

RESOLUTION NO. 09-78

**RESOLUTION CREATING RURAL SPECIAL IMPROVEMENT MAINTENANCE
DISTRICT KNOWN AS R.S.I.D. #786M
(GRIZZLY CREEK ESTATES SUBDIVISION)**

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. #786M for Grizzly Creek Estates Subdivision, described in Exhibit B as Lots 1-13, Block 1 and Lots 1-3, Block 2 of Grizzly Creek Estates Subdivision 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, stormwater drainage facilities and fire protection facilities 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, stormwater drainage facilities and fire protection facilities 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. 786M to provide for road, weed control, stormwater drainage facilities and fire protection facilities maintenance within the district. The estimated costs shown (see Exhibit C) do not preclude other eligible expenditures for road, weed control, stormwater drainage facilities and fire protection facilities 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. 786M.


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R.S.I.D. #786M

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).

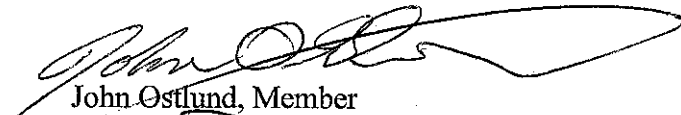
PASSED AND ADOPTED by the Board of County Commissioners of Yellowstone County, Montana, this 15 day of December, 2009.

Board of County Commissioners
Yellowstone County, Montana

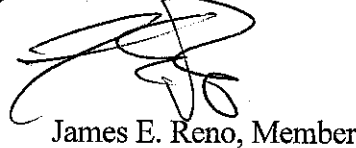
(SEAL)



Bill Kennedy, Chair

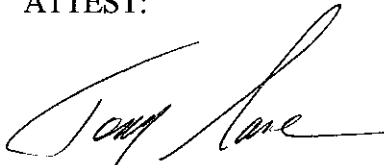


John Ostlund, Member



James E. Reno, Member

ATTEST:



Tony Nave
Clerk and Recorder

EXHIBIT A

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION A

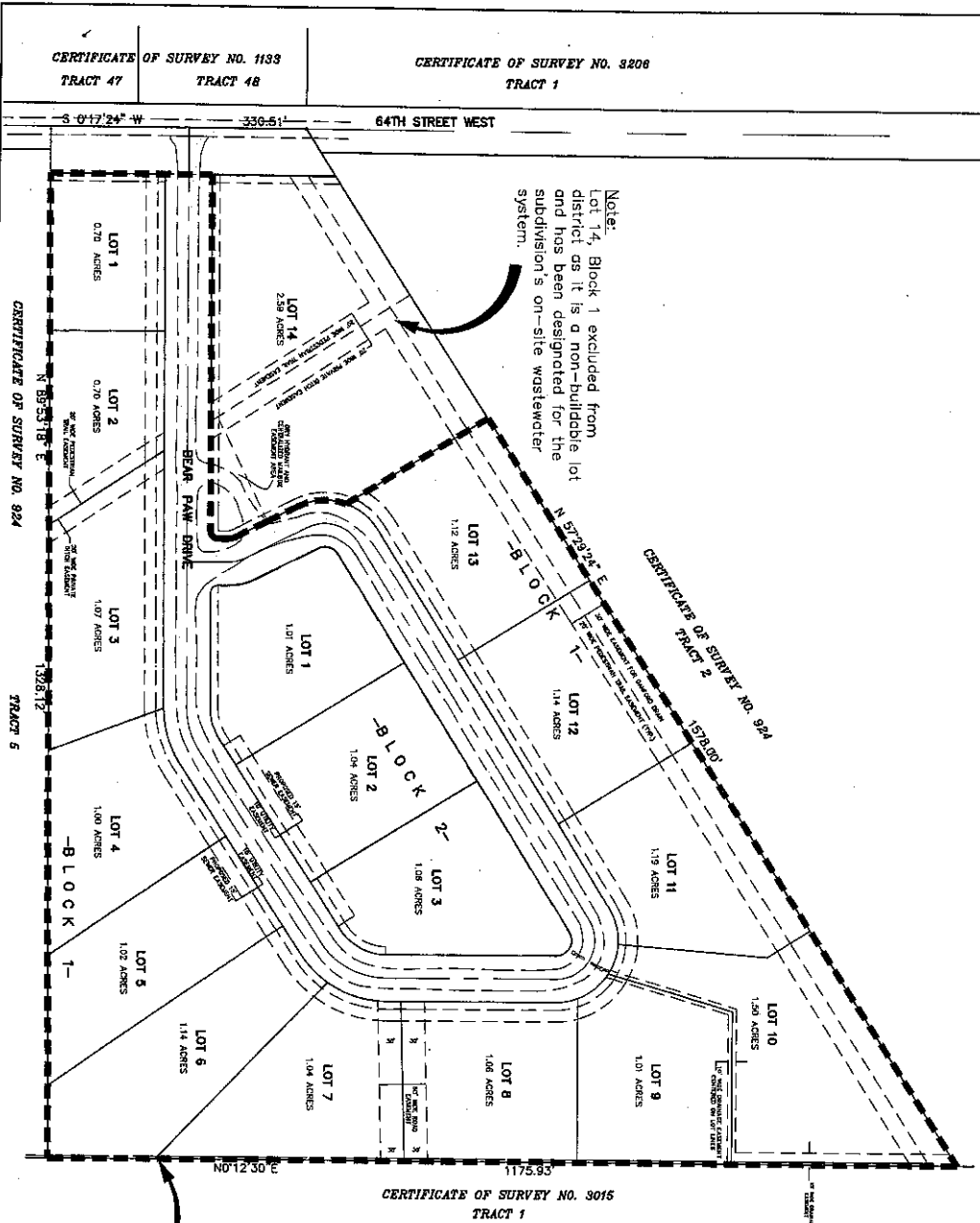
MAPS OF RURAL SPECIAL IMPROVEMENT DISTRICT BOUNDARY (ATTACHED)

EXHIBIT A

BOUNDARY EXHIBIT OF RURAL SPECIAL IMPROVEMENT DISTRICT FOR MAINTENANCE (RSID-M) FOR
GRIZZLY CREEK ESTATES SUBDIVISION
 SITUATED IN THE SW 1/4 OF SEC. 29, T. 1 S., R. 25 E., P.M.M.
 YELLOWSTONE COUNTY, MONTANA

PREPARED FOR : JERLMAR ASSOCIATES, LLC
 PREPARED BY : SANDERSON STEWART

SEPTEMBER, 2009
 BILLINGS, MONTANA



Note:
 Lot 14, Block 1 excluded from district as it is a non-buildable lot and has been designated for the subdivision's on-site wastewater system.

Note:
 THE RURAL SPECIAL IMPROVEMENT DISTRICT FOR MAINTENANCE (RSID-M), shall provide for perpetual maintenance of all subdivision improvements which benefit the subdivision and are located within the dedicated public right-of-way and designated easements including but not limited to street, stormwater drainage, pedestrian trails and fire protection.



R.S.I.D. BOUNDARY (TYP)

DATE	11-23-09
SCALE	1" = 150'
PROJECT NO.	2009-001
CLIENT	JERLMAR ASSOCIATES, LLC
DRAWN BY	W. STEWART
CHECKED BY	W. STEWART
DATE	11-23-09

GRIZZLY CREEK ESTATES SUBDIVISION
 YELLOWSTONE COUNTY, MONTANA
 BOUNDARY EXHIBIT OF RURAL SPECIAL IMPROVEMENT DISTRICT FOR MAINTENANCE (RSID-M)



SANDERSON STEWART
 www.sandersonstewart.com

EXHIBIT B

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION B LEGAL DESCRIPTIONS AND OWNERSHIP REPORTS (ATTACHED)

Grizzly Creek Estates Subdivision

Being the following lots, all in Grizzly Creek Estates Subdivision in Yellowstone County according to the official plat on file in the office of the Clerk and Recorder of Yellowstone County, Montana:

Lots 1 through 13, Block 1
Lots 1 through 3, Block 2
(Lot 14, Block 1 excluded)

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	\$250.00
2	SNOW PLOWING (3 PLOWS/YEAR)	\$1,200.00
3	CHIP SEAL (EVERY 7 YEARS) *	\$3,045.96
4	MISC. MAINTENANCE (POTHoles, CRACK SEALING, ETC.)	\$250.00
5	MAINTAIN DRAINAGE DITCHES, SWALES, DETENTION/RETENTION AREAS	\$250.00
6	MAINTAIN DRAINAGE STRUCTURES AND CULVERTS	\$250.00

SUBTOTAL = \$5,245.96

*Yellowstone County Public Works recommends an annual assessment of \$0.04661/ft² of pavement for future chip seal. Estimate based on approximately 65,350 SF of road which equals an annual assessment of \$3,045.96

FIRE PROTECTION FACILITIES:

	MAINTENANCE ACTIVITY	ESTIMATED ANNUAL COST
1	MAINTAIN DRY HYDRANT STRUCTURES AND WATER LEVEL	\$250.00

SUBTOTAL = \$250.00

TOTAL ESTIMATED ANNUAL MAINTENANCE COST =	\$5,495.96
TOTAL NUMBER OF ASSESSMENT UNITS (# OF LOTS) =	16
ESTIMATED ANNUAL MAINTENANCE COST PER LOT =	\$343.50
ESTIMATED MONTHLY MAINTENANCE COST PER LOT =	\$28.62

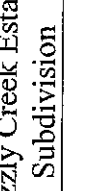
NOTE:

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)

**SECTION 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
Larry Aalgaard, Owner Jerlamar Associates, LLC 	Jerlamar Associates, Inc. 2110 Ridgeview Drive Billings, MT 59105	All lots within Grizzly Creek Estates Subdivision	X		X		

Note: Please make additional copies as needed.

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION F
PROPOSED RURAL SPECIAL IMPROVEMENT DISTRICT
RECOMMENDATIONS FOR AD HOC COMMITTEE

	NAME	TELEPHONE NUMBER
1.	Larry Aalgaard Printed Name	406/ 855-2080
	 Signature	

2.	_____ Printed Name	_____
	_____ Signature	

3.	_____ Printed Name	_____
	_____ Signature	