

RESOLUTION 19 -10791

**A RESOLUTION APPROVING PETITION 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:

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:

Tracts of land situated in the NW 1/4 of Section 19, T.1S., R.26E., Yellowstone County, Montana, more particularly described as:

Tract 2B of Amended Tract 2 Certificate of Survey No. 3594, Recorded March 01, 2019, under Document No. 3876931, on file and of record in the Records of Yellowstone County, (prior to the merging with Lot 1, Block 5 of Amended Plat of Lot 1, Block 5, Annafeld Subdivision First Filing, Recorded March 01, 2019, under Document No. 3876933); Lot 2B, Block 1 of Amended Plat of Lot 2, Block 1, Adam And Mollie Walter Subdivision, First Filing, Recorded April 18, 2019, under Document No. 3880645, on file and of record in the Records of Yellowstone County, (prior to the merging with Lot 1A, Block 4 of Amended Plat of Lots 1 and 2, Block 4, Annafeld Subdivision First Filing, Recorded September 14, 2018, under Document No. 3862576); including all adjacent right-of-way of Elysian Road; containing 45.398 gross and 43.125 net acres more or less.

(# 19-01) See Exhibit "A" Attached

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

- 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 right-of-way dedication, 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.

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana, on the 22nd day of April, 2019.

CITY OF BILLINGS



By: William A. Cole
William A. Cole, Mayor

ATTEST:

By: Denise R. Bohlman
Denise R. Bohlman, City Clerk

(AN# 19-01)

EXHIBIT "A"

