

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20543

A RESOLUTION OF INTENTION TO LEVY AND ASSESS PROPERTIES TO RECOVER THE COST OF REMOVAL OF SNOW AND ICE FROM SIDEWALKS ON THE ADJACENT PUBLIC RIGHTS-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;

WHEREAS, the City removed snow and ice from sidewalks adjacent to two (2) properties during the winter season of 2018-2019. The City has sent written notice to those property owners of the amounts owed for the costs of snow removal from adjacent sidewalks;

WHEREAS, the properties' owners have not paid the costs to remove snow and ice from the sidewalk adjacent to their property; and

WHEREAS, it appears to be in the best interests of the City

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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 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 City Commission to levy and assess the below listed properties to recover the costs of removal of snow and ice from sidewalks adjacent to such properties, pursuant to 7-8-1(E) and (H), Helena City Code as follows:

TAX ID	REMOVAL COST	PENALTY	TOTAL ASSESSMENT
6642	\$ 42.12	\$ 50.00	\$ 92.12
3110	\$ 164.88	\$ 50.00	\$ 214.88

Section 2. The Helena City Commission will hold a public hearing on this matter on August 26, 2019, in the Commission Chambers at 316 North Park Avenue in Helena, Montana, at 6:00 P.M. at which time all interested parties may appear and express their views of approval or disapproval on the proposed assessment option and amounts of assessments proposed to be levied.

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Section 3. The City Clerk is hereby directed to publish the notice of the above-referenced public hearing on the proposed assessment option and the amounts of assessments proposed to be levied in accordance with state law and city ordinances, and to make a copy of the notice and this resolution available for public inspection in the clerk's office.

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 15th DAY OF JULY, 2019.

/S/ WILMOT COLLINS
MAYOR

ATTEST:

/S/ DEBBIE HAVENS
CLERK OF THE COMMISSION