

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20051

A RESOLUTION ANNEXING TRACTS A1 AND B2 SHOWN ON CERTIFICATE OF SURVEY NUMBER 3203658, AND THE FULL WIDTH OF THE ADJACENT PORTIONS OF THE CUSTER AVENUE, INTERSTATE 15, AND NEW FRONTAGE ROAD RIGHTS-OF-WAY, ALL LOCATED IN LEWIS AND CLARK COUNTY, INTO THE CITY OF HELENA, MONTANA.

WHEREAS, the **Greyn Family, LLC**, the legal owner of Tracts A1 and B2 shown on Certificate of Survey Number 3203658, in Lewis and Clark County, Montana, generally located north of Custer Avenue, south of the new Frontage Road, and east of Interstate 15, which property is currently located adjacent to the existing City limits, has requested that the City of Helena annex said property; and

WHEREAS, the City of Helena desires to annex said property and the full width of the Custer Avenue, Interstate 15, and new Frontage Road rights-of-way adjacent to said property under the provisions of Montana law; and

WHEREAS, the City Commission established conditions for annexation by Resolution No. 19854 on July 25, 2011; and

WHEREAS, the City Commission extended the time period to complete those conditions for annexation for one year by Resolution No. 19940 on July 23, 2012, and again by Resolution No. 20024 on July 8, 2013; and

WHEREAS, the conditions for annexation associated with this property have been met; and

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WHEREAS, this matter came before the Commission for consideration on August 19, 2013, at which time it was tabled to the call of the City Manager.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, AS FOLLOWS:

Section 1. The Helena City Commission hereby annexes Tracts A1 and B2 shown on Certificate of Survey No. 3203658, in Lewis and Clark County, Montana, generally located north of Custer Avenue, south of the new Frontage Road, and east of Interstate 15, and the full width of the Custer Avenue, Interstate 15, and new Frontage Road rights-of-way, all in Lewis and Clark County, Montana, as shown on Exhibit "A" attached hereto and by this reference made a part hereof.

Section 2. The boundaries of the City of Helena are hereby extended to include the above-described property.

Section 3. The Clerk of the Commission shall certify, under seal of the City of Helena, this Resolution which shall be filed with the Clerk and Recorder of Lewis and Clark County, and thereafter said annexed property shall be a part of the City of Helena and the City of Helena shall have the power to pass all necessary ordinances pertaining thereto.

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PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA,
MONTANA, THIS 9th DAY OF SEPTEMBER, 2013.

ATTEST:

/S/ James E. Smith
MAYOR

/S/ Debbie Havens
CLERK OF THE COMMISSION