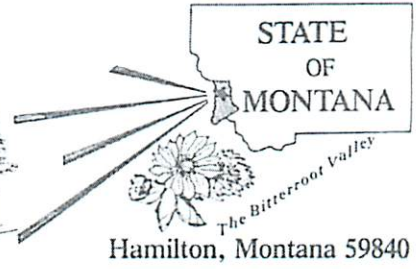


COUNTY  
OF  
RAVALLI



Ravalli County Commissioners  
215 S. 4<sup>th</sup> Street, Suite A  
Hamilton, MT. 59840  
[commissioners@rc.mt.gov](mailto:commissioners@rc.mt.gov)  
406-375-6500

8/7/18

Mr. & Mrs. Joe Bechtold  
1976 Nightmare Drive  
Corvallis, Montana 95928

**RE: PETITION TO DEMONSTRATE THE NECESSITY FOR ENFORCEMENT OF: MONTANA CODE 45-8-111 (PUBLIC NUISANCE) & MONTANA CODE 45-8-101 (DISORDERLY CONDUCT) OCCURRING AT 1976 KNIGHTMARE DRIVE, CORVALLIS, MONTANA**

Dear Mr. and Mrs. Joe Bechtold;

Please allow this letter to inform you the BOARD OF RAVALLI COUNTY COMMISSIONERS are in receipt of a petition, described above and attached to this letter for the issue of barking dogs from your residence. As such, the Commissioners will hold a public meeting seeking public comment from the petitioners as well as your family, on Friday, August 17, 2018, at 11:00 AM. The location of this meeting will be in the Commissioners Conference Room, third floor of the Ravalli County Administrative Center located at 215 S. 4<sup>th</sup> Street, Hamilton, Montana.

If you have any questions feel free to contact the Office at the above number.

Sincerely,

A handwritten signature in cursive that reads 'Glenda Wiles'.

Glenda Wiles  
Commissioners Administrative Assistant

Ltr  
Sent  
Certified

Cal 8/17 @ 11:00 AM

RECEIVED

**PETITION TO DEMONSTRATE THE NECESSITY FOR ENFORCEMENT OF:**

**MONTANA CODE 45-8-111: PUBLIC NUISANCE**

AUG 07 2018

Ravalli County Commission

**AND MONTANA CODE 45-8-101: DISORDERLY CONDUCT**

--	--	--	--	--

**OCCURRING AT 1976 KNIGHTMARE DRIVE, CORVALLIS, MONTANA 59828 WHICH VIOLATES THE RIGHTS OF PERSONS LIVING NEAR THIS ADDRESS.**

The events necessitating this petition to enforce the PUBLIC NUISANCE LAW can be defined by Montana Code 45-8-111:

**WHEREAS:**

**SECTION 1, SUBSECTION (A) "Public nuisance" means: a condition that endangers safety or health, is offensive to the sense, or obstructs the free use of property so as to interfere with the comfortable enjoyment of life or property by an entire community or neighborhood or by any considerable number of persons;**

**AND**

**WHEREAS:**

**SECTION 2, A person who commits the offense of maintaining a public nuisance if the person knowingly creates, conducts, or maintains a public nuisance.**

**AND**

**WHEREAS:**

**SECTION 3, Any act that affects an entire community or neighborhood or any considerable number of persons, as specified in subsection (1)(a), is no less a nuisance because the extend of the annoyance or damage inflicted upon individuals is unequal.**

**Rationale for Petitioning:**

**At any time of day or night, loud barking from multiple dogs (somewhere between 8 - 30 dogs depending on breeding season) residing at the Bechtold residence at 1976 Knightmare Drive can be heard throughout the Knightmare Drive-Birch Creek Loop-Haywire Lane neighborhood. Many nights, the noise continues past midnight, and many mornings, it starts about 5:30 am, preventing normal sleep. This constant and excessive barking also makes it impossible to peacefully and comfortably enjoy our property throughout the day. Correlation: Section 1(a).**

**The Bechtolds have received numerous phone calls and knocks at the door from multiple**

**neighbors over many years now, as well as having been advised and pleaded with over the fence that made them aware of the issue. However, the noise has continued unabated for several years now. Correlation: Section 2.**

**Many neighbors have been and are negatively impacted by the noise. Correlation: Section 3.**

**The events necessitating this petition to enforce the DISORDERLY CONDUCT LAW can be defined by Montana Code 45-8-101:**

**WHEREAS:**

**SECTION 1, SUBSECTION (B) Disorderly conduct. A person commits the offense of disorderly conduct if the person knowingly disturbs the peace by: (b) making loud and unusual noises;**

**Rational for Petitioning:**

**For several years now, the Bechtolds have allowed their dogs to bark incessantly at all hours of the day and night. Upon receiving complaints from members of the community, the Bechtolds allowed the noise to continue unabated for several years now after the complaints were made, both with the Bechtolds and the Sheriffs Department.**

**CC: Ravalli County Attorney**

**Ravalli County Sheriff**

**Ravalli County Commissioners**