

RESOLUTION NO. 79

A RESOLUTION ESTABLISHING AND CREATING A SPECIAL SEWER IMPROVEMENT DISTRICT NO.8 IN THE CITY OF POLSON, COUNTY OF LAKE, AND STATE OF MONTANA, FOR THE PURPOSE OF CONSTRUCTING SEWERS IN SAID DISTRICT, DESCRIBING THE BOUNDARIES THEREOF AND THE PROPERTY TO BE ASSESSED.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA.

WHEREAS, the City Council of the City of Polson, Montana, did on the 1st day of April, 1946, duly and regularly pass and adopt Resolution No. 78 of the City of Polson, declaring its intention to create SPECIAL SEWER IMPROVEMENT DISTRICT NO.8 in the City of Polson, and

WHEREAS, Pursuant to said Resolution the City Council caused notice of the passage and adoption of said Resolution to be published in the Flathead Courier, a weekly newspaper published in the City of Polson on the 23rd day of May, 1946, and for a period of more than fifteen (15) days immediately preceding the 1st day of July, 1946, and,

WHEREAS, The said City Council caused notice of the passage and adoption of Resolution, together with a copy of said Resolution, to be posted by the City Clerk throughout the City on the 23rd day of May, 1946, in three of the most public places in said City, and

WHEREAS, The City Clerk of the City of Polson on the 23rd day of May, 1946, the same being the same day said notice was first published in the Flathead Courier, mailed to each and every person, firm, corporation or agent of such firm having property within said, proposed district and directed to the last known address of such person, firm, corporation or agent a notice of the passage and adoption of said Resolution of Intention to create Special Sewer Improvement District No. 8, and

WHEREAS, Said notice was posted, published and mailed as aforesaid, describing the general character of the improvement to be made in said district, the estimated cost thereof, and designating the time and place where said Council of the City of Polson would hear and pass upon all protests made against the making of said improvement or the creating of said district, and which notice refers to said Resolution No. 78 on file on the office of the City Clerk for a description of the boundaries of said Special Sewer Improvement District No. 8, and

WHEREAS, This is the next regular meeting of the City Council of the City of Polson after the expiration of the time within which said protests may be so made and being the time and place fixed to hear and pass upon all protests so made, and it appearing that no protests have been made or filed against the making of said improvement and the creation of said district,

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Polson, Montana, that the City Council having heard and passed upon all protests made and delivered to the City Clerk of the City of Polson against the making of said improvements and against the extending and creation of the proposed district within the time specified and provided in said Resolution No. 78, and finding said protests to be insufficient and that the protests are not made by the owners of more than forty per cent of the area of the property to be assessed for said improvements and said protests are hereby overruled and denied.

That there be and there is hereby created the said Special Sewer Improvement District to be known and designated as Special Sewer Improvement District No. 8 of the City of Polson, Montana, in accordance

(over)

(cont'd)

with Resolution No. 78 of its intention heretofore introduced and passed by the City Council. That the character of said improvements to be made in said Special Sewer Improvement District No. 8 are described as follows: the construction of a sanitary sewer, consisting of a six-inch (6") lateral, extending from Manhole No. 3 of Sewer Improvement District No. 5, - in a northeasterly direction across a portion of "F" Street, Riverside Addition to the City of Polson, Montana, - thence in a northeasterly direction along the center line of the alley in Block 3, of said Riverside Addition; said six-inch lateral to accommodate Lots 1 to 9 inclusive, and Lots 13 to 16 inclusive of Block 3, of the said Riverside Addition. The six-inch lateral to be provided with one (1) manhole and one (1) lamphole.

Said lots benefited by and assessed for the construction of said sewers are as follows: Lots one (1) to nine (9) inclusive, and Lots thirteen (13) to sixteen (16) inclusive, of Block three (3) of Riverside Addition to the City of Polson, Montana.

That reference to Resolution No. 78 is hereby made for further particulars.

That it is hereby ordered and directed that said improvement be made in Special Sewer Improvement District No. 8 in accordance with the plans and specifications thereof to be filed in the office of the City Clerk of the City of Polson. That the entire cost and expense of said improvement shall be assessed against all of said Special Sewer Improvement District No. 8 and each lot or parcel of land within said District shall be assessed for that part of the whole cost which its area bears to the area of the entire district, exclusive of streets, alleys, avenues and public places.

That the total estimated cost and expense of making said improvement is the sum of \$1,540.00.

That the cost and expense of making said improvement shall be assessed and paid in the following manner, to-wit: that the assessments levied to defray said cost shall be extended over a period of eight (8) years and paid in eight annual installments; the first payment to be made in 1947, and all deferred payments to bear interest at 6 per cent per annum, payable annually. That warrants issued against Special Sewer Improvement District No. 8 Fund, for payment of the costs of making said improvements shall be issued in denominations of \$100.00, or fraction or multiple thereof.

Passed, adopted and approved this 1st day of July, 1946.

Oliver R. Brown
Mayor

ATTEST:

Geo. S. Wright
City Clerk