

**RESOLUTION NO. 17- 10673**

**A RESOLUTION OF THE CITY OF BILLINGS RESPONDING TO  
SUBMITTED PETITIONS FOR REDUCTION OF ARTERIAL  
CONSTRUCTION FEE ASSESSMENTS THAT WOULD APPEAR ON  
THE 2017 PROPERTY TAX STATEMENTS**

WHEREAS, the City Council adopted Ordinance 05-5322 on April 11, 2005, in part to provide relief to commercially-zoned properties being used solely as owner-occupied single family residences, and

WHEREAS, Ordinance 05-5322 states, "*The City Council may provide an exemption to commercially zoned properties that are currently owner-occupied as a single-family residence. The property owner must annually request the exemption through the Public Works Department by August 31 of each year.*", and

WHEREAS, the City Council adopted Ordinance 08-5478 on September 8, 2008, in part to provide relief to Residential Manufactured Home (RMH)-zoned properties being used solely as owner-occupied single family residences, and

WHEREAS, the City Council may provide relief to property owners meeting the criteria of Ordinance 05-5322 and Ordinance 08-5478 by capping the parcel square footage at 9,600 square feet and calculating the assessment based on the R-9600 zoning rate instead of commercial or RMH zoning rates, and

WHEREAS, the Public Works Department received 23 completed and signed petitions by the August 31, 2017, deadline and

WHEREAS, the Public Works Department verified that 22 petitions involve properties meeting the criteria of Ordinance 08-5478, and

WHEREAS, reducing the assessments on these 22 parcels would affect the Arterial Construction Fee assessments appearing on the tax statements Yellowstone County will print and mail in October 2017, and

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, AS FOLLOWS:

1. REDUCTION OF ASSESSMENTS: The Arterial Construction Fees assessments on the following 22 parcels shall be adjusted by Public Works Department staff and placed upon the assessment rolls and collected in the same manner as other City of Billings assessments.

<b>TAX CODE</b>	<b>ZONE</b>	<b>LAST NAME</b>	<b>FIRST NAME</b>	<b>PARCEL ADDRESS</b>	<b>Assessment if Petition IS Approved</b>
A00163	EBCW	Erickson	Patricia	315 N. 17th Street	\$35.14
A01743	PZD	Nava	Irene	821 S. 28th Street	\$26.36
A02398	CC	Paulson	Timothy & Lorna	2332 Alderson Ave	\$48.20
A11613	MCPZD	Llewellyn	Leonard Lee	1038 N. 30th Street	\$35.14
A11635	MCPZD	Nilson	Terry	922 N. 30th Street	\$35.14
A14841	NC	Deters	Tyson & Anelise	601 Grand Ave	\$48.20
A15527	NC	Peter	Jay	620 Grand Ave	\$35.14
A18097	NC	Thompson	Dana Jo	334 Grand Ave	\$35.14
A18901	NC	Cox	Heith	703 Custer Ave	\$48.20
A19393	RMH	Jaeger	Carl & Patsy	822 West Radford Sq.	\$48.20
A29144	RMH	Bohlman	Denise	602 Clause Circle	\$33.20
C00722	HC	Buechler	Timothy & Teresa J.	711 Key City Drive	\$48.20
C00723	HC	Hjort	Violet	709 Key City Drive	\$48.20
C01352	RMH	Moats	Steve & Shelly	541 Sharron Lane	\$48.20
C01379	RMH	Pearson	Eugene	624 Pemberton Lane	\$48.20
C01382B	RMH	Silvesan	Frances	552 Pemberton Lane	\$48.20
C01454A	RMH	Bauer	Dennis A. & Taya A.	437 Roxy Lane	\$48.20
C12313	HC	Himmelberger	Dennis L	233 Swords Lane	\$48.20
D01504	CI	Keyser	Darcy & Russell	236 Prickett Lane	\$48.20
D01811A	CC	Walter	Kenneth & Barbara	416 Garden Ave	\$48.20
D05200	HC	Moats	Melville	2112 Main Street	\$48.20
D05202	HC	Hatveldt	Art	2104 Bench Blvd	\$48.20

2. **DENIAL OF ASSESSMENT REDUCTION:** There will be no reduction to the Arterial Construction Fee assessments for the following parcel:

Tax Code C07043, Hein, Rodney D. & Leona K., 825 Lynwood Dr.

3. **NOTICE OF HEARING:** On Monday, September 25, 2017, at 6:30 p.m., or as soon thereafter as the matter may be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council will hear objections to the final adoption of this resolution. The City Clerk is hereby directed to publish notice on September 8, 2017, and September 15, 2017, in the Yellowstone County News.

4. EFFECTIVE DATE: This resolution shall be effective upon final adoption.

ADOPTED and APPROVED by the City Council this 25<sup>th</sup> day of September, 2017.

CITY OF BILLINGS:



BY: Thomas W. Hanel  
Thomas W. Hanel, Mayor

ATTEST:

BY: Denise R. Bohlman  
Denise R. Bohlman, City Clerk