

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 19781

A RESOLUTION LEVYING AN ASSESSMENT FOR THE BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2011

WHEREAS, pursuant to Title 7, chapter 12, part 11, MCA, the City of Helena created a Business Improvement District on August 9, 2010 for a ten year period; and,

WHEREAS, pursuant to §7-12-1132, MCA, the Board of Trustees of said Business Improvement District are to present to the City of Helena Commission a work plan and budget for the fiscal year ensuing from the creation of the Business Improvement District; and,

WHEREAS, the said work plan and budget was submitted to the Helena City Commission by the Board of Trustees of the Helena Business Improvement District on May 10, 2010; and,

WHEREAS, in order to fund said Business Improvement District, it is necessary for the City of Helena to levy an assessment on all property within said Business Improvement District.; and

WHEREAS, a public hearing was held on this matter on the 23rd day of August, 2010, in the City Commission Chambers at 316 North Park Avenue in Helena, Montana

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:

Section 1. The City of Helena hereby levies an assessment on all property within said Business Improvement District. The City Commission finds that the benefits derived by each lot or parcel are disproportional, and therefore pursuant to §7-12-1133, MCA, sets classification criteria with rates set for each classification. The assessment for lots or parcels within each classification is as follows:

Private Property

For each lot, tract or parcel or group of lots, tracts or parcels aggregated for a single residential or commercial use, including accessory parking, and owned privately (“assessed property”):

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1. \$400 per assessed property.
2. \$0.02 per square foot of land area of assessed property.
3. 2.00% of the taxable value of assessed property.

Excluded are lots, tracts or parcels that are vacant with no habitable improvements and not used for commercial purposes.

Public Property

For each lot, tract or parcel or group of lots, tracts or parcels aggregated for a single use, including accessory parking, and owned by a public entity, such as federal, state, county, city, school district and quasi-public entities ("public property"):

1. \$400 per public property.

Excluded are public entity-owned lots, tracts or parcels that are vacant with no habitable improvements and public parks and squares.

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA,
MONTANA, THIS 23rd DAY OF AUGUST, 2010.**

/S/ James E. Smith
MAYOR

ATTEST:

/S/ Debbie Havens
CLERK OF THE COMMISSION