

# **RESOLUTIONS OF THE CITY OF HELENA, MONTANA**

## **RESOLUTION NO. 19901**

**A RESOLUTION OF INTENTION TO ANNEX LOTS 1, 2A, 3A, 4A, 5A, AND 6 IN BLOCK 191 OF THE BRADFORD ADDITION, AND THE FULL WIDTH OF THE ADJACENT PORTIONS OF THE LAUREL STREET AND LE GRANDE CANNON BOULEVARD RIGHTS-OF-WAY, ALL LOCATED IN LEWIS AND CLARK COUNTY, INTO THE CITY OF HELENA, MONTANA AND ESTABLISH CONDITIONS FOR ANNEXATION**

**WHEREAS, Marilyn Maddox and Susan Ayers,** the legal owners of Lots 1, 2A, 3A, 4A, 5A, and 6 in Block 191 of the Bradford Addition, in Lewis and Clark County, Montana, generally located south of Le Grande Cannon Boulevard and west of the unimproved Laurel Street rights-of-way, which property is currently located adjacent to the existing City limits, have 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 adjacent Laurel Street and Le Grande Cannon Boulevard rights-of-way adjacent to said property under the provisions of Montana law; and

**WHEREAS,** the owners of the property in the territory to be annexed have signed a written application requesting annexation pursuant to statute to the City of Helena; and

**WHEREAS,** the governing body need not submit the question of annexation to the qualified electors, and has approved the application upon its merits; and

# **RESOLUTIONS OF THE CITY OF HELENA, MONTANA**

**Res. No. 19901**

**WHEREAS**, the annexation of the property and adjacent rights-of-way more particularly described above appears to be in the best interests of the present owners of the property and the City of Helena, Montana.

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

**Section 1.** It is the intention of the Helena City Commission to annex Lots 1, 2A, 3A, 4A, 5A, and 6 in Block 191 of the Bradford Addition, in Lewis and Clark County, Montana, generally located south of Le Grande Cannon Boulevard and west of the unimproved Laurel Street rights-of-way, and the full width of the Laurel Street and Le Grande Cannon Boulevard 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.

This annexation will only be effective upon completion of the following conditions:

**1. Review of New Construction:** The property owners must submit plans for review by the City of Helena for compliance with City infrastructure, zoning, and other Code requirements, provide proof of compliance with all building and fire codes for all new construction or remodels subsequent to the adoption of this

# **RESOLUTIONS OF THE CITY OF HELENA, MONTANA**

## **Res. No. 19901**

resolution and prior to annexation of the property, and pay all fees for such reviews in the same manner and on the same basis as do owners of properties already in the City.

2. **Taxes and Assessments:** Taxes and assessments must be paid and current at the time of filing the Resolution of Annexation.

3. **Notice of Special Districts:** The property owners must waive the right to notification and protest and consent to the alteration of the Urban Forest Maintenance District and the Landfill Monitoring District in order to include the property in said districts prior to annexation, pursuant to Section 7-11-1023, MCA.

4. **Completion of Conditions:** These annexation conditions must be completed within one (1) year of the date of approval of this resolution. The property owners must notify City Planning in writing upon completion of the conditions for approval of annexation. If the conditions are not completed within that time frame, the City is under no obligation to annex the property and may discontinue any City services to the property, including water and sewer service.

/

/

**RESOLUTIONS OF THE CITY OF HELENA, MONTANA**

**Res. No. 19901**

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA,  
MONTANA, THIS 13<sup>th</sup> DAY OF February, 2012.

/S/ James E. Smith  
MAYOR

ATTEST:

/S/ Debbie Havens  
CLERK OF THE COMMISSION