

HOUSE BILL NO. 643

Introduced: 02/04/83

Referred to Committee on Local Government: 02/04/83

Hearing: 2/15/83

Report: 02/17/83, do Pass

2nd Reading: 02/19/83, Do pass

3rd Reading: 02/22/83, Do Pass

Transferred to Senate: 2/22/83

Referred to Committee on Local Government: 3/1/83

Hearing: 3/19/83

Report: 3/24/83, Be Not Concurred In

Bill Killed: 3/24/83

1 *House* BILL NO. *643*
 2 INTRODUCED BY *J. JENSEN*
 3 *Kadus* *Ally* *Fadiga* *Ed* *Christiana* *Bergne*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR
 5 MUNICIPAL ANNEXATION OF CONTIGUOUS HIGH-DENSITY LAND UNDER
 6 CERTAIN CONDITIONS."

7
 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Annexation of high-density land. (1) A
 10 municipality may annex land contiguous to its corporate
 11 limits if:

12 (a) there are within the external boundaries of the
 13 land area to be annexed contiguous parcels, each of which
 14 meets a density of not less than four dwelling units an
 15 acre; or

16 (b) the land being annexed is a planned-unit or
 17 cluster development having an overall density of four
 18 dwelling units an acre.

19 (2) The governing body of the municipality must adopt
 20 a resolution of intent to annex the area and follow the
 21 procedures required in 7-2-4311 through 7-2-4314, except
 22 that the protest provisions of 7-2-4314(2) do not apply.

23 (3) In addition to the requirements of 7-2-4311
 24 through 7-2-4313 and 7-2-4314(1), the governing body of the
 25 municipality shall publish with the notice of intent to

1 annex:

2 (a) a statement detailing the estimated costs in taxes
 3 and fees for city services for a typical property within the
 4 municipality and within the area to be annexed; and

5 (b) a statement detailing how the electors in the area
 6 to be annexed will be equitably represented in the municipal
 7 government and the date and type of elections affecting the
 8 area proposed to be annexed that will occur within 1 year of
 9 the effective date of the annexation.

10 (4) The governing body of the municipality shall
 11 provide services to the newly annexed area according to a
 12 plan adopted pursuant to 7-2-4732 and consistent with the
 13 provisions of 7-2-4736.

14 Section 2. Codification instruction. Section 1 is
 15 intended to be codified as an integral part of Title 7,
 16 chapter 2, part 43, and the provisions of Title 7, chapter
 17 2, part 43, apply to section 1.

-End-

Approved by Comm.
on Local Government

House BILL NO. *643*

INTRODUCED BY

J. Jensen
Kadua *Ally* *R. Lange* *Ed* *Christensen* *Bergne*

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR
MUNICIPAL ANNEXATION OF CONTIGUOUS HIGH-DENSITY LAND UNDER
CERTAIN CONDITIONS."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Annexation of high-density land. (1) A
municipality may annex land contiguous to its corporate
limits if:

(a) there are within the external boundaries of the
land area to be annexed contiguous parcels, each of which
meets a density of not less than four dwelling units an
acre; or

(b) the land being annexed is a planned-unit or
cluster development having an overall density of four
dwelling units an acre.

(2) The governing body of the municipality must adopt
a resolution of intent to annex the area and follow the
procedures required in 7-2-4311 through 7-2-4314, except
that the protest provisions of 7-2-4314(2) do not apply.

(3) In addition to the requirements of 7-2-4311
through 7-2-4313 and 7-2-4314(1), the governing body of the
municipality shall publish with the notice of intent to

annex:

(a) a statement detailing the estimated costs in taxes
and fees for city services for a typical property within the
municipality and within the area to be annexed; and

(b) a statement detailing how the electors in the area
to be annexed will be equitably represented in the municipal
government and the date and type of elections affecting the
area proposed to be annexed that will occur within 1 year of
the effective date of the annexation.

(4) The governing body of the municipality shall
provide services to the newly annexed area according to a
plan adopted pursuant to 7-2-4732 and consistent with the
provisions of 7-2-4736.

Section 2. Codification instruction. Section 1 is
intended to be codified as an integral part of Title 7,
chapter 2, part 43, and the provisions of Title 7, chapter
2, part 43, apply to section 1.

-End-

1 *House* BILL NO. *643*
 2 INTRODUCED BY *J. JENSEN*
 3 *Kadha*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR
 5 MUNICIPAL ANNEXATION OF CONTIGUOUS HIGH-DENSITY LAND UNDER
 6 CERTAIN CONDITIONS."

7
 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Annexation of high-density land. (1) A
 10 municipality may annex land contiguous to its corporate
 11 limits if:

12 (a) there are within the external boundaries of the
 13 land area to be annexed contiguous parcels, each of which
 14 meets a density of not less than four dwelling units an
 15 acre; or

16 (b) the land being annexed is a planned-unit or
 17 cluster development having an overall density of four
 18 dwelling units an acre.

19 (2) The governing body of the municipality must adopt
 20 a resolution of intent to annex the area and follow the
 21 procedures required in 7-2-4311 through 7-2-4314, except
 22 that the protest provisions of 7-2-4314(2) do not apply.

23 (3) In addition to the requirements of 7-2-4311
 24 through 7-2-4313 and 7-2-4314(1), the governing body of the
 25 municipality shall publish with the notice of intent to

1 annex:

2 (a) a statement detailing the estimated costs in taxes
 3 and fees for city services for a typical property within the
 4 municipality and within the area to be annexed; and

5 (b) a statement detailing how the electors in the area
 6 to be annexed will be equitably represented in the municipal
 7 government and the date and type of elections affecting the
 8 area proposed to be annexed that will occur within 1 year of
 9 the effective date of the annexation.

10 (4) The governing body of the municipality shall
 11 provide services to the newly annexed area according to a
 12 plan adopted pursuant to 7-2-4732 and consistent with the
 13 provisions of 7-2-4736.

14 Section 2. Codification instruction. Section 1 is
 15 intended to be codified as an integral part of Title 7,
 16 chapter 2, part 43, and the provisions of Title 7, chapter
 17 2, part 43, apply to section 1.

-End-