

RESOLUTION NUMBER 216

A RESOLUTION ALLOWING EXISTING APPLICATIONS FOR WATER TAP TO THE HELL ROARING SUPPLY LINE PROVIDED THE CONSTRUCTION TIME LIMIT REQUIREMENT IS MET. AND ALLOWING THREE ADDITIONAL TAP INS PER YEAR COMMENCING JANUARY 1. 1966. WITH ONE DESIGNATED TO MEMBERS OF THE CONFEDERATED. SALISH AND KOOTENAI TRIBES OF THE FLATHEAD INDIAN RESERVATION ACCORDING TO THE CONDITIONS OF THE WATER SHED LEASE AND REPEALING ORDINANCE NO. 199 AND CREATING AN EMERGENCY.

WHEREAS the City of Polson has caused to be made two (2) surveys by qualified engineers relative to the allowance of tap-ins on Hell Roaring Line and.

WHEREAS. both engineers report relate that tap-ins do not materially affect the Hell Roaring Line and.

WHEREAS. The City of Polson has been instructed by the Montana Public Utilities Commission to allow more tap-ins to be granted on the Hell Roaring Line.

WHEREAS. the Confederated. Salish and Kootenai tribes of the Flathead Indian Reservation have refused to extend the Water Shed Lease on the Hell Roaring Water Shed unless additional tap-ins are allowed to members of the tribe.

NOW. THEREFORE. BE IT RESOLVED. by the City Council of the City of Polson. Montana. that all pending applications for Water tap-ins on the Hell Roaring Line be allowed provided said applicants begin residential construction within 90 days from passage of this resolution. and provided that said tap-ins be no larger than 3/4 inch for both tap and line.

BE IT FURTHER RESOLVED: by the City Council of the City of Polson. Montana. that a maximum of three additional 3/4 inch Water tap-ins on the Hell Roaring line be allowed each year beginning January 1. 1966. subject to the same restrictions as to residential construction within 90 days after application has been made.

BE IT FURTHER RESOLVED. by the City Council of the City of Polson. Montana. that one of the three tap-ins granted annually hereafter be reserved for a tribal member of the confederated. Salish Kootenai Tribe of the Flathead Indian Reservation. however. if a tribal member does not wish to utilize such tap-in in any given year this tap-in may be used by any other tap-in applicant.

ORDINANCE NO. 199 is hereby repealed. so far as it conflicts herewith.

An emergency is hereby declared to exist and this ordinance is hereby declared to be necessary for the immediate preservation of public peace. health and safety and therefore this ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the council and approved by the Mayor this 16th day of August. 1965.

City Council
Polson. Montana.

Signed: Don Corrigan
Mayor.

ATTEST:

Signed: Walter E. Maddy.
City Clerk.