

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20382

A RESOLUTION LEVYING AND ASSESSING PROPERTY TO RECOVER THE COST OF REMOVAL OF SNOW AND ICE FROM SIDEWALKS ON THE PUBLIC RIGHT-OF-WAY.

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 allowed for the city of Helena to remove snow and ice from sidewalks on public rights-of-way when the adjacent property owner fails to comply and bill the adjacent property owner for those removal costs in addition to a civil penalty; and

WHEREAS, thirteen (13) property owners failed to timely remove snow from adjacent sidewalks. The city has sent written notice 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 adjacent property owners who failed to timely remove snow and ice be assessed the costs of such work and civil penalty of \$50.00 or thirty percent (30%) of such costs, whichever is greater; and

WHEREAS, a public hearing was held on this matter on August 21, 2017, at 6:00 p.m. in the Commission Chambers, City-County Admin. Building, 316 N. Park Ave., Helena, MT.

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

Resolution 20382

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

Section 1. The property as shown on Exhibit "A" attached hereto shall be levied and assessed to recover the costs of removal of snow and ice from sidewalks adjacent to such property in addition to a civil penalty of \$50.00 or thirty percent (30%) of such costs, whichever is greater pursuant to 7-8-(E) and (H), Helena City Code.

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 21st DAY OF AUGUST, 2017.

/S/ JAMES E. SMITH
MAYOR

ATTEST:

/S/ DEBBIE HAVENS
CLERK OF THE COMMISSION