

RESOLUTION 00 – 17609

A RESOLUTION PURSUANT TO BILLINGS, MONTANA CITY CODE, ARTICLE 22-900: SALE, DISPOSAL OR LEASE OF CITY PROPERTY, DESCRIBING THE PROPERTY TO BE DISPOSED OF, DECLARING THE INTENT OF THE CITY TO DISPOSE OF THE PROPERTY, AND SETTING A TIME AND DATE FOR A PUBLIC HEARING THEREON.

WHEREAS, the City of Billings owns and desires to trade Lot 32 and a portion Lot 51 in Panoramic Heights Subdivision, and James E. Powell owns and desires to trade a portion of Panoramic heights Subdivision, Lot 31; and

WHEREAS, the location of the properties to be traded are more particularly described as follows:

Panoramic Heights Subdivision, Lots 32 and a portion of Lot 51 consisting of 0.1348 acres on the south side of and adjacent to Lots 32 and 31 situated in the NE1/4, Section 32, and the SE1/4 Section 29, Township 1N, Range 26E, P. M. M., Yellowstone County, Montana, according to the official plat now on file and of record in the office of the Clerk and Recorder of Yellowstone County, Montana; and

WHEREAS, The City of Billings desires to obtain ownership of a portion of Lot 31 containing 0.4443 acres of talus and rimrock formations adjacent to Black Otter Trail Park, to prevent development of and preserve the rimrocks for public use; and

WHEREAS, Mr. James E. Powell desires to obtain property adjacent to Lot 31, Panoramic Heights Subdivision, consisting of Lot 32 and a portion of Lot 51 consisting of 0.3953 acres to make a suitable homesite ; and

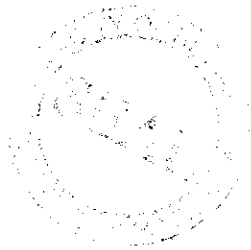
WHEREAS, Article 22-900 BMCC requires the city to declare its intention to sell or trade park property, giving the public the opportunity to be heard regarding such action, and setting a public hearing date; and,

WHEREAS, Article 22-900 BMCC also requires that all property owners within three hundred (300) feet of the exterior boundaries of said property be notified by mail, fifteen (15) days in advance of the time, date, and place of public hearing and the existing and the proposed use.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, AS FOLLOWS:

PUBLIC HEARING: The public hearing date has been set for October 23, 2000, at 7:30 o'clock p. m. in the Council Chambers located on the second floor of City Hall, 220 North 27th Street, Billings, Montana. The City Clerk is hereby directed to publish notice of the public hearing in the Billings Times in its regular issue on September 28, 2000 and to mail a copy of such notice to all property owners within a three hundred (300) foot radius of said property to be traded.

APPROVED AND PASSED by the City Council of the City of Billings, Montana this 25th day of September, 2000.



THE CITY OF BILLINGS:

BY: *Charles F. Tooley*
CHARLES TOOLEY, MAYOR

ATTEST:

Marita Herold
MARITA HEROLD, CMC/AAE CITY CLERK

PURPOSE OF SURVEY: RELOCATION OF COMMON BOUNDARY
PREPARED FOR: JIM POWELL

THIS SURVEY COMMENCED UNDER THE SUPERVISION OF ROBERT Y. MIHALOVICH, PLS # 113781S, AND WAS COMPLETED AND PREPARED UNDER THE SUPERVISION OF RICHARD H. THOM, PLS # 90181S.

Scale 1" = 30'