

RESOLUTION NO. 01-17774

A RESOLUTION OF THE CITY OF BILLINGS APPROVING
PETITIONS FOR ANNEXATION AND ANNEXING
TERRITORY TO THE CITY.

WHEREAS, one hundred percent (100%) of the freeholders who constitute more than fifty percent (50%) of the resident freeholder electors have petitioned the City for annexation of the territory hereinafter described; and

WHEREAS, the territory was described in the Petition as required by law, and

WHEREAS, annexation of said territory would be in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, AS FOLLOWS:

1. TERRITORY ANNEXED. Pursuant to Petition filed as provided M.C.A., Title 7,

Chapter 2, Part 46, the following territory is hereby annexed to the City of Billings:

Tract 1, C/S 2099 and the NW4SW4SW4NW4 of Section 13, Township 1 South, Range 25 East, except the following tracts of land: C/S 2206, C/S 2252, C/S 2155, corrected C/S 1907, C/S 1445, C/S 2548, C/S 2099 and that part reserved for main canal of Billings Land & Irrigation Co. by Warranty Deed recorded March 13, 1905 in Book V, Page 107.

(#01-16)

2. PROCEDURE. All procedures as required under M.C.A., Title 7, Chapter 2, Part 46, have been duly and properly followed and taken.

3. CONDITIONS OF APPROVAL. Annexation is approved subject to the following condition:

(A) An Annexation Agreement shall be executed between the owner, Bottrell Family Investments, LLP and the City of Billings that states: Prior to development of the site, including the issuance of any building permits, the following shall occur:

- A Development Agreement be executed between the owner and the City which shall stipulate specific infrastructure improvements and provide guarantees for said improvements; or
- If the property is subdivided, the required Subdivision Improvements Agreement (SIA) shall be approved and filed with the subdivision, and will stipulate specific infrastructure improvements and provide guarantees for such infrastructure improvements

PASSED by the City Council and APPROVED this 22nd day of October, 2001.

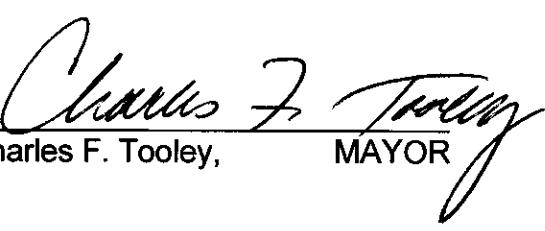
THE CITY OF BILLINGS:



BY:

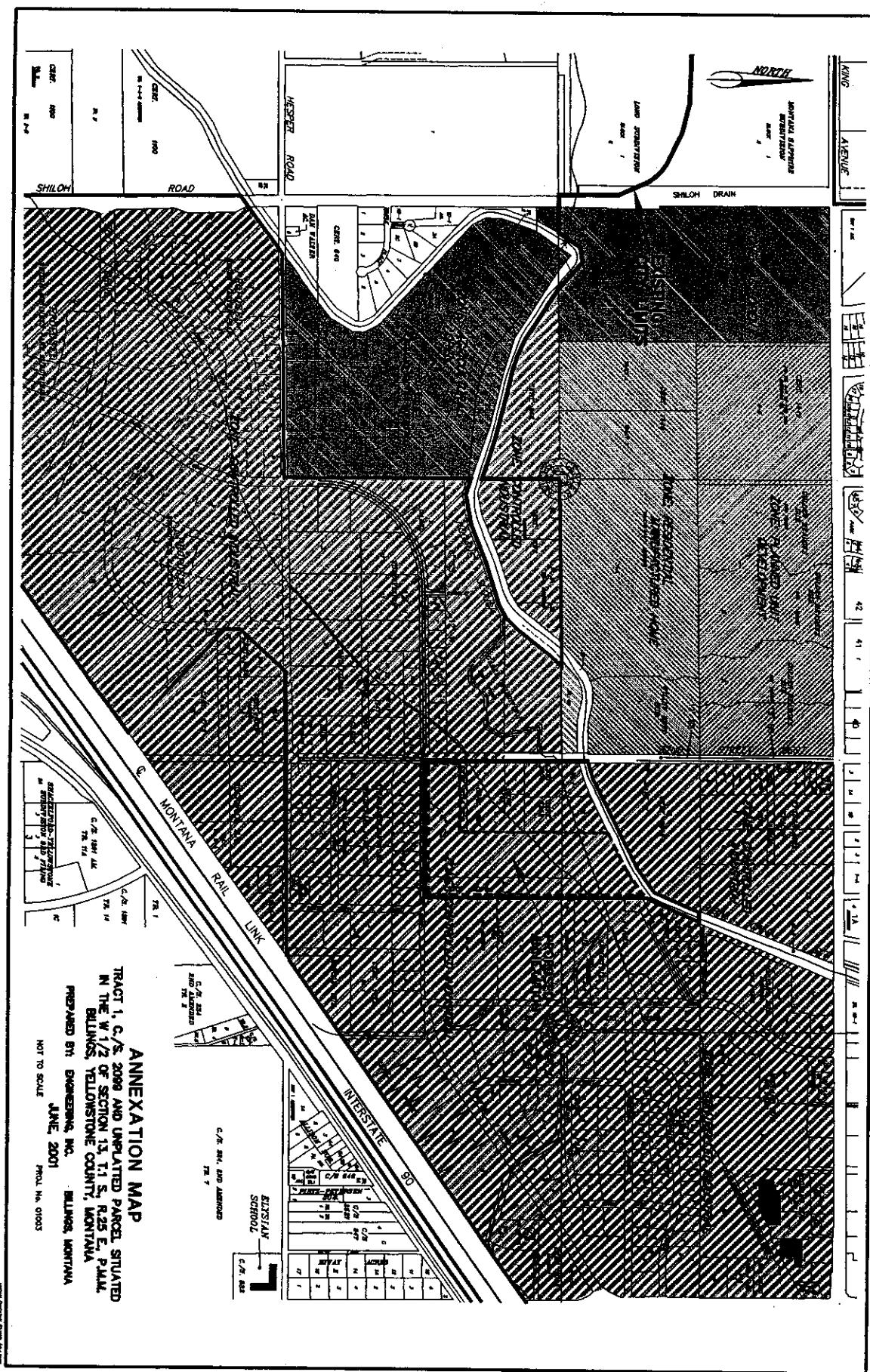
Charles F. Tooley,

MAYOR



ATTEST:

BY: Marita Herold
Marita Herold, CMC/AAE CITY CLERK



ANNEXATION MAP

TRACT 1, C. & S. 2000 AND UNPLATED PARCEL SITUATED
IN THE W 1/2 OF SECTION 13, T. 1 S., R. 25 E., P. M.M.
BILLINGS, YELLOWSTONE COUNTY, MONTANA

PREPARED BY: ENGINEERING, INC. BILLINGS, MONTANA

NOT TO SCALE JUNE, 2001
PROL. No. 01003