

## RESOLUTION NO. 9405

### A RESOLUTION OF INTENT TO MODIFY THE BOUNDARY OF SPECIAL LIGHTING DISTRICT – COMMERCIAL LIGHTING “SLD-C” No. 1295 BY MOVING PROPERTIES CONTAINED IN NORTH PARK ADDITION FROM THE COMMERCIAL LIGHTING DISTRICT INTO THE PROPOSED INDUSTRIAL LIGHTING DISTRICT

#### WHEREAS:

- A. The City Commission of the City of Great Falls, Montana, finds it advantageous and convenient to modify the boundary of Special Lighting District – Commercial Lighting “SLD-C” No. 1295 for assessment and other administrative purposes within said district and;
- B. All two hundred twenty (220) light fixtures, poles, and wiring, existing and proposed are of similar size, type, and material, and;
- C. That the removed boundaries of Special Lighting District – Commercial Lighting “SLD-C” No. 1295 are indicated in Section #8 and are shown on the attached Modification Exhibit “C2004-1” (North Industrial Park area), and;
- D. That the newly modified boundaries of said Special Lighting District – Commercial Lighting “SLD-C” No. 1295 are as shown on the attached Exhibit “C2004” with Modification Exhibit “C2004-1” (excluding North Industrial Park area), and are hereby declared to be further defined as follows:

#### Section #1:

Beginning at the intersection of the centerline of 1st Alley N. and 7th St.; thence easterly along the center line of 1st Alley N. to the center line of 9th St.; thence southerly along the center line of 9th St to the center line of 1st Alley So; thence westerly along the center line of 1st Alley S. to the center line of 7th St.; thence northerly along the center line of 7th St. to the point of beginning.

#### Section #2:

Beginning at the southwest corner of Lot 1, Block 1, Second Supplement to Deaconess Addition; thence northerly along the west line of said Lot 1, Block 1, a distance of 280 feet; thence easterly along a line parallel to the south line of said Lot 1, Block 1, the same being coincidental with the north right-of-way line of 15th Avenue South, a distance of 473 feet; thence southerly along a line parallel to the west line of said Lot, 1, Block 1, Deaconess Addition a distance of 140 feet; thence easterly along a line parallel to the south line of said Deaconess Addition extended east to its intersection with the east line of the Great Falls Clinic Addition; thence southerly along said east line of the Great Falls Clinic Addition a distance of 140 feet, the same being

the southeast corner of the Great Falls Clinic Addition; thence southerly along a line parallel to and 30 feet west of the center line of 29th Street South to its intersection with the centerline of Desert Drive; thence westerly along said centerline of Desert Drive to a point on a curve of said centerline which is produced by and easterly extension of the south lot line of Lot 1, Block 2, Yeoman Tynes Addition; thence westerly along said south lot line of Lot 1, Block 2, Yeoman Tynes Addition to the southwest corner of said Lot 1, Block 2; thence northerly along the west line of said Lot 1, Block 2, to its intersection with the south line of 15th Avenue South, the same being the northwest corner of said Lot 1, Block 2, Yeoman Tynes Addition; thence westerly along the south line of said 15th Avenue South a distance of 473 feet; thence northerly to the southwest corner of the Second Supplement to Deaconess Addition and the point of beginning.

### **Section #3:**

Beginning at the intersection of 7th Street and 2nd Alley North thence easterly along the centerline of 2nd Alley North to the intersection of 11th Street and 2nd Alley North; thence southerly along the centerline of 11th Street to the intersection of 11th Street and 1st Alley North; thence westerly along the centerline of 1st Alley North to the intersection of 1st Alley North and 7th Street; thence northerly along the centerline of 7th Street to the intersection of 7th Street and 2nd Alley North, the point of beginning. *Embracing* Lots 8 to 14, Blocks 302 thru 305 and Lots 1 to 7, Blocks 318 thru 321.

### **Section #4:**

Beginning at the intersection of Park Drive and 1st Alley South; thence east along the centerline of 1st Alley South to the intersection of 1st Alley South and 9th Street; thence south along the centerline of 9th Street to the intersection of 9th Street and 3rd Alley South; thence West along the centerline of 3rd Alley South to the intersection of 3rd Alley South and Park Drive; thence north along the West extended boundary line of Block 417, Lot 2 and Block 368, Lot 9, to the intersection of the west boundary line extended of Block 368, Lot 9 with the centerline of 2nd Alley South; thence west along the centerline of 2nd Alley South to a point 175 feet west of the west property line of Park Drive; thence northerly 175 feet along a line parallel to Park Drive to the center line of the intersection of 1st Ave. S.; thence easterly to the intersection of 1st Ave. S. and Park Drive; thence northerly along the center line of Park Drive to the intersection of 1st Alley South, and the point of beginning. *Embracing* Lots 8 to 14, Blocks 360 thru 367, Lots 1 to 10, Block 368, Lots 1 to 14, Blocks 369 thru 375, Lots 1 to 7, Blocks 410 thru 416, Lots 2 & 3, Block 417, within the original townsite, Great Falls, Cascade, Montana.

### **Section #5:**

Beginning at the Southwest corner of the North 75 feet of Lot 7, Block 128; thence North along the West boundary line of Lot 7, Block 128, Lots 7 and 8, Block 81, Lots 7 & 8, Block 77 through the western boundary line of Lot 8, Block 32 and along the West boundary line of the area formerly known as Lot 7, Block 32 extended to the intersection

of the centerline of 11th Avenue North; thence east along the centerline of 11th Avenue North to its intersection with the extended East boundary line of Lot 1, Block 33; thence south along the extended East boundary line of Lot 1, Block 33, Lot 14, Block 33, Lots 1 and 14, Block 76, Lots 1 and 14, Block 82 to the Southeast corner of the North 75 feet of Lot 1, Block 127; thence west along the Southern border of the North 75 feet of Lot 1, Block 127 to the point of origin.

**Section #6:**

Beginning at the center line of 10th Avenue South wherein it intersects with the centerline of 26th Street South; thence West 174 feet along the centerline of 10th Avenue South; thence South to the South right-of-way line of 17th Avenue South; thence continuing South 500.8 feet; thence East 348 feet; thence North 500.8 feet to the north boundary line of Lot 1 Block 1 Stites Memorial Addition; thence continuing North to the centerline of 10th Avenue South; thence West to the true point of beginning.

**Section #7:**

Beginning at a point 42.26 ft. south of the northeast corner of Lot 1, Block 3 of the Tietjen Triangle; thence southerly along the east boundary line of Lot 1, Block 3 of the Tietjen Triangle to a point 172.33 ft.; thence easterly along the north boundary line of Lot 6, Block 3 of the Tietjen Triangle to a point 114.93 ft.; thence southerly 179.96 ft. to the centerline of Alder Drive; thence westerly along the centerline of Alder Drive to a point approximately 89.92 ft.; thence southerly along a line 35 ft. parallel from the east right of way line of Fox Farm Road to a point approximately 230.48 ft.; thence westerly to a point approximately 128.06 ft; thence northwesterly along a line 51.78 ft. parallel from the west right of way line of Fox Farm Road to a point 515.99 ft.; thence northeasterly 289.78 ft. to the point of beginning.

**Section #8:**

~~Beginning at the intersection of the center line of 38<sup>th</sup> Street North and south line of U.S. Highway 87 By Pass proceed East along the south line of U.S. Highway 87 By Pass to the extended west line of Block 1, North Park Addition; thence north along the extended west line and west line of said Block 1 to the NW corner of said Block 1; thence east along the north line of said Block 2 to the NE corner of said Block 1; thence south along the east line and east line extended of said Block 1 to the south line of U.S. Highway 87 By Pass; thence east along the south line of U.S. Highway 87 By Pass to the east line of Lot 1, Block 4, said North Park Addition; thence south along the east line of Lots 1 and 4 of said Block 4, to the south line of said North Park Addition; thence westerly along the south line of the North Park Addition to the centerline of 38<sup>th</sup> Street North; thence north along the center line of 38<sup>th</sup> Street North to the south line of U.S. Highway 87 By Pass and point of beginning, and;~~

- E. That the modification of this Street Lighting District will supersede and take precedence over any existing, overlapping street lighting district's boundaries and improvements.

PASSED by the Commission of the City of Great Falls, Montana, on this 6<sup>th</sup> day of July, 2004.

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Randall H. Gray, Mayor

ATTEST:

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Carolyn Horst, Deputy City Clerk

(SEAL OF CITY)

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Approve for Legal Content: City Attorney

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

I, Carolyn Horst, Deputy City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9405 was passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 6<sup>th</sup> day of July 2004, and approved by the Mayor of said City on the 6<sup>th</sup> day of July 2004.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 6<sup>th</sup> day of July 2004.

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Carolyn Horst, Deputy City Clerk

(SEAL OF CITY)

**LEGAL NOTICE**

NOTICE IS HEREBY GIVEN that on the 3<sup>rd</sup> day of July, 2004, the City Commission of the City of Great Falls, Montana, adopted a Resolution of Intent to Modify No. 9405 entitled:

A RESOLUTION DECLARING IT TO BE THE INTENTION OF THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA TO MODIFY SPECIAL LIGHTING DISTRICT – COMMERCIAL LIGHTING “SLD-C” NO. 1295 BY MOVING PROPERTIES CONTAINED IN NORTH PARK ADDITION FROM THE COMMERCIAL LIGHTING DISTRICT INTO THE PROPOSED INDUSTRIAL LIGHTING DISTRICT

Resolution of Intent to Modify No. 9405 is on file in the office of the City Clerk, Peggy J. Bourne, (406) 455-8541, Civic Center, 2 Park Drive, Great Falls, Montana, to which reference is hereby made for a description of the boundaries of said district.

That the City Commission of the City of Great Falls, Montana, will be in session on the 3<sup>rd</sup> day of August, 2004, at 7:00 o'clock p.m., in the Commission Chambers in the Civic Center, at which time and place the City Commission will hear objections to the modification of said Lighting District. Any person or persons, who are owners of any lot or parcel of land within said Special Lighting District SLDC 1295, who shall, within 15 days after the first publication of this notice have delivered to the City Clerk of the City of Great Falls, a protest in writing against the proposed modification of said lighting district, shall have the right to appear at said meeting in person or by counsel, and show cause, if any there be, why such lighting district should not be modified.

Publication Dates: July 16 & July 23, 2004

CITY  
of  
GREAT FALLS  
And Vicinity  
CASCADE COUNTY, MT

EXHIBIT "C2004"

