

## RESOLUTION NO. 14-

### 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 14, T.1N., R.26E., P.M.M., Yellowstone County, Montana, more particularly described as:

Tract being a portion of Tract 2B, of the Corrected Certificate of Survey No. 840, Second Amended, Recorded July 14, 1972, under Document Number 911664, of record and on file in the office the Yellowstone County, Clerk and Recorder's, said portion described as follows:

Beginning at the southwest corner of Tract 2B of said Corrected Certificate of Survey No. 840, Second Amended; thence N 00°25'00" E for a distance of 360.36 feet; thence S 89°14'00" E for a distance of 281.94 feet; thence S 00°25'00" W for a distance of 40.36 feet; thence S 89°14'00" E for a distance of 90.25 feet to the north-south mid section line of Section 14, T.1N., R.26E., P.M.M.; thence S 00°25'00" W along said mid section line for a distance of 320.01 feet to the southeast corner of said Tract 2B; thence N 89°13'59" W along the south line of said Tract 2B for a distance of 372.20 feet to the Point of Beginning.

Containing 2.995 gross and net acres more or less.

(# 14-01) 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 and provide guarantees for said improvements and 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 9<sup>th</sup> day of June, 2014.

THE CITY OF BILLINGS:

BY: \_\_\_\_\_

Thomas W. Hanel, MAYOR

ATTEST:

BY: \_\_\_\_\_

CITY CLERK

(AN# 14-01)

