

Ordinance 2023-08

ORDINANCE ACCEPTING THE ANNEXATION PETITION FOR LOTS 76, 77,
and 78 of RAINBOW SUBDIVISION with common address of 4240 3RD ROAD
or 10, 16 and 24 of Kolnik Lane, BOZEMAN, MT 59715 INTO THE FOUR
CORNERS WATER & SEWER DISTRICT

WHEREAS, LYNNE HUBERT, submitted a petition for annexation of Lots 76,77 and 78 of Rainbow Subdivision (being approximately total of .33 acres) with more complete legal description attached hereto as Exhibit A, all located in Section 14, Township 2 South, Range 4 East, Gallatin County, Montana ("Properties") requesting that the Properties be annexed into the Four Corners County Water and Sewer District to connect to water and wastewater services; and

WHEREAS, the Properties is contiguous to the District boundary; and

WHEREAS, on June 20, 2023 at a duly noticed meeting of the Board of Directors, the Board considered the Petition to annex the Properties as contiguous to the District boundaries and determined that the systems has capacity to provide service to the new proposed residence to be located on the Property; and

WHEREAS, the Properties will need to provide its own irrigation water.

WHEREAS, Petitioner LYNNE HUBERT will provide evidence of purchased of water rights to serve the Property need to be provided for 3 EDU (480 gpd total), provide the same to the District and to pay sthe water and wastewater fee per EDU to the District prior to service being provided.

NOW THEREFORE, be it ordained by the board of directors of the Four Corners County Water and Sewer District Board, by passage of this ordinance, the District does agree to annex the Properties, described above, into the District after transfer of water rights & payment of fees water and sewer service for 3 EDUs (480 gpd total).

The recitals are incorporated herein as if fully set forth.

Landowner/petitioner acknowledges prior to the second reading that should additional structures which utilized water or sewer on the property, the District makes no representation that the District will have sufficient water or sewer capacity to service future structures.

ADOPTED by the Board of Directors of the Four Corners County Water and Sewer District after first reading on Aug 15, 2023 with a vote of 4 in favor and 0 against and second reading on Sept 19, 2023 with

a vote of _ in favor and _ against.

This Ordinance shall be in effect 30 days after the date of the second reading.

1st Read and approved: Four Corner's County Water and Sewer District

Dated: Aug 15, 2023

Nancy A. Filibkema
Its: President

Attested: Kitty Menendez
Secretary

2nd Read and approved: Four Corner's County Water and Sewer District

Dated: Sept 19, 2023

Nancy A. Filibkema
Its: President

Attested: Kitty Menendez
Secretary