

RESOLUTION NO. 4242

FEE AMENDMENT FOR ROAD ABANDONMENT PETITIONS

RESCIND RESOLUTION NO. 974

Recording No. Perm File Book 1, Page 8748

**WHEREAS**, the RAVALLI COUNTY BOARD OF COMMISSIONERS has made a review of their abandonment petition fee and after such review they found it reasonable to amend said petition fee; and

**WHEREAS**, The BOARD OF RAVALLI COUNTY COMMISSIONERS did, by legal notice in the newspaper of record on March 03, 2021 and March 10, 2021, advertise to hold a public hearing on March 17, 2021, in order to take public comment and make a decision on the proposed fee amendment; and

**WHEREAS**, on March 17, 2021, no public comment was received, and after Board review and consideration, the Board finds that the proposed amended abandonment petition fee to be reasonable and related to the costs of such services and supplies; and

**WHEREAS**, Section 7-14-104 MCA allows the governing body to assess the petitioning property owner the costs for the abandonment, "*Such costs may include costs of publication, engineering and site viewing*".

**WHEREAS**, the petitioner will be required to pay a fee of \$400.00 at the time of submitting the petition to the governing body (BOARD OF COUNTY COMMISSIONERS). At the time of decision by the Board of County Commissioners the petitioner will be required to pay any additional costs incurred through the publications, engineering and site viewing, amounting to more than the \$400.00 petition fee; and

**WHEREAS**, the BOARD OF RAVALLI COUNTY COMMISSIONERS desires to set said fees in accordance with the requirement of 7-14-104 MCA, thus amending the Road Abandonment Petition submittal fee from \$150.00 to \$400.00.

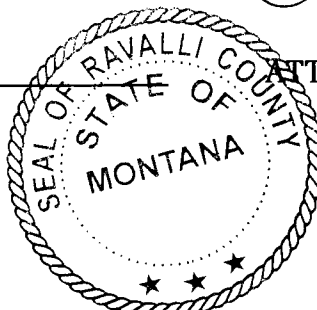
**NOW, THEREFORE BE IT RESOLVED** that said fees will include the actual costs including the costs of publications, engineering and site viewing, as per attached Exhibit A.

**PASSED AND APPROVED THIS 17 DAY OF MARCH, 2021  
BOARD OF RAVALLI COUNTY COMMISSIONERS**

*Jeff Burrows*  
\_\_\_\_\_  
Jeff Burrows, Chairman

*Greg Chilcott*  
\_\_\_\_\_  
Greg Chilcott, Member

*Dan Huls*  
\_\_\_\_\_  
Dan Huls, Member



TESTE *Regina Plettenberg*  
\_\_\_\_\_  
Clerk & Recorder  
by: *Mura Mathews*, Deputy

Ret: Commissioners Office

**EXHIBIT "A"**

**ROAD ABANDONMENT PETITIONS**

**ACTUAL COSTS PER PETITION**

	<b>Hours</b>	<b>Rate per hr: sal/ben</b>	<b>TOTAL</b>	
County Surveyor	2.0	40.53	81.06	Travel to site then work done in office
BCC Admin Ass't	2.0	28.28	56.56	Preparing legals & other work needed
CFO	0.5	66.88	33.44	Track Fund #2256
Commissioners	1.0	43.03	43.03	Used average of 3 BCC at 1 hour
Road Dept	4.0	45.65	182.60	Site visits; Public hearings
Ads/Legals	-	10	<u>10.00</u>	Average cost of legal publications
			<u><u>406.69</u></u>	Cost per petition

**RAVALLI COUNTY PETITION TO ABANDON FEE:           \$400.00**  
**EFFECTIVE MARCH 17, 2021**

**SPECIAL AND REGULAR MEETINGS  
OF THE  
RAVALLI COUNTY BOARD OF COUNTY COMMISSIONERS**

**REGULAR MEETING 10:30 AM**

**Wednesday, March 17, 2021**

**Commissioners' Meeting Room  
County Administration Building,  
215 S. 4<sup>th</sup> St, Hamilton, MT 59840.**

*Draft*

**1. Roll Call**

Commissioner Jeff Burrows, Commissioner Greg Chilcott and Commissioner Dan Huls.

STAFF PRESENT:  
Chris Taggart, minutes

**2. Pledge of Allegiance**

**3. Public comment: For those participating via Granicus, you may call 406-375-6513 in order to provide your public comment**

None.

**4. 10:30 AM \*\*\*Public Hearing - Review with decision by Resolution to amend the Ravalli County fee for road abandonment petitions**

Attachment - Resolution No. 974

Attachment - DRAFT Resolution No. 4242

**Commissioner Huls moved to approve and adopt Resolution No. 4242 amending the Ravalli County fee for a Road Abandonment Petition, thus rescinding Resolution No. 974. Seconded by Commissioner Chilcott. Public comment on motion: none. Discussion: none. All voted "aye" (3-0).**

**5. Public comment on items not otherwise on the agenda**

None.

**6. Adjournment**

**Commissioner Chilcott moved to adjourn the meeting. Seconded by Commissioner Huls. All voted "aye" (3-0).**

-----  
Chris Taggart, Administrative Assistant