

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20370

A RESOLUTION OF INTENTION TO LEVY ASSESSMENTS UPON PROPERTIES TO RECOVER THE COSTS OF REMOVAL OF SNOW AND ICE FROM SIDEWALKS ON PUBLIC RIGHTS-OF-WAY FRONTING OR ABUTTING SAID PROPERTIES

WHEREAS, the City Commission passed Ordinance No. 3210 on June 15, 2015, codified at Title 7, Chapter 8, Helena City Code, which amended property owners' responsibilities for removing snow and ice from adjacent sidewalks on public rights-of-way and created a civil enforcement procedure that allows the City of Helena to remove snow and ice from sidewalks on public rights-of-way when the adjacent property owners fail to comply, and to bill those property owners for removal costs, including a civil penalty; and

WHEREAS, thirteen (13) property owners failed to timely remove snow and ice from sidewalks fronting or abutting their properties; and

WHEREAS, the City sent written notices to said property owners of the amounts owed for the costs of snow removal from adjacent sidewalks; and

WHEREAS, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof, that property owners who failed to timely remove snow and ice from sidewalks on public rights-of-way be assessed the costs of such work,

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together with a civil penalty of \$50.00 or thirty percent (30%) of such costs, whichever is greater.

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

Section 1. That it is the intention of the Commission of the City of Helena to levy assessments upon all properties shown on Exhibit "A" attached hereto to recover the costs of removal of snow and ice from sidewalks adjacent to such properties, in addition to a civil penalty of \$50.00 or thirty percent (30%) of such costs, whichever is greater, pursuant to Section 7-8-1(E) and (H) of the Helena City Code.

Section 2. The Helena City Commission shall hold a public hearing on this matter in the Commission Chambers at 316 North Park Avenue in Helena, Montana, at 6:00 P.M. on the 21st day of August, 2017, so that all interested parties may appear and express their opinions of approval or disapproval.

Section 3. Notice of the above-referenced public hearing and passage of this resolution of intention shall be given by publication as required by § 7-1-4127, MCA, and by mailing to each property owner shown on Exhibit "A."

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PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF
HELENA, MONTANA, THIS 24th DAY OF JULY, 2017.

/S/ JAMES E. SMITH
MAYOR

ATTEST:

/S/ DEBBIE HAVENS
CLERK OF THE COMMISSION

Snow Removal Charges for Tax Year 2017

"Exhibit A"

Code						Clearing	
Case No.	Tax ID	Complaint Address	Legal Owner	Contact if not Owner	Penalty	Cost	Total
15247	4748	700 11th Ave	Daniel & Carolyn Simonton		24.30	24.30	48.60
15072	2088	23-39 Neill Ave	Wisdom Partnership Contributon Center LLC	Mark S Ibsen	110.16	367.20	477.36
15254	6455	545 N Rodney St	Amy & John Schroeck		53.46	178.20	231.66
15265	6816	221 E Broadway St	Rhonda Schlosser		50.00	105.84	155.84
15007	1965	420 N Davis St	Ralph Erving Revocable Living Trust	Tom Erving	50.00	86.40	136.40
15026	3879	421 9th Ave	Deborah Hitt		85.43	284.76	370.19
15212	2831	1607 Boulder Ave	Diana Heisey Decroff & Etal Heisey	Kevin & Scott Heisey	45.00	45.00	90.00
15143	3751	1311 Wilder Ave	Kim Perry		50.00	60.48	110.48
15250	5559	722 11th Ave	John Leaf		-	45.00	45.00
16040	47049	70 S Park Ave	Chisholm Enterprises LLC	Josh Chisholm	50.00	136.80	186.80
16067	3962	149 Briarwood Ln	Steven & Cheryl Larsen		53.19	177.30	230.49
16092	944	154 Briarwood Ln	Jenni Sullivan		50.00	61.20	111.20
16137	4491	108 11th Ave	Diane Hicks		50.00	54.90	104.90
					\$ 671.54	\$ 1,627.38	\$ 2,298.92