

**RESOLUTION 23-11135**

**A RESOLUTION DECLARING A DISASTER/STATE OF  
EMERGENCY DUE TO RECENT FLOODING IN THE CITY  
OF BILLINGS**

WHEREAS, the National Weather Service issued a Flood Watch beginning May 31st, 2023, for potential rises on small streams, low lying areas, and irrigation and drainage canals due to heavy, long lasting, persistent rain event; and

WHEREAS Yellowstone County and the City of Billings experienced continued rainfall over the same areas for multiple days creating a significant flooding event that overwhelmed the natural and man-made storm water drainage systems; and

WHEREAS, this flooding compromised the City's the storm drains outfall systems, many roads, and culverts; and

WHEREAS, continued heavy rainfall and significant flooding continues to cause damage and compromise to critical public infrastructure; and

WHEREAS, Section 10-3-103(4) MCA defines "disaster" as the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or artificial cause;

WHEREAS, Section 10-3-103(8) MCA defines "emergency" as the imminent threat of a disaster causing immediate peril to life or property that timely action may avert or minimize; and,

WHEREAS, Section 2-903, BMCC authorizes the Mayor to declare the existence of a state of emergency in the event it is deemed necessary to declare the existence of an emergency without delay, or when there is inadequate time to call a meeting of the city council. Such action shall be subject to later confirmation or revocation by the city council; and

WHEREAS a proclamation of an emergency and/or a disaster declaration pursuant to Title 10, Chapter 3, Part 4, MCA, activates the City of Billings' disaster and emergency plan and authorizes the furnishing of aid and assistance in accordance with such plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA pursuant to Title 10, Chapter 3, Part 4, MCA, that a disaster/state of emergency is hereby declared.

BE IT FURTHER RESOLVED that all provisions of the City Emergency Operations Plan are in effect.

BE IT FURTHER RESOLVED that copies of this resolution be filed with the City Clerk, County Assessor and the Montana Disaster and Emergency Services Division in Helena, Montana.

EFFECTIVE DATE. This resolution shall be effective as of May 31, 2023.

ADOPTED AND APPROVED<sup>DS</sup> by the Mayor of the City of Billings, Montana, on the 23<sup>rd</sup> day of June, 2023.



CITY OF BILLINGS

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

ATTEST: \_\_\_\_\_

DocuSigned by:  
By: Toni Keelmer, Deputy City Clerk FOR  
Denise R. Bohlman, City Clerk