

**Ordinance 2021-07B**

**ORDINANCE ANNEXING Peakview Subdivision 2 Block 1 Lot 6, Gallatin County, Gallatin Gateway, MT (Lohss)**

WHEREAS, the Gallatin Gateway County Water and Sewer District ("District") is a duly formed under the law of Montana as County Water and Sewer District.

WHEREAS, Christopher J Lohss, with an address of 77150 Gallatin Rd., Bozeman, Montana 59715 ("Petitioner") owns the real property described as Lot 6 in Block 1 of Peakview Subdivision No. 2. located in NW 1/4 of Section 2, Township 3 South, Range 4 East, P.M.M., Gallatin County Montana (plat reference: H-42) ("Property") which is contiguous to the District by public rights of way.

WEHREAS, the petition was found to be adequate being signed by the real property owner and describing the land to be annexed.

WHEREAS, Petitioner seeks the District to provide wastewater service and treatment for the development of the Property as a residential service to utilize seven (7) Volume Ratio Units (VRUs).

WHEREAS, Petitioner is requesting to purchase 7 VRU's with each VRU utilizing a maximum daily flow of 160 gallons a day and average daily flow of 160 gallons per day per VRU when said capacity becomes available. The District shall not provide sewer service in excess of the capacity provided herein. Upon annexation and payment the District has sufficient capacity to serve the Property.

WHEREAS, Petitioner, at Petitioner's sole cost and expense, shall undertake obtaining all permits, licenses and approvals to install all of the lines necessary to connect to the existing District system.

WHEREAS, Petitioner shall remain sole and exclusive owner of the lines on the Property until the line connect with the District's force main.

**NOW THEREFORE, the Board by passage of this ordinance does agree to annex the Property described as Lot 6 in Block 1 of Peakview Subdivision No. 2. located in NW 1/4 of Section 2, Township 3 South, Range 4 East, P.M.M., Gallatin County Montana (plat reference: H-42) into the District to provide sewer service to the Property not to exceed equal to a maximum daily flow of 160 gallons a day Per VRU and average daily flow of 160 gallons per day per VRU. Service shall not be provided until payment referenced above is made in full.**

The recitals are fully incorporated herein as if written herein.

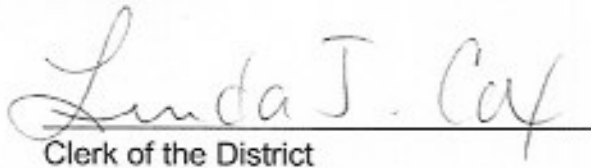
BE IT ORDAINED by the Board of Directors of the Gallatin Gateway County Water and Sewer District that upon passage of the first reading of this Ordinance on July 12th, 2021 with a vote of 3 in favor and 0 against and second reading on August 9th 2021 with a vote of 4 in favor and 0 against the Property described as Lot 6 in Block 1 of Peakview Subdivision No. 2. located in NW 1/4 of Section 2, Township 3 South, Range 4 East, P.M.M., Gallatin County Montana (plat reference: H-42) shall be annexed. No service shall be provided until all funds due to the District are paid in full. This Ordinance shall be in effect 30 days after the date of the second reading.

1st Read and approved: Dated: July 12th, 2021  
Gallatin Gateway Water and Sewer District

President: \_\_\_\_\_



ATTEST:

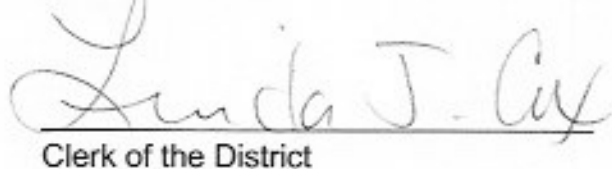
  
Clerk of the District

2nd Read and approved: Dated: August 9th , 2021  
Gallatin Gateway Water and Sewer District

President: \_\_\_\_\_



ATTEST:

  
Clerk of the District