

**CITY OF BREEZY POINT
RESOLUTION 43-2026**

**A RESOLUTION DECERTIFYING A SPECIAL ASSESSMENT CERTIFIED IN
ERROR AGAINST PARCEL NO. 10171420 FOR THE 2019 STREET AND
SEWER IMPROVEMENT PROJECT**

WHEREAS, the City Council of the City of Breezy Point adopted a special assessment roll for the 2019 Street and Sewer Improvement Project on Whitebirch Drive; and

WHEREAS, the special assessment roll included Parcel No. 10171420, and the assessment was certified to the Crow Wing County Auditor-Treasurer for collection; and

WHEREAS, the City has subsequently determined that Parcel No. 10171420 was included on the assessment roll in error and should not have been assessed for the costs associated with the 2019 Street and Sewer Improvement Project on Whitebirch Drive, as common areas are not to be assessed; and

WHEREAS, the City Council finds it necessary and in the public interest to correct the assessment records, decertify the assessment, and refund all amounts paid in error.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Breezy Point, Minnesota, as follows:

1. The special assessment levied and certified against Parcel No. 10171420 (Whitebirch Village Commons Homeowners Association) for the 2019 Street and Sewer Improvement Project on Whitebirch Drive is hereby declared to have been certified in error and is decertified in its entirety.
2. The City Clerk and City Administrator are authorized and directed to notify the Crow Wing County Auditor-Treasurer that the assessment has been decertified and to take all actions necessary to remove the assessment from the assessment records and tax rolls.
3. The City Administrator and Finance Department are authorized and directed to issue a refund for all principal, interest, penalties, and any other amounts paid toward the certified special assessment.
4. The City Administrator, City Clerk, and all appropriate City staff are authorized to execute any documents and take any additional actions necessary to implement this Resolution and correct the City's assessment records.

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its adoption.

Adopted by the Breezy Point City Council on August 3, 2026

Rebecca Ball: ____

Brad Scott: ____

Steve Jensen: ____

Todd Roggenkamp: ____

Michael Moroni: ____

Mayor Todd A. Roggenkamp

Attest:

Deb Runksmeier, City Clerk