

RESOLUTION NO. 9357

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE 3.695 ACRES OF LAND IN THE NE1/4 NW1/4 OF SECTION 17, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND LOT 7, BLOCK 2, TALCOTT ADDITION TO THE CITY OF GREAT FALLS, MONTANA, AND LOTS 8 & 9 OF THE AMENDED PLAT OF LOTS 8 & 9, BLOCK 2, TALCOTT ADDITION TO THE CITY OF GREAT FALLS, MONTANA; MORE PARTICULARLY DESCRIBED HEREINBELOW; ALL AS SHOWN ON THE MAP ATTACHED HERETO MARKED EXHIBIT "A" AND BY THIS REFERENCE MADE A PART HEREOF.

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WHEREAS, the City of Great Falls is a city incorporated under the laws of the State of Montana, and having a population of more than ten thousand (10,000) is a city of the first class; and,

WHEREAS, there is contiguous to said City, but without the boundaries thereof, certain tracts or parcels of land situated in the County of Cascade, State of Montana, and described as follows:

Unplatted 3.695 acres of land in the NE1/4NW1/4 Section 17, Township 20 North, Range 4 East, P.M.M., Cascade County, Montana, more fully described as follows: Beginning at a point on the north right-of-way line of Eleventh Avenue South, which point is the southeast corner of Lot 7, Block 2, Talcott Addition to Great Falls; thence N0°30'W, 199.0 feet along the east line of said Lot 7; thence S89°56'E, 150.0 feet; thence N0°30'W, 219.0 feet; the last two courses being along the south and east lines of the Kruse Addition; thence S89°56'E, 225.0 feet along the south right-of-way line of Tenth Avenue South; thence S0°30'E, 200.0 feet; thence S89°56'E, 170.0 feet, the last two courses being along the west and south lines of the Flamingo Lounge tract; thence S0°30'E, 218.0 feet along the west lines of Z & Z Tract and Lot 1, Block 1, 1<sup>st</sup> Supplement to Z & Z Tract; thence N89°56'W, 545.0 feet along the north right-of-way line of Eleventh Avenue South to the point of beginning; all as described on Certificate of Survey No. 4104, filed in the Clerk and Recorder's Office of Cascade County, Montana, on October 6, 2003;

Lot 7, Block 2, Talcott Addition to the City of Great Falls, Montana, and Lots 8 & 9, Block 2, of the Amended Plat of Lots 8 & 9, Block 2, Talcott Addition to the City of Great Falls, Montana, containing in all 0.8113 acres, all as described on the original subdivision plat of Talcott Addition and the Amended Plat of Lots 8 & 9, Block 2, Talcott Addition, filed in the Clerk and Recorder's Office of Cascade County, Montana;

all as shown on the map attached hereto marked Exhibit "A" and by this reference made a part hereof; and,

WHEREAS, Section 7-2-4501, Montana Code Annotated, provides a city may include as part of the city any platted or unplatted tract or parcel of land that is wholly surrounded by the city.

WHEREAS, in the judgement of the City Commission of said City, expressed by Resolution No. 9353 entitled:

A RESOLUTION OF INTENTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE 3.695 ACRES OF LAND IN THE NE1/4 NW1/4 OF SECTION 17, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND LOT 7, BLOCK 2, TALCOTT ADDITION TO THE CITY OF GREAT FALLS, MONTANA, AND LOTS 8 & 9 OF THE AMENDED PLAT OF LOTS 8 & 9, BLOCK 2, TALCOTT ADDITION TO THE CITY OF GREAT FALLS, MONTANA; DIRECTING NOTICE TO BE GIVEN BY THE CITY CLERK AS PROVIDED BY LAW.

duly and regularly passed and adopted on the 2nd day of December, 2003, stating that it will be in the best interest of said city and the inhabitants thereof, that the boundaries of said City of Great Falls shall be extended so as to include "UNPLATTED 3.695 ACRES OF LAND LEGALLY DESCRIBED AS MARK NO. 18 IN THE NE1/4NW1/4 OF SECTION 17, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND LOTS 7 - 9, BLOCK 2, TALCOTT ADDITION TO THE CITY OF GREAT FALLS, MONTANA."

WHEREAS, the City Clerk of said City, pursuant to said Resolution and the statute in such case made and provided, forthwith caused to be published in the Great Falls Tribune, the newspaper published nearest said tract of land, at least once a week for two (2) successive weeks, a notice to the effect that said Resolution had been duly and regularly passed, and that for a period of twenty (20) days after the first publication of said notice, said City Clerk would receive expressions of approval or disapproval, in writing,

of the said proposed extension of the boundaries of said City, and also stating therein the time and place set for the public hearing provided by said Resolution; and,

WHEREAS, the first publication of said notice hereinbefore referred to was the 14th day of December, 2003; and,

WHEREAS, a public hearing was held by the City Commission of the City of Great Falls on January 6, 2004, at 7:00 P.M., in the Commission Chambers of the Great Falls Civic Center, where said Commission heard all persons and all things relative to the proposed annexation of said property;

NOW, THEREFORE, the City Commission now finds that it is to the best interest of the City of Great Falls and its inhabitants to proceed with the incorporation of said territory into the City of Great Falls; and,

WHEREAS, all of the proceedings herein have been conducted in strict compliance with and in conformity to the law and constitution of the State of Montana, and all conditions, acts, and things required to be done precedent to and in the passage and adoption of this resolution have been properly and legally done, and performed;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF GREAT FALLS, MONTANA;

That the boundaries of the City of Great Falls, Montana, be and the same are hereby extended so as to embrace and include within the corporate limits of said city all of the land hereinabove described, included as: "UNPLATTED 3.695 ACRES OF LAND LEGALLY DESCRIBED AS MARK NO. 18 IN THE NE1/4NW1/4 OF SECTION 17, TOWNSHIP 20 NORTH, RANGE 4 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND LOTS 7 – 9, BLOCK 2, TALCOTT ADDITION TO THE CITY OF GREAT FALLS, MONTANA."

BE IT FURTHER RESOLVED BY THE COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:

The Cascade County Clerk and Recorder is hereby authorized and directed to change the appropriate district boundaries of the City of Great Falls, Montana, to include said tract of land; and,

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective thirty (30) days after its passage and approval.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 6th day of January, 2004.

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Randall H. Gray, Mayor

ATTEST:

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Carolyn M. Broquist, Deputy City Clerk

(SEAL OF CITY)

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Approved for legal content: City Attorney

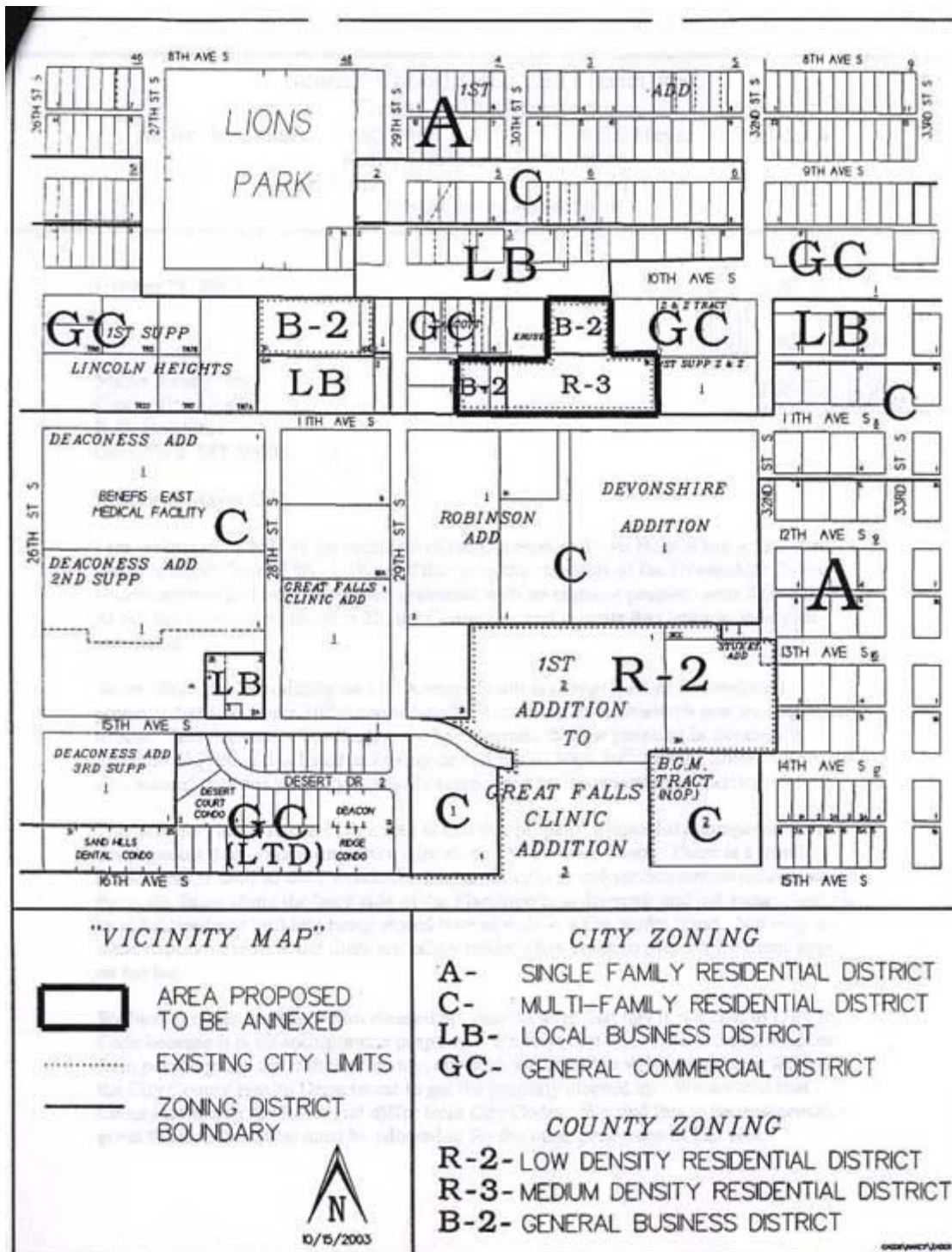
State of Montana     )  
County of Cascade   :ss  
City of Great Falls   )

I, Carolyn M. Broquist, Deputy City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution No. 9357 was placed on its final passage by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 6th day of January, 2004, and approved by the Mayor of said City on the 6th day of January, 2004.




IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 6th day of January, 2004.

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Carolyn M. Broquist, Deputy City Clerk

(SEAL OF CITY)



**"VICINITY MAP"**

-  AREA PROPOSED TO BE ANNEXED
-  EXISTING CITY LIMITS
-  ZONING DISTRICT BOUNDARY



10/15/2003

**CITY ZONING**

- A-** SINGLE FAMILY RESIDENTIAL DISTRICT
- C-** MULTI-FAMILY RESIDENTIAL DISTRICT
- LB-** LOCAL BUSINESS DISTRICT
- GC-** GENERAL COMMERCIAL DISTRICT

**COUNTY ZONING**

- R-2-** LOW DENSITY RESIDENTIAL DISTRICT
- R-3-** MEDIUM DENSITY RESIDENTIAL DISTRICT
- B-2-** GENERAL BUSINESS DISTRICT

EXHIBIT "A"