



LINCOLN COUNTY MONTANA

Resolution 2021-39

RESOLUTION TO ANNEX A PROPERTY 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 November 17, 2021 the LCRFD submitted the petition for inclusion into its fire district to the county commission; and
3. The property listed in the application has been verified by the Lincoln County Elections Department as being within the proposed area for annexation; and
4. The Lincoln County Board of Commissioners did approve and pass RESOLUTION 2021-38 INTENT FOR ANNEXATION on December 1, 2021; and
5. Pursuant to 7-1-2121 MCA, a NOTICE OF PUBLIC HEARING was published in The Kootenai Valley Record on December 1 and 8, 2021, and was posted on two courthouse bulletin boards and county website/public notices; and
6. Pursuant to 7-33-2125(1)(b), the Lincoln County Board of Commissioners held a hearing on December 15, 2021.
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 December 15, 2021 and no protest petition was submitted; and

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STATE OF MONTANA LINCOLN COUNTY

RECORDED: 12/15/2021 3:19 KOI: RESOLUTION

ROBIN A. BENSON CLERK AND RECORDER

FEE: \$0.00 BY: *Michelle Byrd Deputy*
FOR: LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE.



LINCOLN COUNTY MONTANA

THE BOARD RESOLVES:

That the following described property (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, County Attorney

Date presented to the Board 12/13/2021 Approved (X) Disapproved () Amended ()

Adopted this 13th day of December 2021.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Jerry Bennett, Chair

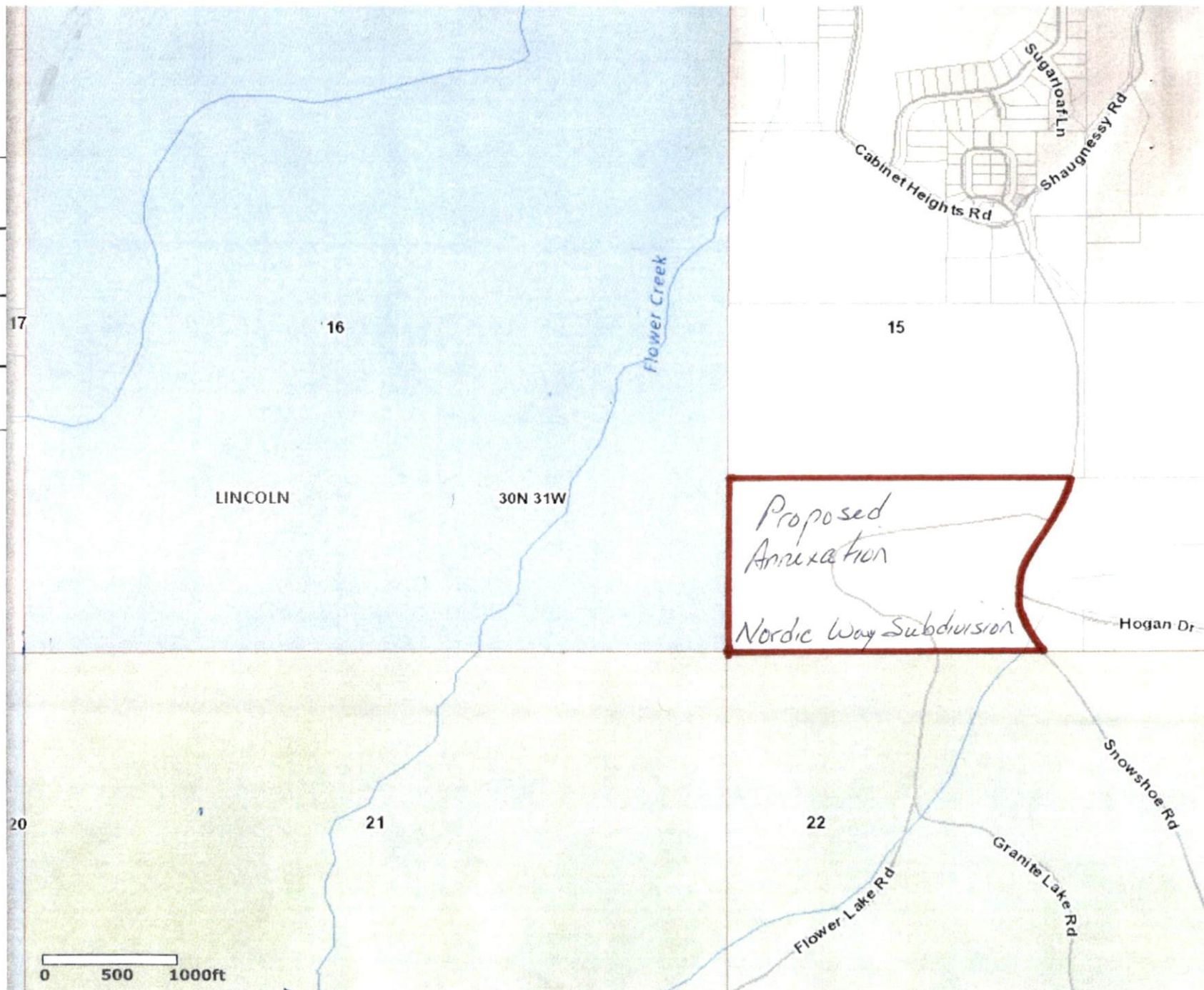
ATTEST:

Robin A. Benson, Clerk of the Board

Exhibit
A

Try Cadastral Beta

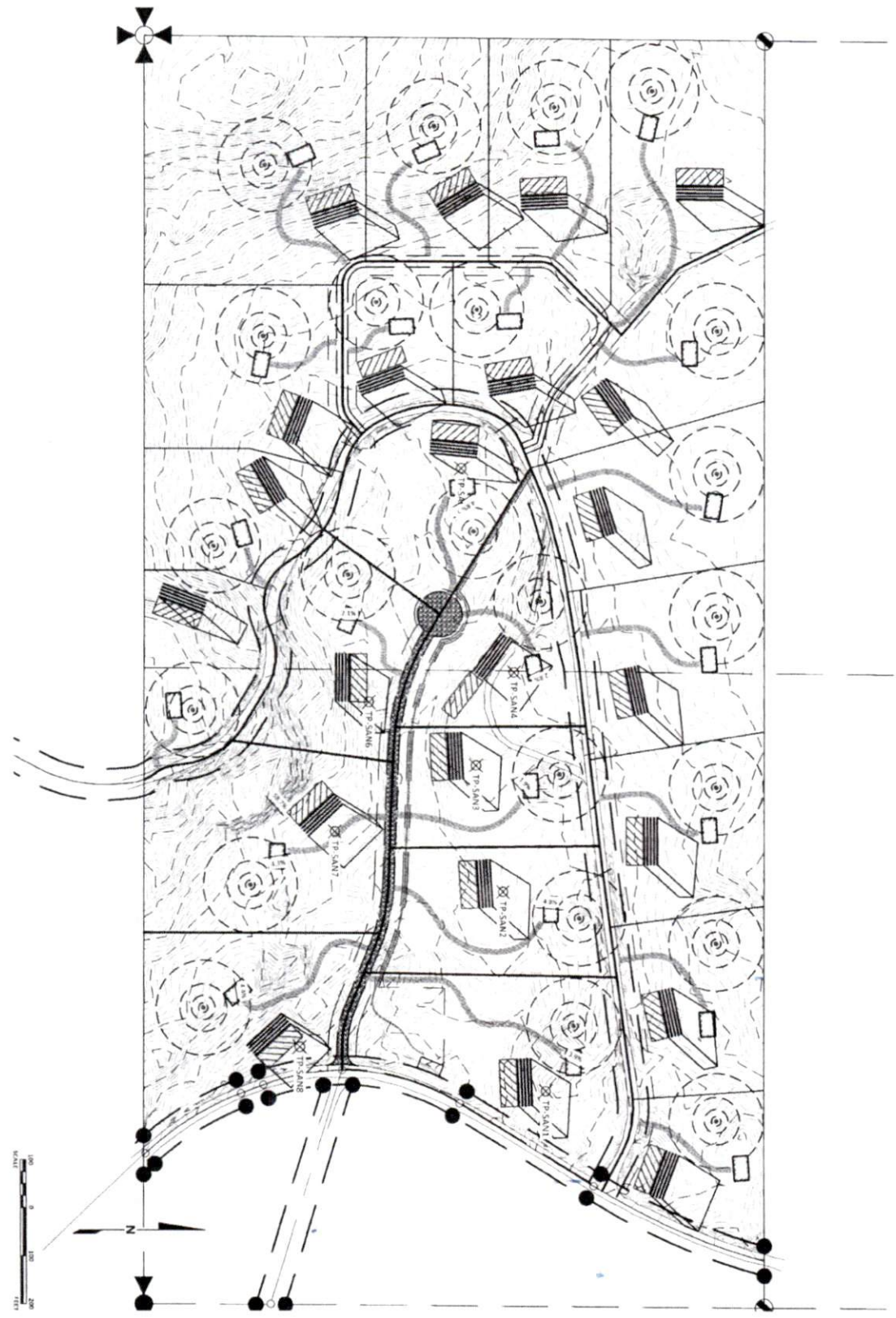
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REVISION	DATE	MODIFICATION
1		
2		
3		

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EVENSON ENGINEERING & CONSULTING, INC. | (406) 885-4054 | WWW.ECCVIL.COM | ECC © 2020 | PROJECT NO. 19-016

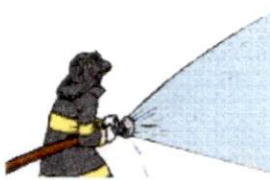


DESIGNED BY
ADE
CHECKED BY
THOMAS R. COLE
REVIEW
THOMAS R. COLE
03/2020
U-2

SITE PLAN - ALL PHASES



NORDIC WAY SUBDIVISION
MR. BEN SCOTT
LINCOLN COUNTY, MONTANA



Telephone
(406) 293-9217

Lincoln County Rural Fire District # 1



PO Box 369
Libby, Mt. 59923



Fax
(406) 293-3219

November 8, 2021

To : Lincoln County Commissioners

Brent Teske, Jerry Bennett, Josh Letcher

Re: Annexation Request

November 8, 2021

Dear Sirs:

The Lincoln County Rural Fire District #1 Board of Trustees is requesting approval of the annexation of **1** private property that is located adjacent to our existing District. A property specific listing with property owner(s) name(s), physical and mailing address, geocode, acreage, provided on the Montana Cadastral website is attached.

As per Montana Code Annotated section 7-33-2125, we are providing documentation of written petition from 40% (**have 100%**) of the real property, and 40% (**have 100%**) of the taxable value. A meeting of the LCRFD board of trustees was held on Monday, November 8, 2021 to approve the annexation request of the citizens.

Richard S Wood

Richard S. Wood

Date: 11-8-21

LCRFD Board Chairman

LCRFD Board Member:

[Signature]

Date: 11-8-21

Lincoln County Rural Fire District #1

Steve Lauer First Assistant/ Fire Marshall

PO Box 369

Libby MT 59923

Dear Mr. Lauer,

I am requesting annexation of the property located at S15 T30 N R31 W COS 4348 Parcel A 70 acres into the Lincoln County Rural Fire District #1.

All requirements of the Fire Risk Assessment have been completed on the aforementioned property including the burning of all slash piles and clearing of driveways and home sites.

A map of the subdivision is included for your review.

Thank you for your consideration of this matter.

Best Regards,

A handwritten signature in blue ink, appearing to read 'J Ben Scott', with a large, stylized initial 'J'.

J Ben Scott

11-6-21

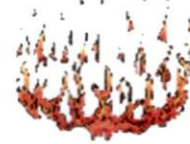


Telephone
(406) 293-9217

Lincoln County Rural Fire District # 1



PO Box 369
Libby, Mt. 59923



Fax
(406) 293-3219

November 8, 2021

The Lincoln County Rural Fire District#1 is requesting annexation of property adjacent to the existing RFD boundaries pursuant to MCA 7-33-2125. We are requesting consideration of annexation of the following specified property along the Snowshoe Road.

Name Code	Parcel #	Acres	Assessment
Ben & Heather Scott (Nordic Way Subdivision)	Parcel A	70.57	0000011433

LCRFD Chairman Richard S. Wood: Richard S. Wood Date: 11-8-21

I/We are the legal property owners of the property listed below.
I/We are requesting annexation of my/our property into the
Lincoln County Rural Fire District #1 for fire protection.

Junction Snowshoe + Granite Lake Road
Property Address: S15 T30N R31W COS 4348 Parcel A
Mailing Address: 402 MONTANA AVE
MT GEO Code: 56-4175-15-2-07-12-0000
Assessment Code: 0000011433

Property Owner(s):

Printed: JB EW SCOTT Signed: 

Printed: HEATHER SCOTT Signed: Heather Scott

Phone Number: 2918091

Date Signed: 11-8-21