

RESOLUTION NO. 05-18343

A RESOLUTION LEVYING A SPECIAL ASSESSMENT TAX UPON ALL BENEFITED PROPERTY IN A SPECIAL IMPROVEMENT DISTRICT OR PROJECT KNOWN AS SW 2402, IN THE CITY OF BILLINGS, MONTANA.

WHEREAS, the City created a special improvement district or project known as SW 2402 and;

WHEREAS, it is necessary to levy a special assessment tax upon each benefited property in the district or project area to defray the cost and expenses of said district or project; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Billings, Montana as follows:

SECTION 1: LEVY AND ASSESSMENT. That for the purpose of defraying the cost and expense of making improvements in a special improvement district or project known as SW 2402 of the City of Billings, Montana, there is hereby levied and assessed upon each lot or parcel of land described below, owned by persons respectively indicated, a special assessment tax payable in semi-annual installments with interest. Each lot and parcel assessed and the owner thereof is hereinafter described:

Tax Code /Owner Name /Legal Description	Assessment Amount	Interest Rate	Years Assessed
A02132 KIRBY, DOUGLAS G & SUSAN M TRAINA L:1-4 B:303 BILLINGS ORIG TOWN 1ST ADD	\$1,222.63	4.300	12
A02132A JORDAN, MALINDA J & GEORGE LT 5-6 BLK 303 BILLINGS 1ST ADD	\$1,781.11	4.300	12
A02133 MYERS, JUDY (1/2 INTEREST) & LTS 7&8 BLK 303 FIRST ADDITION BILLINGS	\$732.53	4.300	12
A02134 STIFFFARM, BENJAMIN & IDA D L:9 & 10 B:303 BILLINGS ORIGINAL 1ST ADD	\$906.89	4.300	12
A02135 DUANE & SHIRLEY McDERMOTT LIV TRUST L:11 & 12 B:303 BILLINGS ORIG 1ST ADD	\$808.21	4.300	12

A16451	\$1,131.40	4.300	12
WATT, JOHN L			
COS 536 .26 AC			
A16452	\$599.39	4.300	12
COLEMAN, JAMES G			
TR A COS 449			
A16453	\$532.62	4.300	12
COLEMAN, JAMES G			
TR B COS 449			
A16454	\$859.44	4.300	12
HUDSON, LESTER E & DEBORAH J			
S FRAC 50 FT X 150 FT BLK 305	BILLINGS 1ST ADD		
A16455	\$2,612.20	4.300	12
KUNKEL, CAL N			
N FRAC 100'X 150'LOCATED IN BLK 305	BILLINGS FIRST ADD & SUNNYSIDE SUB		
A16460	\$847.71	4.300	12
WEST, BRYAN K &			
S50 FT N100 FT LT 1 BLK 14 SUNNYSIDE	SUBD 3RD FILING		
A16461	\$770.14	4.300	12
JOHNSON, ADELINE M			
S50 FT N2 LT 1 BLK 14 SUNNYSIDE SUBD	3RD FILING		
A16462	\$988.42	4.300	12
RUX, ROBERT E JR & JULIE A			
N50 FT S2 LT 1 BLK 14 SUNNYSIDE SUBD	3RD FILING		
A16463	\$2,310.54	4.300	12
RUSSELL, THOMAS W & LOIS J			
S100 FT LT 1 BLK 14 SUNNYSIDE SUBD	3RD FILING		
A16475	\$1,022.11	4.300	12
HARDT, MARK D & BEVERLY FISCHER			
N50 FT LT 4 BLK 14 SUNNYSIDE SUBD	3RD FILING		
A16476	\$1,685.05	4.300	12
ZACCAGNINI, GARY			
S100 FT N2 LT 4 BLK 14 SUNNYSIDE	SUBD 3RD FILING		
A16477	\$2,439.64	4.300	12
MACKIN, ROBERT B &			
S150 FT LT 4 BLK 14 SUNNYSIDE SUBD	3RD FILING		
A16478	\$1,714.72	4.300	12
WAGNER, BENJAMIN R			
TR A COS 262			
A16579	\$1,148.09	4.300	12
WILSON, ANDREW E			
LT 1 BLK 15 AMND LT 2 BLK 1 SUNNYSIDE	SUBD 3RD FILING		

A16580	\$783.61	4.300	12
KING, LESLIE			
N40' LT 3 BLK 1 SUNNYSIDE SUBD 3RD	FILING AMND LT 1 BLK 15		
A16581	\$1,106.27	4.300	12
POTTER, CHERYL L			
S50 FT LT 3 BLK 1 AMND LT 1 BLK 15	SUNNYSIDE SUBD 3RD FILING		
A16582	\$1,211.92	4.300	12
GROSS, TIMOTHY D			
LT 4 BLK 15 SUNNYSIDE SUBD 3RD FILING			
A16583	\$555.55	4.300	12
COCHRAN, MARY H			
LT 5 BLK 1 SUNNYSIDE SUBD 3RD FILING			
D01324	\$27,895.68	4.300	12
SCHOOL DISTRICT #2			
**C/S 65	SWSE4 SEC 5-1S-26E		
D01327	\$5,048.74	4.300	12
SCHOOL DISTRICT #2			
TRCTS 1 AND 2 C/S 476 ALSO ADM	BLDG ON C/S 614 WASHINGTON SC		
D05780	\$425.33	4.300	12
BERNHART, GORDON R			
W2 OF N 50 FT OF S 320 FT OF	LT 7		
D05781	\$839.61	4.300	12
BENNETT, DONNA C			
N 50 FT OF S 100 FT OF N 340	FT OF LT 7 BURNSTEAD SUB		
D05782	\$940.02	4.300	12
HEREIM, RICHARD M			
S50 FT OF N340 FT OF LT 7 BURNSTEAD			
D05783	\$1,391.17	4.300	12
MCGARRY, RICHARD			
N 60 FT OF S 170 FT OF W 1/2	OF 7		
D05784	\$2,211.80	4.300	12
POPP, HONEY JO			
S 110 FT OF W 1/2 OF LT 7			
D05786	\$635.55	4.300	12
SHAFTER JAMES F & DIANNA L			
N2N2 LT 8 BURNSTEAD SUB			
D05787	\$1,669.94	4.300	12
BATTENSCHLAG, NELSON R			
S2N2 OF LT 8			
D05788	\$1,797.95	4.300	12
BATTENSCHLAG, NELSON R			
N 1/2 S1/2 OF LT 8			

D05789	\$1,095.68	4.300	12
PULIAFICO, CHARLES MICHAEL			
S 63.5' LT 8 BURNSTEAD SUB			
D05822	\$2,364.06	4.300	12
JONES, STEPHEN W & TERESA K (ETAL)			
N127.5' L:21 BURNSTEAD SUB (OLD #D959)			
D05824	\$1,107.13	4.300	12
LENNICK BROTHERS ROOFING &			
N50' OF S2 & N2.5'OF W 80'OF S 77.5' OF LOT 21 BURNSTEAD SUBDIVISION			
D05826	\$1,007.24	4.300	12
GIBBS, ROY C & DIANE L			
W 80' OF S 75' L: 21 BURNSTEAD SUB			

SECTION 2: DISPOSITION OF COLLECTION. All monies collected from the assessment shall be paid into a special improvement district or project Fund. Assessments become delinquent based on the semi-annual due dates of real property taxes, currently December 1 and June 1 of each year.

SECTION 3: NOTICE AND HEARING. On Monday, September 26, 2005, at 6:30 p.m., or as soon thereafter as the matter was considered on the agenda of the City Council at a regular meeting held in the Council Chambers of the Police Facility, 220 N. 27th St., Billings, Montana, the City Council held a public hearing to hear comments and/or objections to the adoption of this resolution. The City Clerk published notice of the public hearing twice with at least six (6) days separating each publication in a newspaper of general paid circulation with a periodicals mailing permit.

SECTION 4: CERTIFICATION. The City Clerk is hereby directed upon approval of this resolution to certify a copy to the Finance Manager of the City of Billings, Montana, who shall certify a copy of this resolution to the Yellowstone County Clerk and Recorder and a copy to the Yellowstone County Assessment Office.

SECTION 5: EFFECTIVE DATE. This resolution shall be effective immediately upon approval.

PASSED AND APPROVED this 26th day of September, 2005.

CITY OF BILLINGS:

BY: _____
Charles F. Tooley, Mayor

ATTEST:

BY: _____
Marita Herold, CMC/AAE City Clerk