

RESOLUTION NO. 16 -10544

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:

A tract of unplatted land situated in the NE1/4, NE1/4 of Section 31, T.1N., R.25E., P.M.M., Yellowstone County, Montana, more particularly described as:

Beginning at the southeast corner of Trail Creek Drive of Yellowstone Meadows-Phase One, Recorded December 15, 1970, under Document No. 873104, on file and of record in the Records of Yellowstone County, said Point of Beginning being the southwest corner Right-Of-Way line of Trail Creek Drive and 54th Street West; thence in a southwesterly direction and along the west Right-Of-Way line of said 54th Street West for a distance of 426.00 feet; thence leaving said 54th Street West Right-Of-Way line and in a southwesterly direction and parallel to said Trail Creek Drive for a distance of 576.68 feet to a point; thence in a northeasterly direction and parallel to 54th Street West for a distance of 426.00 feet to a point on the south Right-Of-Way line of Trail Creek Drive, said point being the southwest corner of said Trail Creek Drive of Yellowstone Meadows-Phase One; thence in a northeasterly direction and along said Right-Of-Way line of Trail Creek Drive for a distance of 576.68 feet to the Point of Beginning. Including all adjacent right-of-way of Trail Creek Drive.

Containing 6.434 gross acres and 5.639 net acres more or less.

(#16-03) See Exhibit "A" Attached

2. CONDITIONS. The annexation is approved, subject to the following conditions:

- Prior to site development, a Development Agreement shall be executed between the owner(s) and the City that shall stipulate specific infrastructure improvements, provide guarantees for said improvements, and include a Waiver of Right to Protest the Creation of Special Improvement Districts will be recorded; and/or
- A Subdivision Improvements Agreement (SIA) and Waiver of Right to Protest the Creation of Special Improvement Districts shall be approved and recorded that will stipulate specific infrastructure improvements, and provide guarantees for such infrastructure improvements.

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

PASSED by the City Council and APPROVED this 9th day of May, 2016.



THE CITY OF BILLINGS:

BY: Thomas W. Hanel

Thomas W. Hanel, MAYOR

ATTEST:

BY: Billie Guenther

Billie Guenther, CITY CLERK

(AN# 16-03)

ANNEXATION 16-03 EXHIBIT "A"

