

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 19816

A RESOLUTION ESTABLISHING THE FEE TO BE CHARGED TO PLOT USERS IN THE WAUKESHA COMMUNITY GARDEN

WHEREAS, the City of Helena is committed to providing gardening opportunities for the physical and social benefit of city residents; and

WHEREAS, the City's Parks and Recreation Department has managed the community garden plots in Waukesha Park since the 1970's; and

WHEREAS, the fee has been \$20.00 per plot as established by Resolution No. 9510 on April 11, 1983, and the 43 usable plots generate approximately \$860.00 in annual revenue; and

WHEREAS, the cost to the City for irrigating the Waukesha Community Garden is \$3,500 to \$4,000 per summer; and

WHEREAS, there is an annual "waiting list" of people wishing to use garden plots; and

WHEREAS, a public hearing was held on the proposed fees on **February 28, 2011, at 6:00 p.m.** in the Commission Chambers in the City- County Building 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 Helena City Commission hereby repeals

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Resol. No. 19816

Resolution No. 9510 that established a user fee of \$20.00 per garden plot for the community garden in Waukesha Park.

Section 2. Garden plot use in Waukesha Park is limited to residents of the City of Helena only and the following plot user fee is established:

	<u>Fee</u>
Per plot for one gardening season	\$ 40.00

Section 3. The following definitions apply for purposes of this resolution only:

"Resident" is any person who resides within the city limits of the City of Helena.

"Non-resident" is any person who does not reside within the city limits of the City of Helena.

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 28th DAY OF FEBRUARY, 2011.

/S/ James E. Smith

MAYOR

ATTEST:

/S/ Debbie Havens

CLERK OF THE COMMISSION