

RESOLUTION NO. 11-19022

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 land situated in the SW1/4 of Section 9, T.1S., R.26E., P.M.M., Yellowstone County, Montana, more particularly described as:

Being a portion of the south 310.0 feet of Lot 24, Sugar Subdivision, Recorded March 25, 1909, under Document No. 15135, Records of Yellowstone County. Beginning at the southwest corner of Lot 2, Block 5, of Pinnick Subdivision, Third Filing, Recorded June 7, 1966, under Document No. 779769, Records of Yellowstone County; thence East for a distance of 210.71 feet to a point on the west right of way line of Calhoun Lane; thence along said west right of way and South for a distance of 274.49 feet to a point on the north right of way line of King Avenue East; thence along said north right of way the following course, S 54°26'59" W for a distance of 28.39 feet, West for a distance of 187.61 feet; thence leaving said north right of way and North for a distance of 291.0 feet to the Point of Beginning. Including all adjacent right-of-way of King Avenue East and Calhoun Lane. Containing 1.563 gross acres and 1.404 net acres.

(# 11-01) See Exhibit "A" Attached

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

- Prior to extension of sewer services to the property, a Development Agreement shall be executed between the owner(s) and the City that shall stipulate specific infrastructure improvements and provide guarantees for said improvements, and a Waiver of Right to Protest the Creation of SIDs shall be recorded.

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 24th day of January, 2011.

THE CITY OF BILLINGS:



BY: Thomas W. Hanel
Thomas W. Hanel, MAYOR

ATTEST:

BY: Cari Martin
Cari Martin, CITY CLERK

(AN# 11-01)

EXHIBIT A

