



113746 Fee:\$ 0.00 File: RESOLUTIN NO. 1460 F  
 BEAVERHEAD COUNTY Filed 6/20/2024 At 10:23 AM  
 Stacey Reynolds, Clerk and Recorder

By: \_\_\_\_\_

**RESOLUTION NO. 1460**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DILLON ANNEXING A TRACT OF LAND OWNED BY THE UNIVERSITY OF MONTANA WESTERN, AND ZONING THE SAME**

*WHEREAS*, pursuant to Section 7-2-4501 MCA, it is the judgment of the Council of the City of Dillon, Montana, that it is in the best interests of said City, the inhabitants thereof, and the inhabitants of the tract described below, that the City of Dillon shall annex and designate as a “PLI” Public Lands & Institutions, and include within its corporate limits the following described real property, and

*WHEREAS*, Section 76-2-303 (a) M.C.A provides that a City may conduct a hearing on the annexation in conjunction with a hearing on the zoning of the property proposed to be annexed when the land use is consistent with the recommendations of the growth policy, and

*WHEREAS*, it is the policy of the City of Dillon that no areas within the city should be un-zoned, and

*WHEREAS*, the City of Dillon has approved and accepted the Plan for Provision of Services on May 19, 2019; and

*WHEREAS*, it appears to the City Council that it is in the best interests of the City of Dillon, and the inhabitants thereof, that the described property be designated a “PLI” Public Lands & Institutions and

*WHEREAS*, the property is owned by University of Montana Western

*WHEREAS*, the parcel of land is located in the S1/4 of Section 19 and in the NW1/4NW1/4 of Section 30, township 7 South, Range 8 West, P.M.M., and in the SE1/4SE1/4 of Section 24, Township 7 South, Range 9 West, P.M.M., County of Beaverhead, State of Montana and more completely described as follows:

Commencing at the Southwest Section Corner of Section 19, T7S, R8W, P.M.M., thence N00°11’24” 514.05 feet to the TRUE POINT OF BEGINNING thence first course, on the West Section Line of Section 19, N00°11’47”W 432.92 feet, thence second course, continuing on said West Section Line of Section 19, N00°07’58”W 50.23 feet, thence third course, departing said West Section Line of Section 19 S89°46’00”E 424.80 feet, thence fourth course, N00°10’50”E 331.68 feet, thence fifth course, S89°51’14”E 714.69 feet, thence sixth course, S00°11’15”W 200.06 feet, thence seventh course, 767.55 feet on a non-tangent curve to the left with a radius of 750.00 feet and long chord bearing of S33°45’55”W 734.49, thence eight and final course, S89°57’09” 730.05 feet to the point of beginning

*WHEREAS*, that the City Clerk published notice in the Dillon Tribune on April 24th, 2024, and May 1st, 2024;

*WHEREAS*, the City Council of the City of Dillon has held the public hearing on May 1st, 2024 at the City Council chambers at 6:30 p.m. and obtained comments on the issue of annexation and zoning the above mentioned property.

*NOW THEREFORE*, the City Council of the City of Dillon, Beaverhead County, Montana, in a regular meeting assembled, this 19<sup>th</sup> day of June, 2024,

***HEREBY FINDS:***

- (1) That notice of the hearing on the question of annexation and zoning of the parcel was published twice as provided by law and the hearing held at the time and place scheduled and testimony received concerning the annexation and zoning of the parcel.
- (2) Parcel FB of Certificate of Survey No. 2078BA; the parcel of land is located in the S1/4 of Section 19 and in the NW1/4NW1/4 of Section 30, township 7 South, Range 8 West, P.M.M., and in the SE1/4SE1/4 of Section 24, Township 7 South, Range 9 West, P.M.M., County of Beaverhead, State of Montana and more completely described as follows: Commencing at the Southwest Section Corner of Section 19, T7S, R8W, P.M.M., thence N00°11'24" 514.05 feet to the TRUE POINT OF BEGINNING thence first course, on the West Section Line of Section 19, N00°11'47"W 432.92 feet, thence second course, continuing on said West Section Line of Section 19, N00°07'58"W 50.23 feet, thence third course, departing said West Section Line of Section 19 S89°46'00"E 424.80 feet, thence fourth course, N00°10'50"E 331.68 feet, thence fifth course, S89°51'14"E 714.69 feet, thence sixth course, S00°11'15"W 200.06 feet, thence seventh course, 767.55 feet on a non-tangent curve to the left with a radius of 750.00 feet and long chord bearing of S33°45'55"W 734.49, thence eight and final course, S89°57'09" 730.05 feet to the point of beginning
- (3) The description of the boundaries of the area to be annexed are specifically described as set out herein above.
- (4) That there are no public streets, named or un-named within the above described parcel that are required by § 7-2-4211 MCA to be annexed.
- (5) That the annexation of the parcel into the city identified in paragraph (1) hereof is in the best interest of the City and its citizens, and that zoning the parcel as a "Public Lands & Institutions – PLI Zone" is in the best interest of the city and its citizens.

***NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DILLON:***

- (1) That the land described herein above is hereby annexed to the City of Dillon, and the City boundary extended to include the parcel.
- (2) That the boundaries of the Street Maintenance District and the Lighting District of the City of Dillon are extended to include the area described herein above.
- (3) That the area described herein above is hereby designated as a "Public Lands & Institutions – PLI Zone".




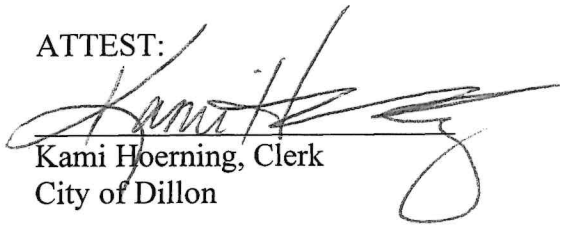
**BE IT FURTHER RESOLVED** it is the intent of this resolution to permit existing pumps, wells and septic systems to be used until such time as well or septic failure is experienced, at which time the property must be connected to the municipal water system and/or sewer system as outlined in Dillon Municipal Code Title 13 Public Services. All materials, pipe fixtures, and practices utilized in the installation of the line extension shall be in conformity with Montana D.E.Q. regulations and City of Dillon Municipal Code. Water line extension and sewer collection system extension to the property shall be accomplished entirely at the property owner's cost by a contractor acceptable to the City.

This Resolution will be incorporated in the minutes of the governing body and a copy thereof filed with the records of the City of Dillon. The City Clerk shall promptly make and certify under seal a copy a certified extract of the minutes of the City Council meeting adopting this Resolution as entered upon the minutes, which document shall be filed with the Clerk & Recorder of Beaverhead County, Montana.

This Resolution shall become effective upon the date of the filing of the extract in the office of the Clerk & Recorder of Beaverhead County, Montana.

**PASSED AND APPROVED** at a regular meeting of the City Council this 19th day of June, 2024.

APPROVED:  
  
\_\_\_\_\_  
John K. McGinley, Mayor  
City of Dillon

ATTEST:  
  
Kami Hoerning, Clerk  
City of Dillon



NUMBER VOTING AYE WERE: 7  
NUMBER VOTING NO WERE: 0  
NUMBER ABSENT OR ABSTAINING WERE: 0