature(s) Required	Complete Mailing Address Street, City, State, & Zip	Properties Owned Lot & Block, Subdivision or C/S	In Favor	Opposed	Method of Assessment		
					Equal Amount	Front Footage	Square Footage
James Espy, Owner 	James Espy P.O. Box 1992 Billings, MT 59103	All lots within Whispering Meadows 2 <sup>nd</sup> Filing	X		X		


Note: Please make additional copies as needed.



PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

EXHIBIT F

PROPOSED RURAL SPECIAL IMPROVEMENT DISTRICT  
RECOMMENDATIONS FOR AD HOC COMMITTEE

	NAME	TELEPHONE NUMBER
1.	James Espy Printed Name	406/ 256-0880
	 Signature	
2.	_____ Printed Name	_____
	_____ Signature	
3.	_____ Printed Name	_____
	_____ Signature	