

RESOLUTION 9671

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE MARK L, NORTHWEST ¼, SECTION 15, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND A SEGMENT OF 14<sup>TH</sup> AVENUE SOUTHWEST, BETWEEN 14<sup>TH</sup> STREET SOUTHWEST AND 16<sup>TH</sup> STREET SOUTHWEST, 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:

Mark L, Northwest ¼, Section 15, Township 20 North, Range 3 East, P.M.M., Cascade County, Montana, and containing 5.33 acres,

and,

A segment of 14<sup>th</sup> Avenue Southwest, between 14<sup>th</sup> Street Southwest and 16<sup>th</sup> Street Southwest, in the Northwest ¼ Section 15, Township 20 North, Range 3 East, M.P.M. Cascade County, Montana, described as follows:

Beginning at the southeast corner Block 3, University Addition to Great Falls, being the point of beginning;

thence West along the south lot line 425 feet to a point on the east boundary of Mark V, in E½NW, Sec 15, T20N, R3E, M.P.M.;

thence South along the east lot line 31.5 feet to the SE corner of Mark V;

thence West along the south lot line 436.75 feet to the SW corner of Mark V;

thence South along the east right-of-way of 16<sup>th</sup> Street Southwest to the NW corner of Mark 8, in SENW, Sec 15, T20N, R3E, M.P.M.;

thence East along the North lot line 861.75 feet to the NE corner of Mark T, in SENW, Sec 15, T20N, R3E, M.P.M.;

thence North along the west right-of-way of 14<sup>th</sup> Street Southwest to the SE corner of Block 3, University Addition to Great Falls, to the point of beginning;

containing 0.87 acres more or less,

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

and,

WHEREAS, on February 21, 2006, the Great Falls City Commission adopted Ordinance 2930 regarding the annexation of parcels that receive water and/or sewer services and are currently outside the City limits; and,

WHEREAS, pursuant to 69-7-201, MCA, it is the opinion of the Montana Attorney General that a City may require the annexation of parcels located outside the city limits receiving water and/or sewer services as a condition for the continuation of such utility services to said parcels, 46 Op. Atty. Gen. No. 12 (1995); and,

WHEREAS, Constance Jean Smith, property owner of record, has provided written consent to annex said property into the City of Great Falls, as a condition for the continuation of City water and sewer services in accordance with City Ordinance 2930;

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: "MARK L, NORTHWEST ¼, SECTION 15, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, MONTANA, AND A SEGMENT OF 14<sup>TH</sup> AVENUE SOUTHWEST, BETWEEN 14<sup>TH</sup> STREET SOUTHWEST AND 16<sup>TH</sup> STREET SOUTHWEST."

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

That 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 tracts of land; and,

That this Resolution shall become effective from and after the date of the filing of said document in the office of the Cascade County Clerk and Recorder.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 7<sup>th</sup> day of August, 2007.

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Dona R. Stebbins, Mayor

ATTEST:

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Lisa Kunz, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

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David V. Gliko, City Attorney

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

I, Liza Kunz, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9671 was placed on its final passage by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 7<sup>th</sup> day of August, 2007, wherein it was approved by said Commission.

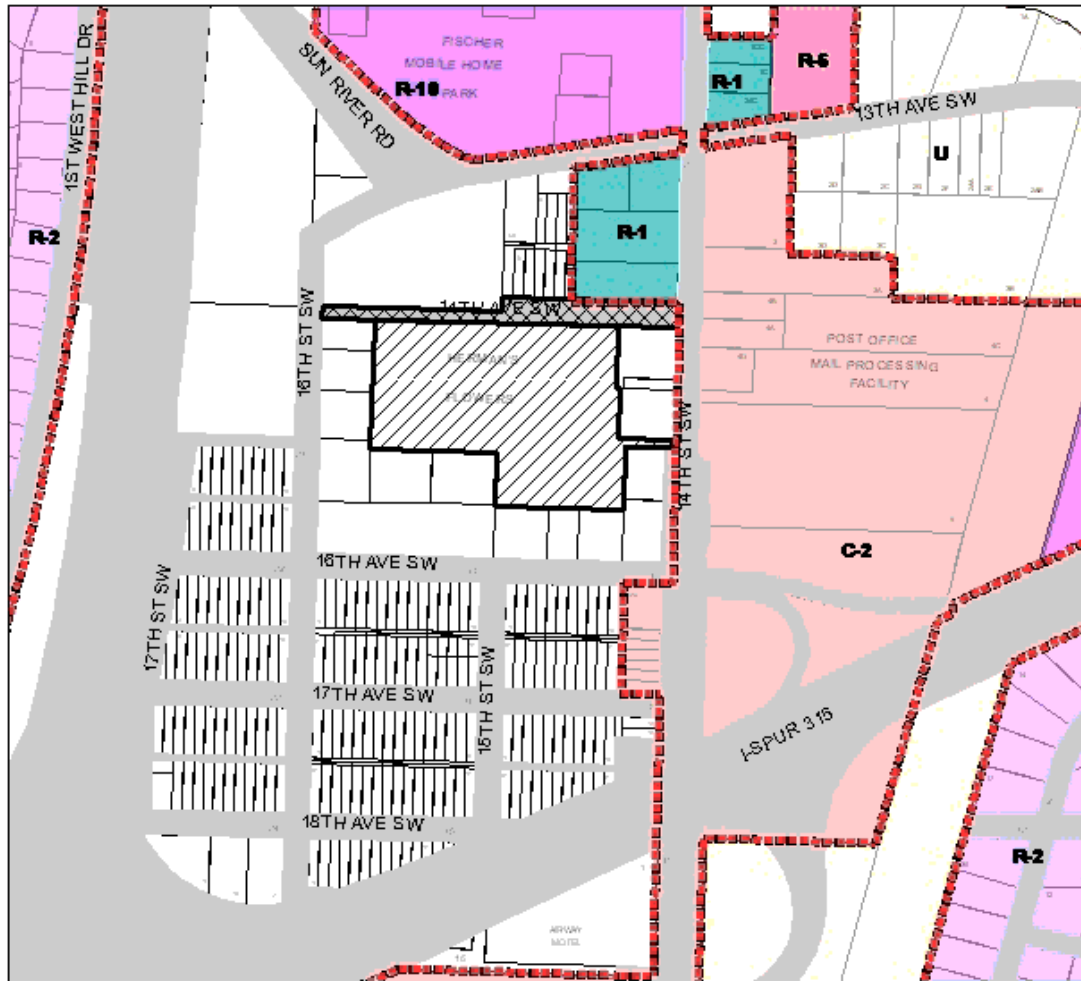
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 7<sup>th</sup> day of August, 2007.

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Lisa Kunz, City Clerk

(SEAL OF CITY)

EXHIBIT "A"

# VICINITY/ZONING MAP



MARK L, IN NW¼, SECTION 15, TOWNSHIP 20 NORTH, RANGE 3 EAST, CASCADE COUNTY, MONTANA PROPOSED TO BE ANNEXED INTO CITY OF GREAT FALLS AND ASSIGNED A ZONING CLASSIFICATION OF R-1 SINGLE-FAMILY SUBURBAN



ABUTTING SEGMENT OF 14TH AVENUE SOUTHWEST BEING ANNEXED INTO THE CITY IN ACCORDANCE WITH 7-2-4211, M.C.A. REGARDING INCLUSION OF ROADS AND RIGHTS-OF-WAY IN ANNEXATIONS

City Limits

R-6 Multi-family high density

U Unincorporated enclaves

R-1 Single-family suburban

R-10 Mobile home park

Tracts of land outside City

R-2 Single-family medium density

C-2 General commercial

480 240 0 480 Feet

