

RESOLUTION NO. 09-10

Commissioner Bekkedahl introduced the following Resolution and moved its adoption:

RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN STREET AND ALLEY IMPROVEMENT DISTRICT 09-3.

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 **STREET AND ALLEY IMPROVEMENT DISTRICT 09-3**, and determines that it is necessary to make **Street and Alley Improvements** in:

Section I—Pheasant Run Area Street and Alley Improvements:

Coyote Crossing First Addition; Block 9, Block 12, Block 13, Lot 14 of Block 18 and Block 31 of the Pheasant Run First Addition; Pheasant Run First Addition Rearrangement of Lot 2, Block 3; Pheasant Run First Addition Rearrangement of Blocks 10 & 11; Pheasant Run Subdivision; Pheasant Run Subdivision Rearrangement of Blocks 1 & 2; Prairie Rearrangement of Lots 1 to 5, Block 4, Pheasant Run Subdivision; Blocks 1, 2, 3, 4, 5, the east 110 feet of Lot 1 and Lot 2 of Block 6, the east 110 feet of Block 7, the west 110 feet of Block 8, the west 110 feet of Block 9, a 110 foot wide strip of land laying adjacent to the right of way line of Pheasant Run Parkway in Block 10, the east 110 feet of Block 13 and the west 110 feet of Block 15 of the Sand Creek Estate Subdivision; Sand Creek Estates Subdivision Rearrangement of Block 2; School Subdivision and a 175 foot wide strip of land laying west of the west right of way line of 29th Avenue West and north of the north right of way line of 29th Street West located in the unplatted portion of Section 10, T154N, R101W.

Section II—Block 7, Heffernan Rearrangement Alley Improvements

The west 150 feet of Lot 2, the west 150 feet of Lot 3 and all of Lots 4, 5, 6, and 7, Block 7 of the Heffernan Rearrangement.

Section III—Halliburton Drive Overlay

Lots 1 & 3, Block 1 and Block 2 of the Falk Reiger Subdivision; Block 1 of the Halliburton Subdivision; Lots 4 & 5, Block 1 of the Williston Rail Industrial Park Subdivision and an unplatted tract of land described as follows: Beginning at the northeast Lot Corner of Lot 1, Block 1 of the Falk Reiger Subdivision thence southerly along the east line of said Lot 1 a distance of 160 feet to a point lying on the north right of way line of Halliburton Drive; thence northeasterly along the north right of way line of Halliburton Drive a distance of 315 feet to a point lying on the City of Williston Corporate Limits; thence westerly along the City of Williston Corporate Limits a distance of 240 feet; thence southerly a distance of 60 feet more or less to the point of beginning.

That the boundaries of said improvement District are as follows:

Section I—Pheasant Run Area Street and Alley Improvements:

Coyote Crossing First Addition; Block 9, Block 12, Block 13, Lot 14 of Block 18 and Block 31 of the Pheasant Run First Addition; Pheasant Run First Addition Rearrangement of Lot 2, Block 3; Pheasant Run First Addition Rearrangement of Blocks 10 & 11; Pheasant Run Subdivision; Pheasant Run Subdivision Rearrangement of Blocks 1 & 2; Prairie Rearrangement of Lots 1 to 5, Block 4, Pheasant Run Subdivision; Blocks 1, 2, 3, 4, 5, the east 110 feet of Lot 1 and Lot 2 of Block 6, the east 110 feet of Block 7, the west 110 feet of Block 8, the west 110 feet of Block 9, a 110 foot wide strip of land laying adjacent to the right of way line of Pheasant Run Parkway in Block 10, the east 110 feet of Block 13 and the west 110 feet of Block 15 of the Sand Creek Estate Subdivision; Sand Creek Estates Subdivision Rearrangement of Block 2; School Subdivision and a 175 foot wide strip of land laying west of the west right of way line of 29th Avenue West and north of the north right of way line of 29th Street West located in the unplatted portion of Section 10, T154N, R101W.

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As shown on the attached drawings.

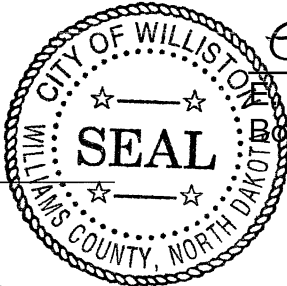
That the City Auditor is hereby authorized and directed to cause the Resolution Declaring Necessity of an improvement in **STREET AND ALLEY IMPROVEMENT DISTRICT 09-3** to be published once each week for two (2) consecutive weeks in the official newspaper of the City.

That a resolution declaring the necessity to make the improvements described in the Engineer's Report previously filed herein shall require a protest hearing and that the owners of property within said improvement district be afforded an opportunity to file written protests against said improvements with the City Auditor at any time within 30 days of the first publication of this resolution. The Board of City Commissioners shall meet to hear and to determine the sufficiency of any protests that are filed with the City Auditor prior to **APRIL 14, 2009**, at 7:30 PM at City Hall in the Commission Room.

The motion for the adoption of the foregoing Resolution was duly seconded by Commissioner Lawson, and upon vote being taken thereon, the following Commissioners voted "AYE": Bekkedahl, Klug, Lawson and Koeser and the following voted "NAY": None Absent and not voting: Bogar. Whereupon said motion was declared duly passed and adopted this 24th day of February 24th, 2009.

ATTEST:

John Kautzman
John Kautzman, City Auditor



Ward Koeser
Ward Koeser, President
Board of City Commissioners

Publish: March **2** and **9**, 2009.

STREET AND ALLEY IMPROVEMENT DISTRICT 09-3

Section I--Pheasant Run Area Street & Alley Improvements

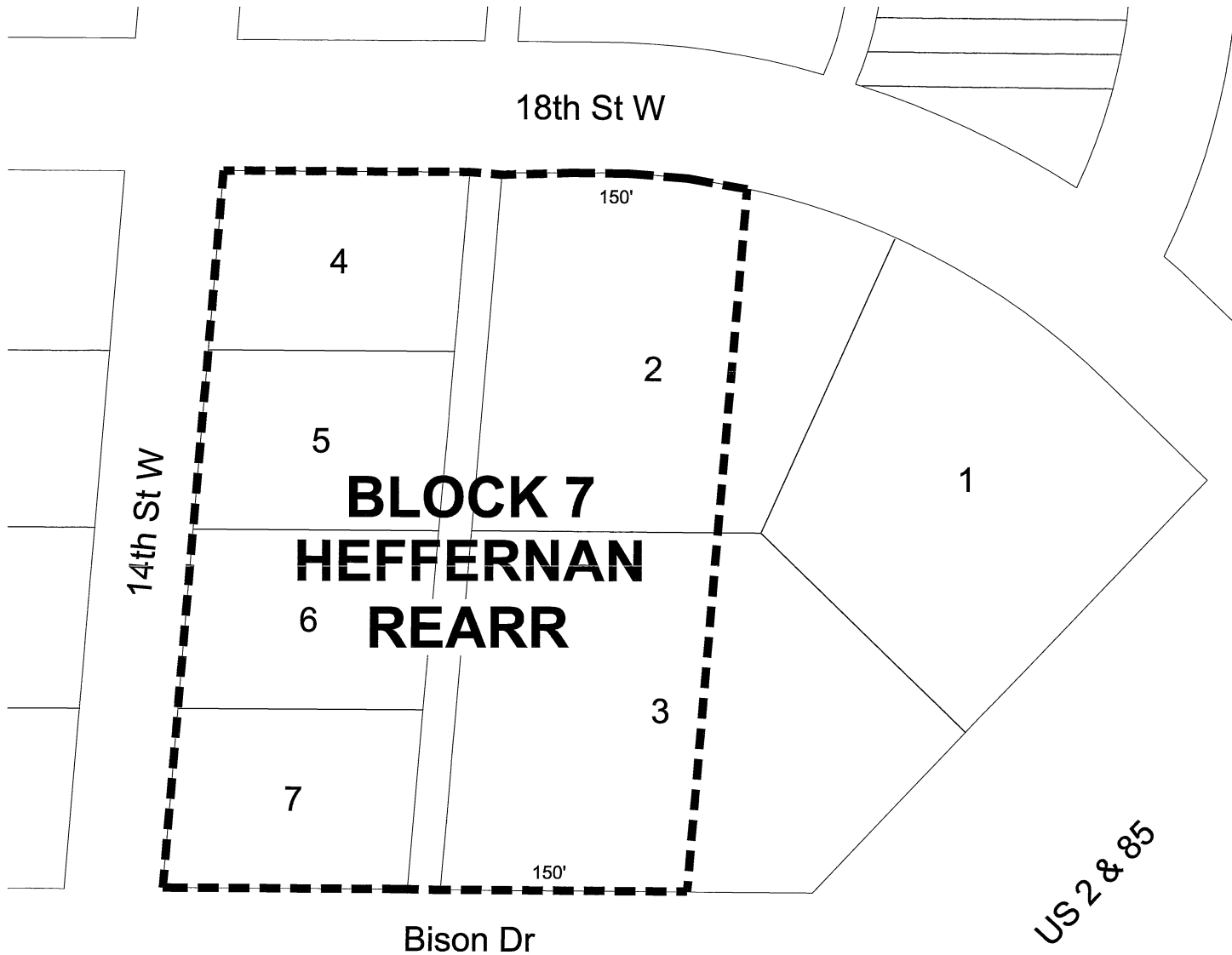


DISTRICT DESCRIPTION

Coyote Crossing First Addition; Block 9, Block 12, Block 13, Lot 14 of Block 18 and Block 31 of the Pheasant Run First Addition; Pheasant Run First Addition Rearrangement of Lot 2, Block 3; Pheasant Run First Addition Rearrangement of Blocks 10 & 11; Pheasant Run Subdivision; Pheasant Run Subdivision Rearrangement of Blocks 1 & 2; Prairie Rearrangement of Lots 1 to 5, Block 4, Pheasant Run Subdivision; Blocks 1, 2, 3, 4, 5, the east 110 feet of Lot 1 and Lot 2 of Block 6, the east 110 feet of Block 7, the west 110 feet of Block 8, the west 110 feet of Block 9, a 110 foot wide strip of land laying adjacent to the right of way line of Pheasant Run Parkway in Block 10, the east 110 feet of Block 13 and the west 110 feet of Block 15 of the Sand Creek Estate Subdivision; Sand Creek Estates Subdivision Rearrangement of Block 2; School Subdivision and a 175 foot wide strip of land laying west of the west right of way line of 29th Avenue West and north of the north right of way line of 29th Street West located in the unplatted portion of Section 10, T154N, R101W.

STREET AND ALLEY IMPROVEMENT DISTRICT 09-3

Section II--Block 7, Heffernan Rearrangement Alley improvements



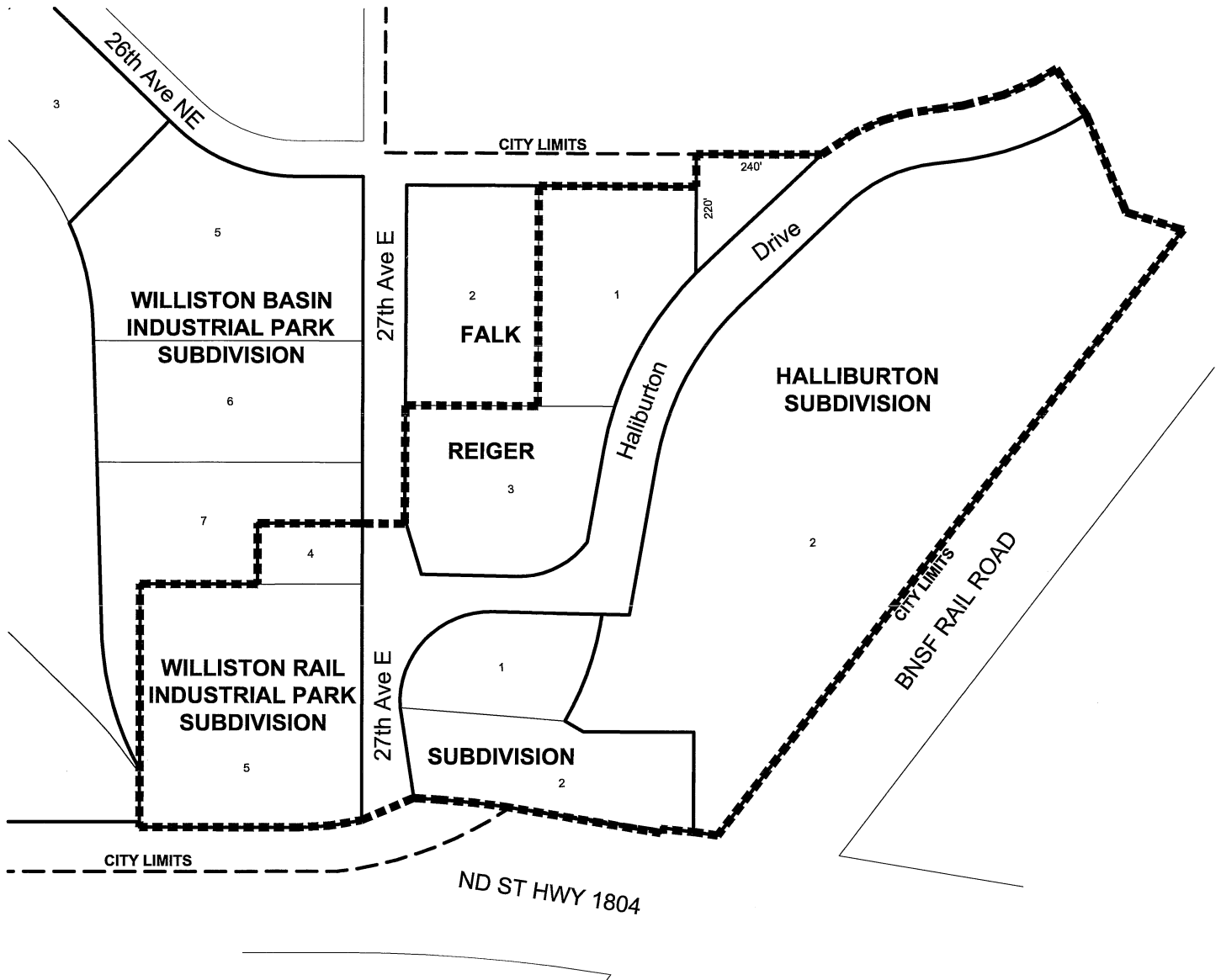
DISTRICT BOUNDARY - - - - -

DISTRICT DESCRIPTION

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STREET AND ALLEY IMPROVEMENT DISTRICT 09-3

Section III--Halliburton Drive Overlay



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