

**RAE SUBDIVISION COUNTY WATER AND SEWER DISTRICT NO. 313**

**ORDINANCE No. O-221206**

**AN ORDINANCE EXPANDING THE DISTRICT, IN ORDER TO ALLOW ADJACENT LANDOWNER TO CONNECT TO WATER AND SEWER SERVICES WITHIN THE DISTRICT.**

Section 1. Statement of Purpose. The purpose and intent of this Ordinance is to expand the District to include certain adjacent land, commonly referred to as the Sierra Vista Addition, and which is intended to be known in the future as Sierra Vista Subdivision, Phase 1.

Section 2. Legal Description of Annexed Land. The current legal description of the land to be included into the District is set forth in **Attachment A**.

Section 3. Ordinance.

WHEREAS, Section 7-13-2341(5) M.C.A. provides that if the Board of Directors has received a petition for annexation from contiguous property owners, and determines that the District has a water facility or a sewer facility with a capacity greater than required to meet the needs of the current District, then with the written consent of the contiguous property owners to whom the service is to be extended, the Board of Directors may by ordinance expand the District to include the contiguous land and grant said petition for annexation; and

WHEREAS, the Board of Directors has received a petition for annexation from contiguous property owners attached hereto as **Attachment B**; and

WHEREAS, the Board of Directors has duly determined that the District has the sewer and/or water facility with a capacity greater than required to meet the needs of the current District;

**NOW THEREFORE, BE IT ORDAINED** by the Board of Directors of the RAE Subdivision County Water and Sewer District No. 313 that the within ordinance be adopted as written, and that the District shall be and is hereby expanded to include the real property described in **Attachment A**.


**ORDINANCE No. O-221206**

PASSED,  
APPROVED AND ADOPTED, this  
6<sup>th</sup> date of December,  
2022. A quorum being  
present, a vote was taken.  
Of the Board members  
present,

4 voted in favor,  
1 voted against, and  
0 abstained.


BE IT ORDAINED BY THE  
BOARD OF DIRECTORS OF RAE  
SUBDIVISION COUNTY WATER AND  
SEWER DISTRICT No. 313

Signed,

  
Perry Hofferber, President

  
Nikki Penniman, Member

  
Rich McLane, Member

  
Andrew Williamson, Member


  
Robert Ingram, Member

The ordinance was passed (3 affirmative votes needed) and adopted X,

Or not passed \_\_\_\_\_.

ATTEST:

(SEAL)

  
Valerie Nolan, Secretary

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## **Attachment A**

### **Legal Description of Contiguous Land to be Annexed Into District**

Tract 3A of Certificate of Survey No. 22B, located in the SE $\frac{1}{4}$  of Section 17, Township 2 South, Range 5 East, P.M.M., Gallatin County, Montana, according to the official plat thereof on file and of record in the office of the County Clerk and Recorder of Gallatin County, Montana.

**Attachment B**  
**Petition for Annexation**  
**(see attached sheet)**

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