

RESOLUTION 9902

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO EXTEND THE BOUNDARIES OF SAID CITY TO INCLUDE SERVICE DISTRICT NO. 3 WITHIN UPPER/LOWER RIVER ROAD WATER & SEWER DISTRICT, IN SECTIONS 13, 23, AND 24, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, MONTANA, MORE PARTICULARLY DESCRIBED HEREINBELOW; ALL AS SHOWN ON THE MAP ATTACHED HERETO MARKED EXHIBIT "A" AND BY THIS REFERENCE MADE A PART HEREOF.

* * * * *

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, certain tracts or parcels of land situated in the County of Cascade, State of Montana, and described as follows:

Service District No. 3, North Portion,

Beginning at the southeast corner of Lot 22 which is the northeast corner of Lot 27B of Grandview Tracts in Section 13, T20N, R3E PMM, Cascade County Montana, being the **Point of Beginning**; thence westerly along the north line of Lots 27, 27A and 27B of said Grandview Tracts to the east right-of-way of 4th Street South; thence continuing westerly along those Lot lines extended across said 4th Street South to the west right-of-way of 4th Street South and the northeast corner of Lot 26 of Grandview Tracts as created by Boundary Line Adjustment Survey # P-2008-0000056 filed Dec. 9 2008; thence southerly along the east line of said Lot 26, 109 feet to the mid-point of Lot 26, thence westerly and parallel to the north line of Lot 26 to the west line of Lot 26 and the east line of Lot 30, thence westerly across and parallel to the north line of Lot 30 to the west line of Lot 30 and the east right-of-way of 3A Street South; thence northerly along the east line of 3A Street South to a point in line with the north line of Lot 29 extended of Grandview Tracts; thence westerly across said 3A Street South to the intersection of the west right-of-way of 3A Street South and the north

line of Lot 29 of Grandview Tracts; thence westerly along the north line of said Lot 29 to the southeast corner of Lot 24 of Grandview Tracts; thence northerly along the east line of said Lot 24 to the northeast corner of said Lot 24; thence westerly along the north line of said Lot 24 to the east right-of-way of 3rd Street South; thence continuing westerly along the north line of Lot 24 extended, across 3rd Street South to the west right-of-way of 3rd Street South; thence southerly along said west right-of-way 3rd Street South to the northeast corner of Lot 23B of Grandview Tracts; thence westerly along the north line of Lots 23B,23C and 23D of Grandview Tracts to the intersection of the east right-of-way of Upper River Road; thence continuing westerly across Upper River Road to the west right-of-way of Upper River Road; thence northerly along said west right-of-way line to a 10 ft. right-of-way break in the right-of-way line, thence west on that right-of-way break 10 ft., thence around a curve to the left with a radius of 237 feet on said right-of-way line to a point radially opposite the south east corner of Mark 3, in Section 14, T20N R3E (more commonly known as Blanchard Tracts) and said point being the west right-of-way line of a platted 30 foot roadway which is the west boundary of Grandview Tracts, thence northerly along the west boundary of Grandview Tracts to a point in line with the south line of Lot 9 of Grandview Tracts, thence easterly across the 30 foot platted right-of-way to the southwest corner of Lot 9, thence easterly along the south boundary of the west 159 ft. of Lot 9 to the southeast corner of the west 159 ft. of Lot 9, thence northerly along the eastern boundary of the west 159 ft. of Lot 9 to the northeast corner of the west 159 feet of Lot 9, thence northerly cross 21st Avenue South to the south line of Lot 1 of Grandview Tracts, thence easterly along the north line of 21st Avenue South to a point in line with the east line of Lot 13 of Grandview Tracts, thence southerly across 21st Avenue South to the northwest corner of Lot 13, thence southerly along the west side of Lot 13 to a point in line with the north line of Lot 15B of Grandview Tracts, thence westerly across 4th St. So. to the north east corner of Lot 15B, thence along the north line of Lot 15B to the northwest corner of said Lot, thence southerly along the west line of Lot 15B to the southwest corner of said Lot, thence easterly along the south line of Lot 15B to the southeast corner of said Lot, thence easterly across 4th Street South to the east line of Lot 17, thence southerly along the east line of 4th Street South to the northwest corner of Lot 22, thence easterly along the north line of Lot 22 to the northeast corner of Lot 22, thence southerly along the east line of Lot 22 to the southeast corner of Lot 22 and the point of beginning containing 20 acres more or less,

and,

Service District No. 3, South Portion,

Beginning at the southwest corner of Lot 1, Block 2, Southvale Addition (in NW ¼ of Section 24, T20N, R3E PMM, Cascade County Montana), being the **Point of Beginning**; thence along the south boundary of Lots 1 through 10, Southvale Addition to the south east corner of Lot 10, Block 2, Southvale Addition thence easterly across 3rd Street South to the southwest corner of Lot 1, Block 3, Southvale Addition, thence southerly across a platted 20 ft. alley to the northwest corner of Lot 22 Block 3, Southvale Addition, thence southerly along the west line of said Lot 22 to the southeast corner of said Lot 22, thence southerly across 32nd Avenue South to the north line of Mark 10Q, Certificate of Survey # 1190 in the SW ¼ of the NW ¼ of Section 24, T20N R3E, PMM, thence westerly along the north line of Mark 10Q to the northwest corner of Mark 10Q, thence southerly along the west line of Mark 10Q to the southwest corner thereof, thence southerly across a 20 ft. alley dedicated to the

public in Reel 2 Document 1408 of the book of deeds on file with Cascade County, thence westerly along the south line of this alley to the north west corner of Mark 10, Certificate of Survey #1190 in Section 24, thence westerly across Upper River Road, into Section 23, T20N, R3E PMM, to the west line of Upper River Road; thence north along the west line of Upper River Road to the southeast corner of Lot 21 of McLean Garden Tracts (a convenience plat) as shown in Amended Plat # 3096 in Section 23, T20N, R3E, PMM, Cascade County Montana, thence westerly along the south line of said Lot 21 of Mclean Garden Tracts to the southwest corner of Lot 21 of Mclean Garden Tracts, thence northerly along the west line of Lots 21 and 22 of McLean Garden Tracts as depicted in Amended Plat # 3096 to the northwest corner of Lot 22, thence easterly along said north boundary of Lot 22 to the northeast corner of said Lot 22 of McLean Garden Tracts, thence easterly across Upper River Road and back into Section 24, T20N, R3E, PMM, to the southwest corner of Mark 5A, Section 24, T20N, R3E, PMM,; thence south to the northwest corner of Lot 1, Block 1, Southvale Addition; thence southerly along the east right of way line of Upper River Road to the southwest corner of Lot 1, Block 2, Southvale Addition and the Point of Beginning, containing 17 acres more or less,

containing in all 37 acres more or less and shown on the map attached hereto marked Exhibit "A" and by this reference made a part hereof; and,

WHEREAS, Section 7-2-4601, Montana Code Annotated, provides that whenever the owners of real property contiguous to any incorporated city of the first class petition to have said property made a part of the municipal corporation, such lands may be embraced within the corporate limits thereof and the boundaries of such city of the first class extended so as to include the same; and,

WHEREAS, more than fifty percent (50%) of the resident electors owning real property within the hereinabove described area, have submitted petitions to have their property annexed to the City of Great Falls.

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: "SERVICE DISTRICT NO. 3 OF THE UPPER/LOWER RIVER ROAD WATER & SEWER DISTRICT, LOCATED IN SECTIONS 13, 23, AND 24, TOWNSHIP 20 NORTH, RANGE 3 EAST, P.M.M., CASCADE COUNTY, 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 territory; and,

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION 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 16th day of November, 2010.

Michael J. Winters, Mayor

ATTEST:

Lisa Kunz, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

James W. Santoro, City Attorney

SERVICE DISTRICT NO. 3
Upper/Lower River Road Water & Sewer District
Exhibit "A"

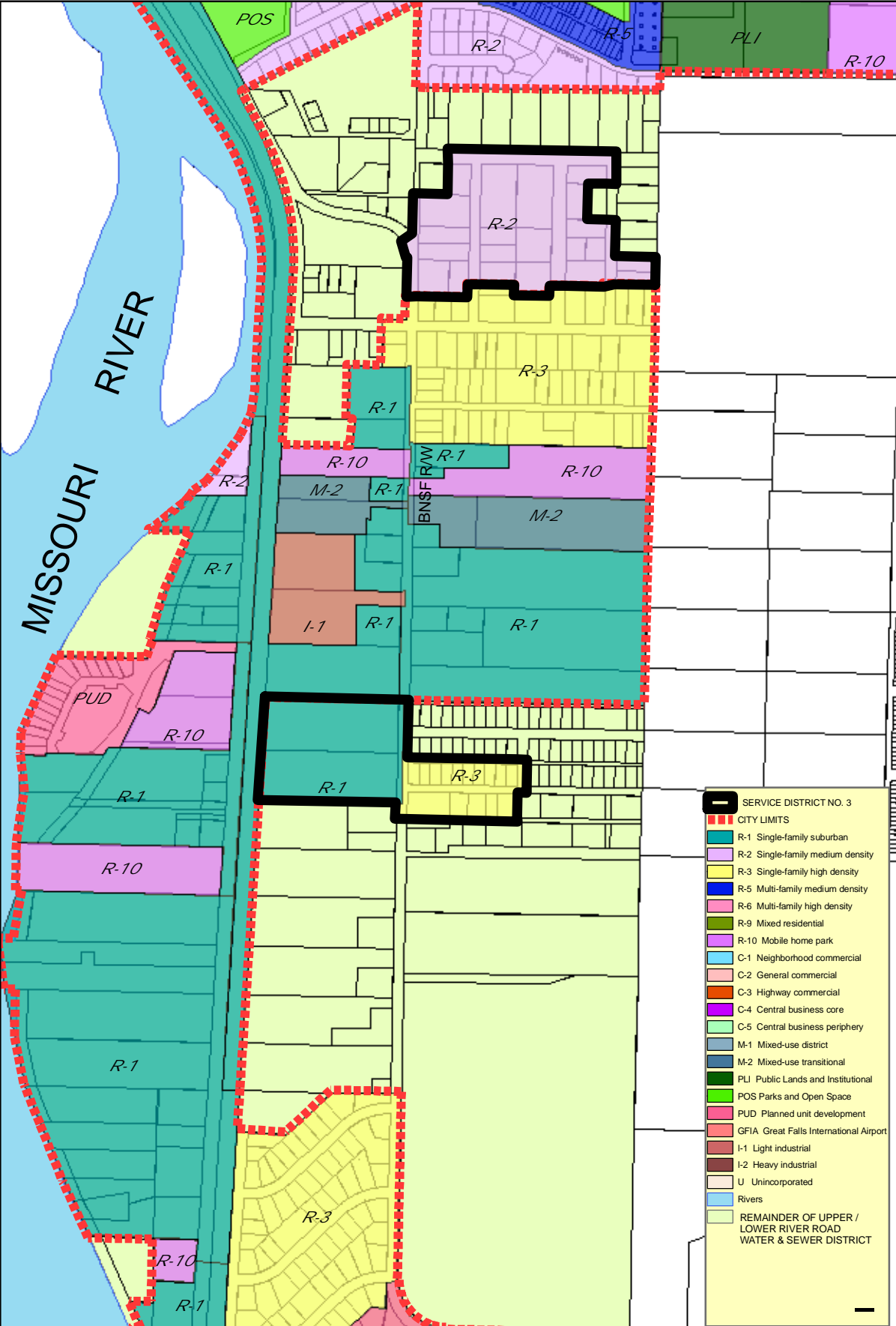
MISSOURI RIVER

BNIS RDW

UPPER RIVER ROAD

- CITY LIMITS
- DIST 3 NORTH
- DIST 3 SOUTH
- PARCELS
- DIST 1 & 2
- REMAINDER OF UPPER/LOWER RIVER ROAD WATER AND SEWER DISTRICT

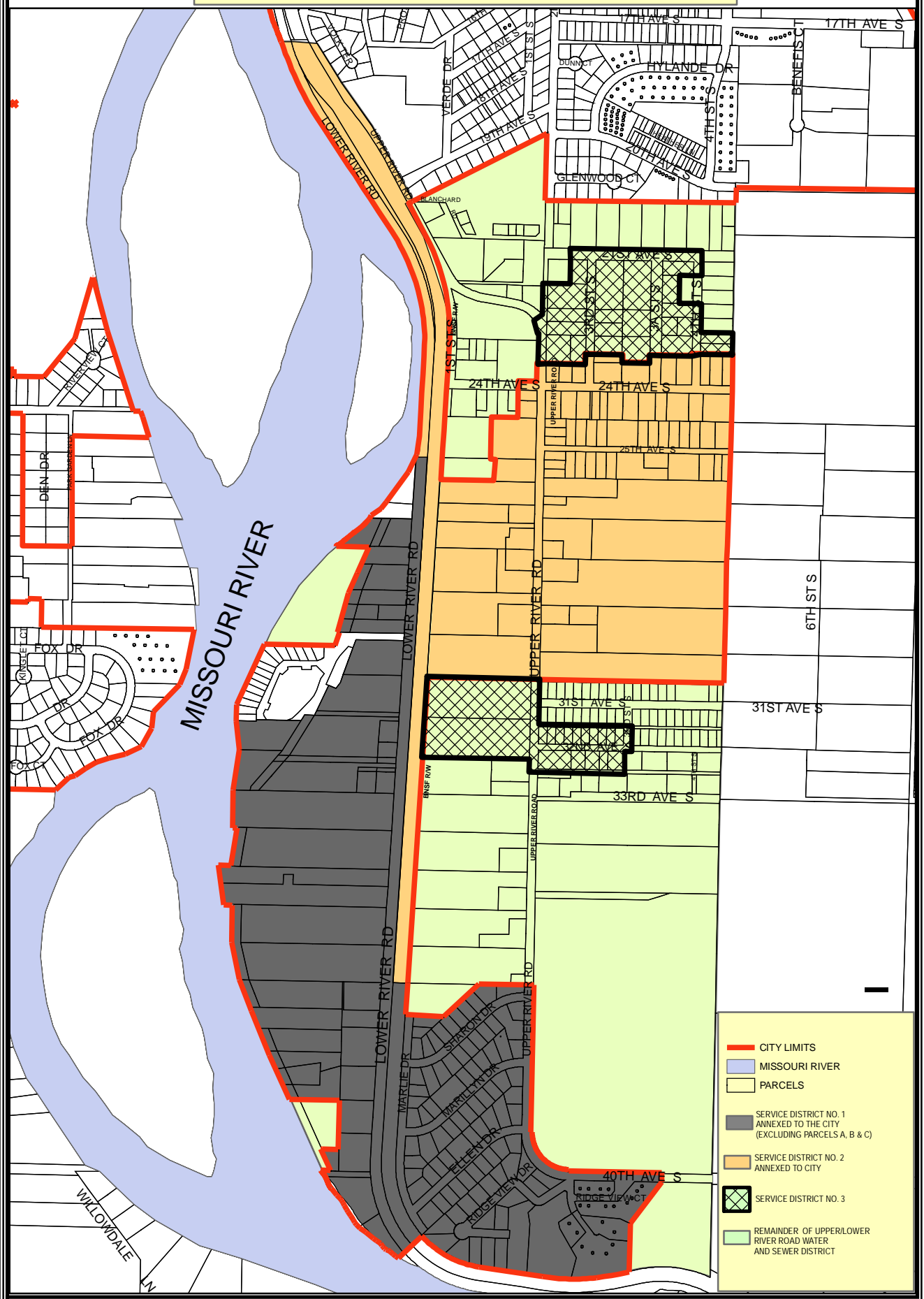
PROPOSED ZONING FOR SERVICE DISTRICT NO. 3
 UPPER / LOWER RIVER ROAD WATER & SEWER DISTRICT
EXHIBIT "A"



- SERVICE DISTRICT NO. 3
- CITY LIMITS
- R-1 Single-family suburban
- R-2 Single-family medium density
- R-3 Single-family high density
- R-5 Multi-family medium density
- R-6 Multi-family high density
- R-9 Mixed residential
- R-10 Mobile home park
- C-1 Neighborhood commercial
- C-2 General commercial
- C-3 Highway commercial
- C-4 Central business core
- C-5 Central business periphery
- M-1 Mixed-use district
- M-2 Mixed-use transitional
- PLI Public Lands and Institutional
- POS Parks and Open Space
- PUD Planned unit development
- GFIA Great Falls International Airport
- I-1 Light industrial
- I-2 Heavy industrial
- U Unincorporated
- Rivers
- REMAINDER OF UPPER / LOWER RIVER ROAD WATER & SEWER DISTRICT

SERVICE DISTRICT NOS. 1, 2 AND 3

Upper/Lower River Road Water & Sewer District



- CITY LIMITS
- MISSOURI RIVER
- PARCELS
- SERVICE DISTRICT NO. 1
ANNEXED TO THE CITY
(EXCLUDING PARCELS A, B & C)
- SERVICE DISTRICT NO. 2
ANNEXED TO CITY
- SERVICE DISTRICT NO. 3
- REMAINDER OF UPPER/LOWER
RIVER ROAD WATER
AND SEWER DISTRICT