

RESOLUTION 05-18298

A RESOLUTION LEVYING AND ASSESSING ARTERIAL CONSTRUCTION FEES FOR PROPERTIES WITHIN THE CITY OF BILLINGS, PROVIDING FOR NOTICE, HEARING AND FINAL ADOPTION

WHEREAS, the Billings, Montana City Code did establish the rate table for Arterial Construction Fee assessments; and

WHEREAS, extension of these charges have been made on individual properties to be assessed annually.

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

1. ANNUAL ARTERIAL CONSTRUCTION FEE FOR FISCAL YEAR 2006. That for the purpose of paying the cost of construction and/or reconstruction of arterial roadways and depreciation and replacement of arterial roadways to provide safe facilities on which citizens and visitors may travel, including the principal and interest on all revenue bonds to be issued for that purpose, as authorized by MCA Title 7 Chapter 7 Part 44 or Title 7 Chapter 13 Part 43, as amended, an annual arterial construction fee is imposed for the fiscal year 2006, upon all premises (improved and unimproved lots) as identified in the city's property tax record files. Rates are hereby levied and assessed as listed and described on EXHIBIT "A" attached hereto and by this reference said exhibit is made a part hereof.

2. EXEMPTION. Arterial Construction Fee assessments shall not be paid by the City General Fund, Public Safety Fund, Library Fund, or MET Transit Fund.

3. DISPOSITIONS OF COLLECTIONS. Monies collected from taxes shall be paid into the municipal arterial construction system fund, of Billings, Montana.

4. NOTICE OF HEARING. On Monday, June 13 2005, at 6:30 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 published notice hereof twice, on June 2 and June 9, 2005, in the Billings Times.

5. CERTIFICATION. The City Clerk is hereby directed upon final passage and approval of this resolution to certify a copy thereof to the City Administrator of the City of Billings, Montana, who shall certify a copy to the Yellowstone County Clerk and a copy to the Yellowstone County Assessor.

6. EFFECTIVE DATE. This resolution shall be effective upon adoption.

ADOPTED and APPROVED by the City Council on the 27th day of June, 2005

CITY OF BILLINGS:

BY: *Charles F. Tooley*
Charles F. Tooley, MAYOR

ATTEST

BY: *Susan Shulke*
Marita Herold, CMC/AAE CITY CLERK



Exhibit A

Arterial Construction Fee

ZONE	RATE
VACANT	988.00 Cap Per Sq. Ft.
AT RATE	0.00125
P	0.00212
R-96	0.00371
R-80	0.00404
R-70	0.00425
RMH	0.00477
R-50	0.00512
PD	0.00585
R-60	0.00638
RP	0.00692
RMF-R	0.00721
RMF	0.00748
NCL	0.00769
NC	0.00824
ELC	0.00824
MCPZD	0.00850
CC	0.00879
ELG	0.00902
PZD	0.00892
HC	0.00902
CI	0.00960
HI	0.01068
CBD	0.01279
ELI	0.00902