

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20767

A RESOLUTION SPECIFYING THE ASSESSMENT OPTION FOR THE OPEN SPACE MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2023 AND LEVYING AN ASSESSMENT ON ALL PROPERTIES WITHIN THE DISTRICT

WHEREAS, § 7-12-4102, MCA, authorized the City Commission to create special improvement districts;

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;

WHEREAS, § 7-12-4179, MCA, requires the City Commission to pass and finally adopt a resolution specifying the special improvement district assessment option and levying and assessing all the property within the special district;

WHEREAS, § 7-12-4161, MCA, authorized the City Commission to assess the properties within the District using any combination of the assessment options provided by statute;

WHEREAS, the benefited property in the District must be assessed to defray the cost of open space maintenance;

WHEREAS, the City Commission has estimated, as near as practicable, the cost of maintenance and improvements within the District for fiscal year 2023;

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

Resol. 20767

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 in order to prioritize affordable housing options in the city;

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; and

WHEREAS, a public hearing on this resolution was held by the City Commission on August 22, 2022, in the Commission Chambers at 316 North Park Avenue in Helena, Montana, at 6:00 P.M. and via Zoom Meeting at webinar ID: <https://zoom.us/j/92797897907>.

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

Section 1. To defray the cost of maintenance and improvements within the District for fiscal year 2023, the City Commission hereby levies an assessments against all properties within the District as follows:

	FY2022	FY2023
Base assessment	\$20.00	\$20.00
Additional assessment for lots/properties with more than 2,222 sq. ft. of impervious area	\$0.006310	\$0.00801

All assessments are annual.

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

Resol. 20767

Section 2. A fifty percent (50%) assessment reduction will be applied for lots or parcels of land that qualify for the State of Montana Property Tax Assistance Program under Title 15, Chapter 6, MCA.

Section 3. For purposes of this resolution the following definitions apply:

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

1. all rights-of-way and publicly owned streets, runways, and taxiways;
2. all privately-owned streets within licensed mobile home parks; and
3. 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. If a property is not chargeable for the assessment described above by reason of state or federal law, said property shall be exempt from the assessment.

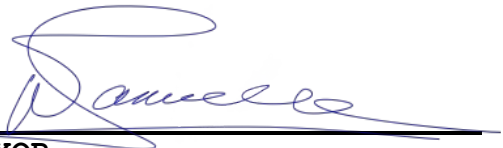
RESOLUTIONS OF THE CITY OF HELENA, MONTANA

Resol. 20767

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA,
MONTANA, THIS 22nd DAY OF AUGUST, 2022.




CLERK OF THE COMMISSION


MAYOR