

RESOLUTION NO. 446

A RESOLUTION EXTENDING THE CORPORATE LIMITS OF THE CITY OF POLSON, MONTANA, SO AS TO INCLUDE THOSE CERTAIN TRACTS OR PARCELS OF LAND HEREINAFTER DESCRIBED, WHICH LAND IS CONTIGUOUS TO THE CITY OF POLSON, MONTANA.

WHEREAS, the City Council of the City of Polson, Montana, on the 21st day of May, 1984, duly and regularly passed and adopted a resolution declaring it to be to the best interests of the City of Polson, Montana, and of the inhabitants of the hereinafter described tract of land that the boundaries of the said City be extended to include within the corporate limits of the City of Polson, Montana, the said tract of land under the following conditions, to-wit:

1. That property owners agree to pay their pro-rata share of the cost of the improvements to be completed by Special Improvement District No. 26.
2. That property owners agree to connect, at their expense, at such time that they desire, to the City's water and sewer mains in accordance with specifications set out by the City of Polson, and if necessary, extend at our expense the water and sewer mains to our property boundary.
3. That property owners agree to maintain all private improvements and City agrees to maintain existing dedicated public roads. Additionally, property owners shall be obligated for the construction of all other public improvements for which the City will offer the use of the special improvement district alternative.
4. That property owners agree to remain under Rural Fire District protection until such time property owners complete necessary improvements to bring the same into the City Fire District.
5. That property owners agree to designation of the said tract of land as included within a T-3, Tourist Commercial, zoning district and shown on the official zoning map of that property annexed to the City of Polson by Resolution Number 440.

WHEREAS, the Petition having been filed by the owners of the property described below requesting the City of Polson to annex said property under the above-mentioned conditions, which Petition waives the right of said owners to receive any and all notices, and further, waiving publication of notices, and the City Council, after due consideration, deems it for the best interests of said City and the inhabitants thereof and the inhabitants of the hereinafter described contiguous tract of land that the boundaries of the City of Polson, Montana, should be extended so as to include the hereinafter described tract of land within the corporate limits thereof.

NOW, THEREFORE, BE IT RESOLVED that the boundaries of the City of Polson, Montana, shall be extended so as to include the property described as follows:

See Exhibit "A" attached hereto and by this reference made a part hereof as though set forth fully at this place,

under the following conditions, to-wit:

1. That property owners agree to pay their pro-rata share of the cost of the improvements to be completed by Special Improvement District No. 26.
2. That property owners agree to connect, at their expense, at such time that they desire, to the City's water and sewer mains in accordance with specifications set out by the City of Polson, and if necessary, extend at our expense the water and sewer mains to our property boundary.
3. That property owners agree to maintain all private improvements and City agrees to maintain existing dedicated public roads. Additionally, property owners shall be obligated for the construction of all other public improvements for which the City will offer the use of the special improvement district alternative.

- 4. That property owners agree to remain under Rural Fire District protection until such time property owners complete necessary improvements to bring the same into the City Fire District.
- 5. That property owners agree to designation of the said tract of land as included within a T-3, Tourist Commercial, zoning district and shown on the official zoning map of that property annexed to the City of Polson by Resolution Number 440.

This Resolution shall take effect on the 21st day of May, 1984.

The foregoing Resolution was duly and regularly passed by the City Council of the City of Polson, Montana, and adopted and approved by the Mayor of the City of Polson, Montana, this 21st day of May, 1984.

CITY OF POLSON

John Dowdall/s
John Dowdall, Mayor

ATTEST:

Kathy L. Cox/s
Kathy L. Cox, City Clerk

EXHIBIT "A"

A portion of Lot 4, Section 32, Township 23 North, Range 20
West, M.P.M., Lake County, Montana;

Beginning at a point that bears East 914.00 feet
from the Northwest corner of said Lot 4; thence South
5°48' East 120.00 feet; thence East 450.00 feet to
Flathead Lake; thence North along said Lake 119.38
feet; thence West 462.13 feet to the point of beginning.

SUBJECT TO easements, reservations and rights of way
apparent or of record. C.O.S. 2925