



LINCOLN COUNTY MONTANA

Resolution 2019-09

RESOLUTION TO ANNEX PROPERTIES INTO THE LINCOLN COUNTY RURAL FIRE DISTRICT

THE BOARD OF COUNTY COMMISSIONERS FOR LINCOLN COUNTY,
MONTANA FINDS:

1. A petition conforming to the ownership requirements of 7-33-2125(1)(a) MCA was presented to the trustees of the Lincoln County Rural Fire District (LCRFD) for annexation of the following described property into the fire district: See attached Exhibit A; and
2. On April 9, 2019 the LCRFD submitted the petitions for inclusion into its fire district to the county commission; and
3. The properties listed in the application has been verified by the Lincoln County Elections Department as being within the proposed area for annexation; and
4. Pursuant to 7-33-2125 MCA, the Lincoln County Board of Commissioner did approve and pass RESOLUTION 2019-08 INTENT FOR ANNEXATION ON May 1, 2019; and
5. Pursuant to 7-1-2121 MCA, a NOTICE OF PUBLIC HEARING was published in The Western News on May 10 and 17, 2019, and was posted on two courthouse bulletin boards and county website; and
6. Pursuant to 7-33-2125(1)(b), the Lincoln County Board of Commissioners held a hearing on May 29, 2019.
7. Section 7-33-2125(2) MCA states, "On the date set for the hearing, the board of county commissioners shall consider the petition and any objections to the annexations. The board shall approve the annexation unless a protest petition signed by at least 40% of the owners of real property in the area proposed for annexation and owners of property representing 40% or more of the taxable value of the property in the area proposed for annexation is presented at the hearing, in which case the annexation must be disapproved; and
8. The County Commission did hear protests and public comments relating to the proposed annexation on May 29, 2019 and no protest petitions were submitted; and

279732 BOOK: PF -PERM/FILES PAGE: 14493 Pages: 3
 STATE OF MONTANA LINCOLN COUNTY
 RECORDED: 05/29/2019 1:12 KOI: RESOLUTION
 ROBIN A. BENSON CLERK AND RECORDER
 FEE: \$0.00 BY: *Cybele R...*
 FOR: LINCOLN COUNTY COMMISSIONERS



LINCOLN COUNTY MONTANA

THE BOARD RESOLVES:

That the following described properties (see attached Exhibit A) are annexed to the Lincoln County Rural Fire District in accordance with 7-33-2125 MCA.

THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a provision of a previously adopted resolution, this resolution will prevail.
2. This resolution and its various sections, clauses and paragraphs are severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid, the remainder of the resolution will not be affected.
3. This resolution will be effective immediately upon adoption, in accordance with § 7-5-123, MCA.
4. This Board directs that this resolution be entered into the minutes and signed by the Chair of the Board in accordance with § 7-5-121, MCA.

END OF RESOLUTION

Approved as to Form:

Marcia Boris
Marcia Boris, County Attorney

Date presented to the Board May 29, 2019 Approved (X) Disapproved () Amended ()

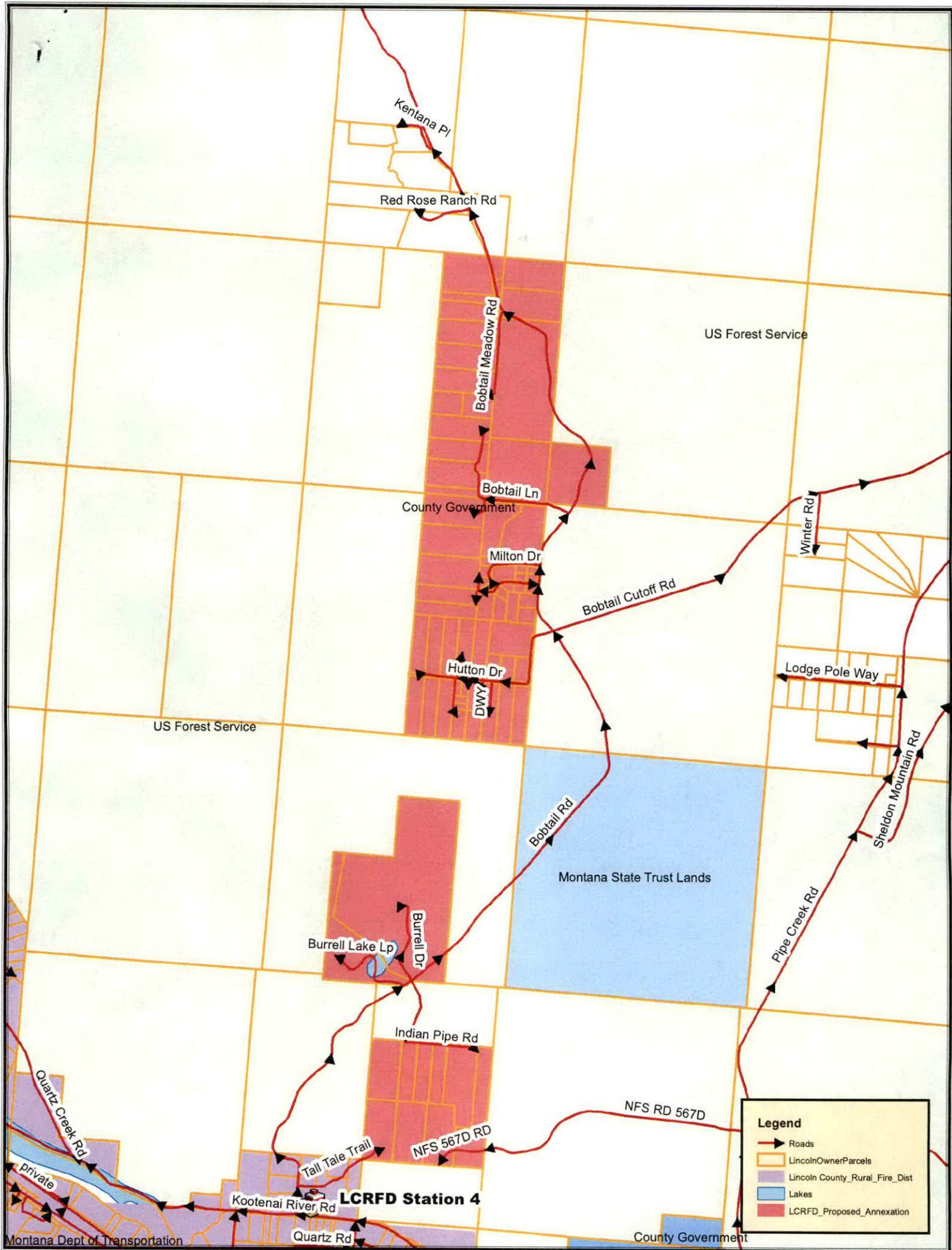
Adopted this 29th day of May 2019.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Mark Peck
Mark Peck, Chair

ATTEST:

Robin A. Benson
Robin A. Benson, Clerk of the Board



Kentana Pl

Red Rose Ranch Rd

Bobtail Meadow Rd

Bobtail Ln

County Government

Milton Dr

Hutton Dr

DWY

Bobtail Cutoff Rd

Winter Rd

Lodge Pole Way

Sheldon Mountain Rd

US Forest Service

US Forest Service

Montana State Trust Lands

Bobtail Rd

Burrell Lake Lp

Burrell Dr

Indian Pipe Rd

NFS RD 567D

NFS 567D RD

Quartz Creek Rd

private

Tall Tale Trail

Kootenai River Rd

Quartz Rd

LCRFD Station 4

County Government

Montana Dept of Transportation