

RESOLUTION NO. 1002

A RESOLUTION OF INTENT TO ANNEX REAL PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF POLSON PURSUANT TO TITLE 7, CHAPTER 2, PART 45 OF THE MONTANA CODES.

WHEREAS, the City of Polson, as a matter of the public health, welfare, and safety, is duly authorized by Title 7, Chapter 2, Part 45 of the Montana Codes to annex within the corporate limits all parcels of real property contiguous to and wholly surrounded by real property already annexed to the corporate limits; and,

WHEREAS, the City of Polson believes that the health, safety, and welfare of the citizens of Polson require the City to take all steps necessary and efficacious to reduce and so far as reasonably possible eliminate the dangers of contamination of its underground potable water resources by acting to reduce the number of septic systems and private wells located on lands within the said corporate limits but not annexed thereto; and,

WHEREAS, the City of Polson operates a number of City services and utilities which the City may, as it desires and according to a plan, extend to any parcels located within the corporate boundaries thereof; and,

WHEREAS, the City finds that it is in the best interests of the City and of the inhabitants thereof and of the real property intended to be annexed, and that the City desires and intends to annex within its jurisdiction such parcels as now exist located within the exterior boundaries of the City of Polson and not previously annexed thereto, to wit:

See Exhibit A, attached hereto and by this reference made a part hereof as if fully set forth in this place.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON:

That the City of Polson intends to expand the corporate limits of the City of Polson, a municipal corporation, to include that certain real property described above.

1. The property should be zoned LRZD.
2. The annexed real property should be in Voting Ward 3.
3. That hearing on this Resolution of Intention shall be held according to law.
4. The Clerk is directed to:
 - a. Immediately notify the registered voters in the above-described real property;
 - b. Publish notice hereof as provided in 7-1-4127, MCA, that the within Resolution has been passed. The notice must be published once per week for two weeks in a newspaper of general paid circulation with a periodicals mailing permit, and shall contain the following information: "A public hearing on the question of Resolution #1002 of the City of Polson, proposing to annex wholly surrounded real property, will be heard by the City Council of the City of Polson at 6:30 PM December 7, 2009, at the Council Chambers, 106 First Street East Polson. For further information contact the City Manager of Polson, at the same address, 883-8207," or words of like effect.
 - c. Accept written comments for a period of twenty days after the first publication of the notice, approving or disapproving the proposed and intended extension of the boundaries from registered voters residing the area proposed to be annexed.
5. The Building and Planning Office shall prepare the plan required by Sections 7-2-4506 and 7-2-4732, MCA, and make the same available for public inspection at City Hall.

PASSED AND APPROVED this 2nd day of November, 2009.

CITY OF POLSON

Lou Marchello, Mayor

ATTEST: _____
Aggi Loeser, City Clerk

STATE OF MONTANA)
 :ss.
County of Lake)

On this ____ day of _____, 2009, before me, the undersigned Notary Public for the State of Montana, personally appeared **LOU MARCHELLO** and **AGGI LOESER**, known to me to be the Mayor and the City Clerk of the **CITY OF POLSON**, Montana, the municipal corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Notary Public for the State of Montana
Residing at Polson
My commission expires:

EXHIBIT "A" TO RESOLUTION NO. 1002

Parcel 1:
Taxpayer: Norman Paredes
4000 Chestnut Ave., Long Beach CA 90807-3208
Skyline Addition #3, S10, T22 N. R20 W, Lot 026, LT 26 Skyline Addition #3
AKA: Mission View Dr 59860

Parcel 2:
Taxpayer: Norman Paredes
4000 Chestnut Ave., Long Beach CA 90807-3208
Skyline Addition #3, S10, T22 N. R20 W, Lot 045, LT 45
AKA: Mission View Dr. 59860

Parcel 3:
Taxpayer: Steven Dean Davey
39 Mission View Dr., Polson MT 59860-4145
Skyline Addition #3, S10, T22 N. R20 W, Lot 004, Lt 4
AKA: Mission View Dr. 59860

Parcel 4:
Taxpayer: Steven Dean Davey
39 Mission View Dr., Polson MT 59860-4145
Skyline Addition #3, S10, T22 N. R20 W, Lot 003, Lt 3
AKA: 39 Mission View Dr. 59860

Parcel 5:
Taxpayer: Steven & Lynn Speckert
91 JB Dr., Polson MT 59860-4143
Skyline Addition, S10, T22 N. R20 W, Lot 029, LT 29
AKA: JB Dr 59860

Parcel 6:

Taxpayer: John & Susan Mavis
8751 Cimarron St., Highlands Ranch CO 80126-2110
Skyline Addition, S10, T22 N. R20 W, Lot 030, LT 30
AKA: JB Dr. 59860

Parcel 7:

Taxpayer: Charles & Nancy Zadra
5018 Orchard Ave., Missoula MT 59803-2046
Skyline Addition, S10, T22 N.R20 W, Lot 032, Lt 32
AKA: JB Dr. 59860

Parcel 8:

Taxpayer: Entrust Administration FBO DEN
Mail To: Joan Black, 258 Bryant, Alameda CA 94501-3086
Skyline Addition, S10, T22 N. R20 W, Lot 024, Lt 24
AKA: Claffey Dr. 59860

Parcel 9:

Taxpayer: Rose Herhold
7856 E Waverly St., Tucson AZ 85715-4238
Skyline Addition, S10, T22 N. R20 W, Lot 019, LT 19
AKA: Claffey Dr 59860

Parcel 10:

Taxpayer: Rocky Deranleau
189 Claffey Dr., Polson MT 59860-4103
Skyline Addition, S10, T22 N. R20 W, Lot 09A, LT 9A Amend Plat LTS 9-10
AKA: 189 Claffey Dr. 59860

Parcel 11:

Taxpayer: Peter & Noel Walther
173 Claffey Dr., Polson MT 59860-4103
Skyline Addition, S10, T22 N.R20 W, Lot 008, Lt 8
AKA: 173 Claffey Dr. 59860

Parcel 12:

Taxpayer: Edward & Frances Hamm
CO-T, 99 Claffey Dr., Polson MT 59860-4100
Skyline Addition, S10, T22 N. R20 W, Lot 005, Lt 5
AKA: Claffey Dr. 59860