

RESOLUTION 12 - _____

A RESOLUTION TO EXCLUDE TERRITORY UNDER THE PROVISIONS OF TITLE 7, CHAPTER 2,
PART 48 OF THE MONTANA CODE ANNOTATED

WHEREAS, the City Council of the City of Billings has determined that a petition to exclude the territory now within the City of Billings was signed by the requisite number of qualified electors of the City, and that granting of the petition is in the best interest of the City of Billings and will not materially mar the symmetry of the City; and

WHEREAS, the Billings City Council desires to exclude said territory from the City of Billings pursuant to Title 7, Chapter 2, Part 48 of the Montana Code Annotated; and

WHEREAS, the boundaries of the territory that the Billings City Council desires to exclude is particularly described as follows:

TERRITORY DEANNEXED. A tract of land situated in the SW1/4 of Section 27, T.1S., R.26E., Billings, Yellowstone County, Montana, more particularly described as:

A 13.82 gross acre tract of land located on the south edge of the Briarwood Subdivision at the terminus of Dumbarton Road described as Tract 81A of Amended Tracts 29-33, 47-53, 62-67, 78-85, 90-94 of Certificate of Survey No. 2165, Recorded January 26, 1983, Under Document No. 1253064, Records of Yellowstone County, Montana, annexed under Resolution No. 02-17819, Recorded April 18, 2002, Under Document No. 3173017, Records of Yellowstone County, Montana. Containing 13.823 gross and net acres, more or less. (# 12-03) See Exhibit "A" Attached

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

- A. The Billings City Council desires to exclude the above described contiguous territory.
- B. All registered voters in the territory to be embraced were immediately notified, in writing.
- C. Notice of the City Council's intent to exclude said territory was passed under Resolution No. 12-19149, and published as provided in Section 7-1-4127, MCA, with notice that for a period of twenty (20) days after first publication of the notice, the Billings City Clerk accepted written comments approving or disapproving the proposed exclusion of the above described territory from the City of Billings from registered voters residing in the area proposed to be excluded.
- D. The City Clerk forwarded all written communication received by the Clerk to the City Council for consideration.
- E. A public hearing on the question of exclusion of said territory was held on May 14, 2012.

APPROVED AND PASSED by the City Council of the City of Billings this 14th day of May, 2012.

THE CITY OF BILLINGS

BY: _____

Thomas W. Hanel, MAYOR

ATTEST:

BY: _____

Cari Martin, CITY CLERK

EXHIBIT A

3RD AM

