

Staff Report

To: Board of Directors
From: Jordan Hess, Darlene Craven, Garin Wally
Date: April 23, 2026

Agenda Item: 5.1 Petitions for Removal

Attachments:

- 5.1.1 Resolution 26-04 approving the petitions for removal.
- 5.1.2 Map showing petitioning locations.

Recommendation:

Pass Resolution 26-04 approving petitions for removal from the urban transportation district property tax rolls.

Discussion:

On October 1, 2025, House Bill 764 became effective. HB 764 updated and revised MCA 7-14-219 by establishing two criteria for petitioning for removal from the Missoula Urban Transportation District and defined direct transportation services as “the operation of a vehicle that provides general or special service to the public on a regular basis within 1½ miles of the property.” In addition, it allowed individual properties to request removal if there had been no service within the last five years.

Since the effective date, agency staff have received numerous inquiries regarding the removal process. Because the revised statute is ambiguous and does not define specific steps for removal, the staff met with principals from the other entities that are part of the removal process – the elections office, the clerk and treasurer’s office and the state department of revenue. As a result of those meetings and legal counsel, the staff have developed a process that complies with the statute. This process includes a statutorily allowed 60-day timeline for board action.

Going forward in 2026, the staff will continue to submit resolutions with petitions for removal to the board within the 60-day timeframe established by the statute and record those resolutions with the clerk & recorder. The clerk & recorder will then submit the recorded resolutions (and petitions) to the DOR prior to the January 1, 2027, deadline.

Financial Impact and Funding Source:

Total tax amount for the submitted petitions is \$912.20; however, the mill levy computation rebalances tax revenue each year.

DBE Certified:

Not applicable.

RESOLUTION 26-04
Petition for Removal from the
Missoula Urban Transportation District

A RESOLUTION TO REMOVE THE PROPERTIES FROM THE MISSOULA URBAN TRANSPORTATION DISTRICT TO INCLUDE the properties listed as follows:

Name(s)	Address(es)
Nicole & Brent Schreckendgust	5721 Haugan Dr.
Julie & Buck Smith	7499 Teigen Court

LEGAL DESCRIPTIONS: The legal descriptions are attached as Exhibit A. The subject properties are shown on the attached removal petitions map.

WHEREAS, the property owners listed on the removal petition have petitioned to remove their properties from Missoula Urban Transportation District; and

WHEREAS, effective October 1, 2025, MCA 7-14-241 established the criteria for removing individual properties from the Missoula Urban Transportation District; and

WHEREAS, it is the considered and deliberate judgment of the Missoula Urban Transportation District that the properties be removed from the district because they have not received direct service within the last five years and are not located within a mile and a half of direct transportation service as defined by MCA 7-14-241; and

WHEREAS, the Missoula Urban Transportation District has determined that compliance with MCA 7-14-241 dictates that individual properties may be removed from the Missoula Urban Transportation District if they have not received direct transportation services within the last five years; and

NOW, THEREFORE, BE IT RESOLVED by the Missoula Urban Transportation District to remove the properties described herein from the urban transportation district tax rolls.

BE IT FURTHER RESOLVED that the CEO & General Manager is hereby instructed to file this resolution with the Clerk and Recorder of Missoula County. These removal petitions shall become effective at the start of the tax year following the date of the filing of said document in compliance with the Montana Department of Revenue assessment schedule.

PASSED AND ADOPTED this 23rd day of April, 2026.

APPROVED:

ATTEST:

Jason Wiener
Board Chair
Missoula Urban Transportation District

Amy Cilimburg
Secretary
Missoula Urban Transportation District

EXHIBIT A – Property Legal Descriptions

Schreckendgust 5721 Haugan Dr.	MALONEY RANCH, S14, T12 N, R20 W, Lot 10, PHASE VIII
Smith 7499 Teigen Court	MALONEY RANCH, S14, T12 N, R20 W, Lot 30, PHASE VIII

