

RESOLUTION NO. **02-17898**

A RESOLUTION LEVYING AND ASSESSING ALL PROPERTY WITHIN PARK MAINTENANCE DISTRICTS AN AMOUNT EQUAL TO THE COST OF MAINTAINING THE IMPROVEMENTS WITHIN SAID PARK MAINTENANCE DISTRICTS, PROVIDING FOR NOTICE, PROVISIONAL ADOPTION AND FINAL ADOPTION.

WHEREAS, certain Park Maintenance Districts within the City have been created and constructed, and

WHEREAS, certain improvements within those Park Maintenance Districts require maintenance, and

WHEREAS, M.C.A. Section 7-12-4162 provides that the City may levy and assess the costs of maintenance against said districts.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, AS FOLLOWS:

1. MAINTENANCE OF IMPROVEMENTS. Certain improvements including trees, shrubs, grass and care thereof require maintenance with certain Park Maintenance Districts.

2. MAINTENANCE DISTRICT BOUNDARIES. The boundaries of the park maintenance districts are established by resolution and are on file in the City Clerk's office.

3. ASSESSMENT METHOD. The entire maintenance costs shall be assessed against the entire district, each lot or parcel of land within said district to be assessed for that part of the whole costs which its area bears to the area of the entire district exclusive of streets, avenues, alleys and public places all as provided in M.C.A. Section 7-12-4162.

4. COST OF MAINTENANCE. The City Council estimates that the cost of maintenance for the annual season of 2002 for the following Park Maintenance Districts is:

Park Maintenance District	PMD No.	Assess Rate X Square Feet
Harvest Park	4001	.023145
Olympic Park	4002	.020410
Parkland West	4003	.015442
Gregory Hills	4004	.006348
High Sierra	4005	.007013
Forest Park	4006	.004221
Woodland Commerce	4007	.010531
Terra West Subd.	4008	.011096
Aspen Grove Subd.	4009	.005371
Lakeview Subd.	4010	.002505
Montana Avenue PMD	4011	.021051
Circle 50 PMD	4012	.007306
N Broadway PMD	4013	.028649
Howard Heights	4015	.001323
Mission United	4016	.003463
South Gate	4017	.004478

5. DISPOSITION OF COLLECTIONS. The monies collected from the tax shall be paid into the respective Park Maintenance Funds.

6. NOTICE OF HEARING. On Monday, **September 23, 2002** at 7:30 o'clock p.m., or as soon thereafter as the matter may be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council will hear objections to the adoption of this resolution. The City Clerk is hereby directed to publish notice thereof twice, at least five (5) days prior to the hearing, in the Billings Times.

7. CERTIFICATION. The City Clerk is hereby directed upon final passage and approval of this Resolution to certify a copy thereof to the City Finance Director of the City of Billings, Montana, who shall certify a copy to the Yellowstone County Treasurer and a copy to the Yellowstone County Assessor.

8. EFFECTIVE DATE. This Resolution shall be effective upon adoption.

The foregoing Resolution No. 02 - 17898 was FINALLY ADOPTED by the City Council and APPROVED on the **23rd** day of **September, 2002**.

CITY OF BILLINGS:

BY: _____
Charles F. Tooley, MAYOR

ATTEST:

BY: _____
Marita Herold, CMC CITY CLERK