

## RESOLUTION

WHEREAS the City of Rapid City and BGW Development Company, LLC desire to annex certain land owned by the Hamm Family, LLC; and

WHEREAS the annexation of this land is necessary to an infrastructure development project providing City water and sewer to the Red Rock Canyon Estates which project also benefits the City by protecting the City's groundwater from contamination; and

WHEREAS the Hamm Family is sympathetic to the City's cause and purpose and agrees to the annexation of sixty (60) acres to facilitate this project; and

NOW WHEREAS the City of Rapid City determines that it is in the public interest for this annexation and agrees that the following improvements shall be made for the benefit of the Hamm Family, LLC's real property:

- a. A sixty-six (66) foot wide easement from Wildwood to the section line shall be acquired for dedication as a right-of-way at the City's expense, including any required drainage analysis;
- b. An existing fence shall be removed and a new four barbed-wire cattle proof fence constructed on the property line, including one gate; and
- c. All soil disturbed by the City's Red Rock Canyon Infrastructure Project shall be re-seeded and grass cover established;
- d. All costs for the above described improvements shall be paid by the City of Rapid City.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

CITY OF RAPID CITY

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer