

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20459

A RESOLUTION OF INTENTION TO SPECIFY THE ASSESSMENT OPTION FOR THE OPEN SPACE MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2019, LEVY AND ASSESS ALL PROPERTY WITHIN THE DISTRICT, AND AMEND THE BOUNDARIES OF THE DISTRICT

WHEREAS, Resolution No. 19439, passed on January 29, 2007, created the Open Space Maintenance District No. 1 ("District") to protect, maintain, preserve, restore, and care for the City of Helena's open space lands and natural parks so as to enhance Helena's beauty and environment for the greater benefit of the community;

WHEREAS, the property in the District must be assessed to defray the cost of open space maintenance, each lot or parcel in the District to be assessed by the square-foot area of impervious area on each lot or parcel in the District;

WHEREAS, it appears to be in the best interest of the City of Helena and the inhabitants thereof that certain public property within the District be excluded from the assessment; and

WHEREAS, the exclusion of the impervious area for private streets within licensed mobile home parks would be consistent with the City's policy to promote all types of affordable housing.

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

Section 1. It is the intention of the Helena City Commission to establish the assessment option for the Open Space Maintenance District No. 1 for fiscal year 2019, levy and assess all property within the District, and amend the boundaries of the District.

Section 2. To defray the costs of maintaining the District for fiscal year 2019 it is the intent of the City Commission to consider up to a 19.5% increase in the residential and commercial base assessment rates and up to a 50% increase in the residential and commercial impervious area assessment rate on all lots or parcels within the District. The assessment rates are proposed as follows:

a. \$ 21.25 minimum charge on all lots or parcels of land, plus;

b. \$0.00332 per square foot of impervious area in excess of 2,222 square feet, with a 50% assessment reduction for lots or parcels of land which qualify for the State of Montana Property Tax Assistance Program under Title 15, Chapter 6, MCA.

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Section 3. For purposes of this assessment:

a. Impervious Area is the developed part of a lot or parcel that is impermeable to storm water infiltration, excluding:

i. all rights-of-way and publicly owned streets, runways, and taxiways,

ii. all privately-owned streets within licensed mobile home parks, and

iii. City-owned stormwater facilities, water storage reservoirs, and public utility sites.

b. Single parcels are those parcels that are combined under common ownership and use and are assigned a single state-issued property ID number.

Section 4. The Commission of the City of Helena, Montana, will be in session in the Commission Chambers at the City-County Administration Building, 316 N. Park Ave., in Helena, MT, on the 27th day of August, 2018, at 6:00 p.m. for a public hearing, at which time and place the said Commission will hear objections to the final adoption of this resolution.

Section 5. Notice of the passage of this Resolution of Intention shall be given by publishing as required in §7-1-4127 MCA. The City Clerk is authorized and directed to make publication of this Resolution of Intention in the Independent Record, the official newspaper of the City of Helena.

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PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA,
MONTANA, THIS 16th DAY OF JULY, 2018.

/S/ WILMOT J. COLLINS
MAYOR

ATTEST:

/S/ DEBBIE HAVENS
CLERK OF THE COMMISSION