

RESOLUTION 713

SID#37

A RESOLUTION OF INTENTION TO CREATE A SPECIAL IMPROVEMENT DISTRICT FOR THE PURPOSE OF BUILDING AND HARD-SURFACING HILLSIDE COURT, A PLATTED PUBLIC ROADWAY WITHIN THE CORPORATE LIMITS OF THE CITY OF POLSON, MONTANA, MORE PARTICULARLY DESCRIBED AS THE CONSTRUCTION AND HARD-SURFACING OF HILLSIDE COURT FROM THE INTERSECTION OF 11TH STREET EAST TO THE EASTERLY BOUNDARY OF THE UTILITY SITING TO THE CITY OF POLSON AS SHOWN ON THE OFFICIAL PLAT OF RECORD OF EAST HILLSIDE ADDITION #3, RECORDS OF LAKE COUNTY MT, A DISTANCE OF APPROXIMATELY 600 FEET.

WHEREAS, property owners utilizing Hillside Court, a platted public roadway within the corporate limits of the city of Polson, Montana, have requested that the City of Polson create a special improvement district to build and hard-surface the road beginning at the intersection of 11th Street East to the easterly boundary of the utility siting to the City of Polson as shown on the East Hillside Addition #3 plat of record in the office of the Lake County Clerk and Recorder which lots are more particularly described as:

Lots 1, 2, 3, & 4, Block 3, East Hillside Addition; Lots 1, 2, 3, 4, 5, 6, & 7, East Hillside Addition #2; Lots 2, 3, 4, & 5, East Hillside Addition #3; and Tract 1 on C.O.S. 4611; all of which are located within the corporate limits of the City of Polson, Lake County, MT

WHEREAS, the City Council of the City of Polson, at a regular meeting held on the 16th day of September, 1996 at City Hall in the City of Polson, Montana, duly considered the question of the special improvement district to build and hard-surface the platted public roadway within the corporate limits of the City of Polson more particularly known as Hillside Court as above described, under the following conditions:

1. That affected property owners agree to pay to for the special improvement costs of building and hard surfacing the platted public roadway more particularly described from the intersection of 11th Street East to the easterly boundary of the utility siting to the City of Polson, a distance of approximately 600 feet, as approved by the City of Polson, and;
2. That the City of Polson creates a Special Improvement District to fund the building and hard surfacing of said platted public roadway and that repayment of funds shall begin with fiscal year 1997 taxes, and
3. That construction and hard surfacing will be assessed on a per lot basis and that the per lot cost shall not exceed \$825.00, and
4. That upon completion of the building and hard-surfacing of the roadway aforementioned, the City of Polson will maintain said roadway, and
5. That it is specifically understood that should, after legal advertisement of the Special Improvement District, the per lot cost of construction and hard surfacing exceeds the estimated cost of \$825.00, then the City of Polson shall rescind this resolution of the creation of the subject Special Improvement District.

WHEREAS, it appearing to the City Council of the City of Polson, Montana, that those tracts of land described as Lots 1, 2, 3, & 4, Block 3, East Hillside Addition; Lots 1, 2, 3, 4, 5, 6, & 7, East Hillside Addition #2; Lots 2, 3, 4, & 5, East Hillside Addition #3; and Tract 1 on C.O.S. 4611; all of which are located within the corporate limits of the City of Polson, Lake County, MT, and that a majority of the owners of said tracts of land have petitioned the City of Polson to construct and hard-surface Hillside Court, as hereinabove described, and it appearing to the City Council of said City of Polson that it will be to the best interests of said City and the inhabitants thereof, and the inhabitants of the hereinafter described tracts.

NOW THEREFORE, be it resolved by the City Council of the City of Polson, Lake County, Montana, that it is their intention to construction and hard-surface Hillside Court from the intersection of 11th Street East to the easterly boundary of the utility siting to the City of Polson, Lake County, Montana, to include the tracts of land described as:

Lots 1, 2, 3, & 4, Block 3, East Hillside Addition; Lots 1, 2, 3, 4, 5, 6, & 7, East Hillside Addition #2; Lots 2, 3, 4, & 5, East Hillside Addition #3; and Tract 1 on C.O.S. 4611; all of which are located within the corporate limits of the City of Polson, Lake County, MT

The foregoing Resolution was duly and regularly passed by the City Council of Polson, Montana, and adopted and approved by the Mayor of the City of Polson this 16th day of September, 1996.

CITY OF POLSON

John W. Glueckert

John W. Glueckert, Mayor

ATTEST:

Aggi L. Loeser
Aggi Loeser, City Clerk

State of MT
County of Lake

On this 25th day of September, 1996, before me the undersigned, a Notary Public for the State of Montana, personally appeared Aggi Loeser / John W. Glueckert known by me to be the person(s) whose name(s) is/are subscribed to the above instrument and acknowledged to me that They executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year of this Certificate first above written.

Bonnie Cornett
Notary Public for the State of MT
Residing at Polson
My commission expires 8.19.00