

RESOLUTION NO. 991

A RESOLUTION 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" Un-Annexed Properties in Brown's Lakeview Tracts.

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

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

The property is zoned LRZD.

The annexed real property is in Voting Ward 2.

A public hearing on this Resolution of Intention was held on May 18, 2009.

The Clerk notified the registered voters in the above-described real property, and published notice hereof as provided in 7-1-4127, MCA, that the within Resolution has been passed..

The Building and Planning Office prepared the plan required by Sections 7-2-4506 and 7-2-4732, MCA, and made the same available for public inspection at City Hall.

That, the property owners demonstrated sufficient proofs of having satisfied any outstanding bonded indebtedness remaining against the above-described real property in connection with removal thereof from the limits of the Polson Rural Fire District, the corporate limits of the City of Polson, a municipal corporation, are hereby extended to include that property described above.

The Clerk is directed to prepare a certified copy of this Resolution and file same in the Office of the Clerk and Recorder of Lake County.

PASSED AND APPROVED this 18th day of May, 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:

RESOLUTION #991 – EXHIBIT “A”

Description	Owner	Address
Township 22N Range 20 Section 2		
Tax ID#3286 Geocode:15-3228-02-4-02-01-0000 Brown's Lakeview Tracts 1 & Tract 2 2.82 acres	The Soward Family Revocable Trust	372 Hawk Dr Polson, MT 59860-9635
Tax ID#3284 Geocode:15-3228-02-4-02-03-0000 Brown's Lakeview Tract Lot 3 1.32 acres	Brett & Pamela McCrumb	444 Hawk Dr Polson, MT 59860
Tax ID#3633 Geocode:15-3228-02-4-02-04-0000 218 Brown's Lakeview Tract 4 1.40 acres	Hazel B. Miller	PO BOX 248 Polson, MT 59860-0248
Tax ID#3719 Geocode:15-3228-02-4-02-15-0000 786 Brown's Lakeview TR AM 15A Lot15A Am/Tr 15 & 16 .799 acres	David D. & Janet L. Caselli	19072 E Ryals Ln Orange, CA 92869-4205
Tax ID#37165 Geocode:15-3228-02-4-02-16-0000 786 Brown's Lakeview TR AM 16A 15 16 .653 acres	Rena J. Chaulk	148 Foxglove St Brea, CA 92821-4705
Tax ID#37166 Geocode:15-3228-02-4-02-17-0000 786 Brown's Lakeview TR AM 17 Lot 17 .559 acres	Rena J. Chaulk	148 Foxglove St Brea, CA 92821-4705