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Missoula County

Media Release

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Missoula County, Bonita Station Road Land Buyers Reach Compliance Agreement

Missoula County and buyers of a Clinton-area property have reached an agreement that will ensure the property is in compliance with Missoula City-County Health Department regulations and will release the Lis Pendens in *Missoula County v. Bank of New York*. Missoula County and the buyers were able to resolve outstanding issues without the case moving to court.

“The resolution of this situation exemplifies federal and local government agencies, the private sector, and residents working together to protect public health and promote occupancy of available housing options,” Commissioner Nicole “Cola” Rowley said.

In July, 2015 the Commissioners entered into litigation against the Bank of New York for an ongoing unresolved wastewater violation. The resulting Lis Pendens prevented transfer of the property. Because of this title issue, the buyers’ realtor contacted the Health Department to determine a way to facilitate a sale of the property.

The Health Department worked in conjunction with the realtor and buyers to develop a plan that addresses an environmental health issue on the property by requiring the property come into compliance with the Missoula City-County Health Code.

Missoula City-County Health Department Health Officer Ellen Leahy entered into a Compliance Agreement with the buyers to replace the wastewater treatment system by June 30, 2016. This agreement was developed after working with the Bank of New York’s consultants and the potential buyers to approve a wastewater treatment system for the property that will be installed once the buyers close on the property,

Missoula County is pleased to have reached a resolution that protects the health and welfare of residents and new Bonita Station Road home owners.