

## RESOLUTION NO. 15 -

### 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:

Tracts of land situated in the NW1/4 of Section 4, the NE1/4 of Section 5, T.1S., R.25E., P.M.M., and the SE1/4 of Section 31 T.1N., R.25E., P.M.M., Yellowstone County, Montana, more particularly described as: Being Government Lot 1, of Section 5, T.1S., R.25E., P.M.M., being surrounded on the west by Trails West Subdivision, First Filing, Recorded July 20, 2010, under Document No. 3556257; on the south by Trails West Subdivision, Second Filing, Recorded July 05, 2013, under Document No. 3674106; on the east by 56<sup>th</sup> Street West; on the north by Grand Avenue. Including all adjacent right-of-way of 56<sup>th</sup> Street West and Grand Avenue.

Containing 40.009 gross acres and 38.826 net acres more or less.

(# 15-10) See Exhibit "A" Attached

2. CONDITIONS. The annexation is approved, subject to the following condition:
  - A Development Agreement shall be executed and recorded between the owner(s) and the City that shall stipulate specific infrastructure improvements, right-of-way dedication, provide guarantees for improvements, and include a Waiver of Right to Protest the Creation of Special Improvement Districts.

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 November, 2015.

THE CITY OF BILLINGS:

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

Thomas W. Hanel, MAYOR

ATTEST:

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

CITY CLERK

(AN# 15-10)

