

RESOLUTION NO. 12-19161

A RESOLUTION CLARIFYING AND CORRECTING THE BOUNDARY DESCRIPTION FOR DOWNTOWN BUSINESS IMPROVEMENT DISTRICT NO. 0001, LOCATED IN THE CITY OF BILLINGS, MONTANA

WHEREAS, the Billings City Council created the downtown Business Improvement District (BID) No. 0001 on August 25, 2005, and

WHEREAS, in April, 2010, the Billings City Council received a petition to increase the size and scope of the BID by expanding the Safety Assessment Zone, and

WHEREAS, after proper notice and conducting a Public Hearing, the Billings City Council adopted BID expansion Resolution No. 10-18944 on June 14, 2010, and

WHEREAS, Resolution No. 10-18944 contained a description and a map of the expanded district boundary, and

WHEREAS, the tax year 2011 BID assessments were made according to the mapped boundary, which is the correct and intended BID boundary, and

WHEREAS, in preparing for tax year 2012 assessments, GIS staff discovered minor discrepancies between the boundary shown on the map and the boundary description, and

WHEREAS, it is the City Council's desire to confirm that past assessments were correct and that all properties in BID No. 0001 shall be correctly assessed in future tax years, and

WHEREAS, the City Council can accomplish its desire to eliminate the discrepancies between the map and boundary description by adopting a new resolution with a corrected boundary description.

NOW, THEREFORE, BE IT RESOLVED by the Billings, Montana City Council as follows:

1. The boundary of the expanded BID No. 0001 is hereby amended and established as described in the attached EXHIBIT A.
2. No Resolution of Intent to Create a district, property owner notices, public notices or public hearing are required because no property assessments will be increased or otherwise changed by the amending resolution and revised boundary description.

APPROVED by the Billings, Montana City Council this 29th day of May, 2012.

CITY OF BILLINGS



BY: Thomas W. Hanel
Thomas W. Hanel, Mayor

ATTEST:

Cari Martin
Cari Martin, City Clerk

Exhibit A

Contiguous to and surrounding the current boundaries of BID No. 0001 the new boundary is described as follows:

Beginning at the centerline intersection of 6th Avenue North and North 32nd Street; Thence along said 6th Avenue North centerline in a northeasterly direction to the centerline intersection with the alley centerline between North 31st Street and North 30th Street; thence along said alley centerline in a northwesterly direction to the centerline intersection with 12th Avenue North; thence along said 12th Avenue North centerline in a northeasterly direction to the centerline intersection with North 30th Street; thence along said North 30th Street centerline in a northwesterly direction to the centerline intersection with the centerlines of Elevation Avenue and Grandview Boulevard; thence along said Grandview Boulevard centerline in a westerly direction to the centerline intersection with Locust Street; thence along said Locust Street centerline in a northerly direction to the centerline intersection with Poly Drive; thence along said Poly Drive Centerline in an easterly direction to the centerline intersection with North 27th Street;

thence along said North 27th Street centerline in a southeasterly direction to the centerline intersection of 10th Avenue North; thence along said 10th Avenue North centerline in a northeasterly direction to the centerline intersection with North 25th Street; thence along said North 25th Street centerline in a southeasterly direction to the centerline intersection with 9th Avenue North; thence along said 9th Avenue North centerline in a southwesterly direction to the centerline intersection with North 26th Street; thence along said North 26th Street centerline in a southeasterly direction to the centerline intersection with 7th Avenue North; thence along said 7th Avenue North centerline in a northeasterly direction to the centerline intersection with North 25th Street; thence along said North 25th Street centerline in a southeasterly direction to the centerline intersection with 6th Avenue North; thence along said 6th Avenue North centerline in a northeasterly direction to the centerline intersection with North 22nd Street; thence along said North 22nd Street centerline in a northwesterly direction to the centerline intersection with 8th Avenue North; thence along said 8th Avenue North centerline in a northeasterly direction to the centerline intersection with North 19th Street; thence along said North 19th Street centerline in a southeasterly direction to the centerline intersection with 6th Avenue North; thence along said 6th Avenue North centerline in a northeasterly direction to the centerline intersection with North 18th Street; thence along said North 18th Street centerline in a southeasterly direction to a point on the northerly right-of-way line of Burlington Northern – Montana Rail Link spur line; thence along said northerly right-of-way line of Burlington Northern – Montana Rail Link spur line in a southwesterly direction to the centerline intersection with North 20th Street; thence along said North 20th Street centerline in a northwesterly direction to the intersection of the projected southerly alley right-of-way line of the northeasterly/southwesterly alley of Blocks 262 and 263 of Billings Original Town, Recorded September 1, 1884, under Document No. 16312, Records of Yellowstone County; thence along said southerly alley right-of-way line in a southwesterly direction for an approximate distance of 570 feet to the projected alley centerline of the northwesterly/southeasterly alley of said Block 263; thence along said alley centerline in a southeasterly direction to a point on the southerly right-of-way line of Burlington Northern – Montana Rail Link spur line, point also being the alley centerline of Block 14 of said Billings Original Town; thence along said the northerly line of Block 14 in a southwesterly direction to the northwesterly corner of Lot 13, of said Block 14; thence along the westerly line of said Block

14 to the centerline intersection with 4th Avenue North; thence along said 4th Avenue North Centerline in a northeasterly direction to the intersection of the projected east lot lines of Lots 1A – 12A, Block 38 of Amended Plat of a Portion of Lots 1 through 12, Block 38, Town Of Billings, Recorded November 1, 1973, under Document No. 947494, Records of Yellowstone County; thence along said east lot lines of Lots 1A – 12A in a southeasterly direction to the centerline intersection with 3rd Avenue North; thence along said 3rd Avenue North centerline in a southwesterly direction to the centerline intersection with North 22nd Street; thence along said North 22nd Street centerline in a southeasterly direction to the centerline intersection with 2nd Avenue North; thence along said 2nd Avenue North centerline in a northeasterly direction to the centerline intersection with North 20th Street; thence along said North 20th Street centerline in a southeasterly direction to the centerline intersection with 1st Avenue North; thence along said 1st Avenue North centerline in a northeasterly direction to the northwesterly/southeasterly alley centerline intersection of Block 118 of said Billings Original Town; thence along said alley centerline in a southeasterly direction to the southwesterly/northeasterly alley centerline of said Block 118; thence along said alley centerline in a southwesterly direction through said Block 118 and also Block 117 of said Billings Original Town to the centerline intersection with North 20th Street; thence along said North 20th Street centerline in a southeasterly direction to the centerline intersection with Montana Avenue; thence along said Montana Avenue centerline in a southwesterly direction to a point, said point being perpendicular to the most southeast lot corner of Lot 1, Block 115 of said Billings Original Town; thence along a line, said line being perpendicular to Montana Avenue centerline in a southeasterly direction to the most southeasterly corner represented by Tax Code Parcel D12271; thence along a line, said line being more or less parallel to the centerline of Montana Avenue in a southwesterly direction and encompassing said Tax Code Parcel D12271, and Tax Code Parcels D12017A, I00251A, D12017, and D12018 to the east right-of-way line of South 27th Street; thence along said east right-of-way line in a southeasterly direction to the most northwest lot corner represented by Tax Code Parcel D12514; thence along a line, said line being more or less parallel to the centerline of Minnesota Avenue in a northeasterly direction for an approximate distance of 1720 feet to a point, said point being perpendicular to the centerline of said Minnesota Avenue; thence along a line, said line being perpendicular to Minnesota Avenue in a southeasterly direction to the centerline intersection of Minnesota Avenue; thence along said Minnesota Avenue centerline in a northeasterly direction to the centerline intersection with South 21st Street; thence along said South 21st Street centerline in a southeasterly direction to a point on the east section line of Section 3, Township 1 South, Range 26 East, Yellowstone County Montana, P.M.M., thence along said west section line in a southerly direction to the centerline intersection with 8th Avenue South; thence along said 8th Avenue South centerline in a southwesterly direction to the centerline intersection with South 31st Street; thence along said South 31st Street centerline in a northwesterly direction to the centerline intersection with 6th Avenue South; thence along said 6th Avenue South centerline in a northeasterly direction to the centerline intersection with South 28th Street; thence along said South 28th Street centerline in a northwesterly direction to the centerline intersection with 5th Avenue South; thence along said 5th Avenue South centerline in a northeasterly direction to the alley centerline intersection of Block 183 of said Billings Original Town; thence along said alley centerline in a northwesterly direction through said Block 183 and Block 169 of Billings Original Town to the centerline intersection with 3rd Avenue South; thence along said 3rd Avenue South centerline in a northeasterly direction to the centerline intersection with South 27th Street; thence along said South 27th Street centerline in a northwesterly direction

to the centerline intersection with 2nd Avenue South; thence along said 2nd Avenue South centerline in a southwesterly direction to the centerline intersection with South 33rd Street; thence along said South 33rd Street centerline in a northwesterly direction to a point, said point being on the northerly right-of-way line of 1st Avenue South; thence along said northerly right-of-way line in a northeasterly direction to the southwest corner of Lot 1-A, Block 1 of Amended Plat of Lot 1, Block 1, Barnard Subdivision, Recorded October 27, 2010, under Document No. 3567881, Records of Yellowstone County; thence along the boundary of said Lot 1-A the following course, N 34°36'30" W for a distance of 143.00 feet, N 55°23'30" E for a distance of 277.00 feet, S 34°36'30" E for a distance of 12.00 feet, N 55°23'30" E for a distance of 58.00 feet to a point on the westerly right-of-way line of South 30th Street; thence N 55°23'30" E for a distance of 40.00 feet to the centerline of said South 30th Street; thence along said South 30th Street centerline in a northwesterly direction to the centerline intersection with Minnesota Avenue; thence along said Minnesota Avenue centerline in a northeasterly direction to a point, point being perpendicular to the most southwest lot corner represented by Tax Code Parcel D12019; thence along a line, said line being perpendicular to the centerline of Minnesota Avenue in a northwesterly direction to the most southwest lot corner represented by Tax Code Parcel D12019; thence along a line, said line being more or less parallel to the centerline of Minnesota Avenue in a northeasterly direction to a point, said point being on the west right-of-way line of South 27th Street; thence along said west right-of-way line in a northwesterly direction to the most southeast lot corner represented by Tax Code Parcel A29916; thence along a line, said line being more or less parallel to the centerline of Montana Avenue in a southwesterly direction to the centerline intersection with North 29th Street; thence along said North 29th Street centerline in a northwesterly direction to the centerline intersection with Montana Avenue; thence along said Montana Avenue centerline in a southwesterly direction to the centerline intersection with North 32nd Street; thence along said North 32nd Street centerline in a northwesterly direction to the centerline intersection with 6th Avenue North, said centerline intersection being the Point of Beginning, inclusive of all known tax codes in the expanded area herein.