

RESOLUTION NO. 12-98

Commissioner Bogar introduced the following Resolution and moved its adoption:

RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN WATER, SEWER AND STREET IMPROVEMENT DISTRICT 12-10.

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON, NORTH DAKOTA:

That the Board of City Commissioners has received the Engineer's Report for the **WATER, SEWER AND STREET IMPROVEMENT DISTRICT 12-10**, and determines that it is necessary to make the following improvements:

The construction of water and sewer system and a street along 50th Street from 9th Avenue West to 16th Avenue West

That the boundaries of said improvement District are as follows:

A Tract of land located within Northwest Quarter of Section 2, T154N, R101W of the Fifth Principal Meridian, Williams County, North Dakota; more particularly described as follows:

Beginning at a point on the East-West Quarter of Section line of said Section, 33.00 feet East of the Southwest Corner of said South Half (S 1/2); thence North 00°00'10" East and parallel to the West Section line of said Section, 765.15 feet; thence due East a distance of 645.80 feet; thence North 04°50'00" East, 151.73 feet; thence North 89°50'40" East, 620.48 feet to the East line of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of said Section; thence South 00°14'00" West along said East line, 166.89 feet; thence departing said line, North 89°54'13" East, 1327.33 feet to the North-South Quarter of Section line of said Section; thence South 00°00'15" East along said Quarter line, 747.87 feet to the Center Quarter Corner of said Section; thence South 89°52'10" West along the afore mentioned East-West Quarter of Section line, 2,605.00 feet to the Point of Beginning.

Said Tract contains a total 47.24 acres, more or less.

Said Tract is being platted as the Spring Brook Meadows Subdivision.

And

A Tract of land located within Southwest Quarter of Section 2, T154N, R101W of the Fifth Principal Meridian, Williams County, North Dakota; more particularly described as follows:

Beginning at the northeast corner of the Southwest Quarter of said Section 2; thence S00°06'11"W along the east line of the Southwest Quarter of Said Section 2 a distance of 1,323.31 feet; thence N89°59'15"W a distance of 1,319.08 feet; thence N00°07'05" a distance of 1,322.56 feet; thence N89°58'48"E along the north line of the Southwest Quarter of said Section 2 a distance of 1,318.74 feet to the Point of Beginning.

Said Tract contains a total of 40.1 acres, more or less.

Said Tract is being platted as the Renaissance Heights Subdivision.

As shown on the attached map.

That this Resolution Declaring the Necessity to make the improvements described in the Engineer's Report previously filed here in for **WATER, SEWER AND STREET IMPROVEMENT DISTRICT 12-10** shall not require a protest hearing because of the written petitions received by the Board of City Commissioners as allowed by the provisions of Section 40-22-15 of the North Dakota Century Code.

That the City Auditor is hereby authorized and directed to cause the Resolution Declaring Necessity of an improvement in **WATER, SEWER AND STREET IMPROVEMENT DISTRICT 12-10** to be published once each week for two (2) consecutive weeks in the official newspaper of the city.

The motion for the adoption of the foregoing Resolution was duly seconded by Commissioner Cymbaluk, and upon vote being taken thereon, the following Commissioners voted "AYE": Cymbaluk, Bogar, Bekkedahl, Klug & Koeser and the following voted "NAY": None Absent and not voting: None. Whereupon said motion was declared duly passed and adopted this **14th day of August, 2012.**

ATTEST:



John Kautzman, City Auditor



Board of City Commissioners
E. Ward Koeser, President

Publish: August 19th and August 26th, 2012