

ORDINANCE 645

AN ORDINANCE TO AMEND ORDINANCE 523 TO PROVIDE THAT REBATES MAY BE ESTABLISHED FOR ANY PRIVATELY FINANCED UTILITY ADDITION TO THE CITY OF POLSON AND TO PROVIDE FOR COLLECTION

WHEREAS, the City of Polson maintains a number of utility infrastructure, including water, sewer, roads, sidewalks, and stormwater systems; and,

WHEREAS, the City of Polson has a mechanism by which it may accept accretions to its utility infrastructure arising from private development; and,

WHEREAS, Ordinance 523 provides that, under certain conditions, the City may establish rebate funds whereby later users of privately installed water and sewer infrastructure may recover some proportionate cost thereof from such latecomers; and,

WHEREAS, the City desires to expand the application from water and/or sewer infrastructure improvement, only, to include any privately financed utility infrastructure; and,

WHEREAS, the City desires to clarify the responsibility of collection of such rebates.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON:

1. Ordinance #523 is amended, such that any reference to ‘water’ or ‘sewer,’ or both, or either, shall read in place thereof, “utility infrastructure.”
2. All conditions and antecedents set forth in Ordinance #523 shall apply to any other utility infrastructure.
3. Paragraph 3(a) is added, to wit: “It is the responsibility of the private developer to ensure that the fact of the established rebate is a matter of record in the office of the Clerk and Recorder of Lake County with respect to any affected properties that may be subject to such rebate.”
4. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, repealed.

First Reading: May 4, 2009

Second Reading: May 18, 2009

Dated this 18th day of May, 2009.

Effective April 19, 2009

Lou Marchello,
Mayor, City of Polson

ATTEST: _____
Aggi Loeser, City Clerk