

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 19910

A RESOLUTION OF INTENTION TO VACATE THE FULL WIDTH OF THE NICOLE COURT RIGHT-OF-WAY BETWEEN LOT 6 IN BLOCK 2 AND LOT 1 IN BLOCK 4 IN THE INTERCITY COMMERCIAL SUBDIVISION IN THE CITY OF HELENA, MONTANA

WHEREAS, Boyd Andrew Community Services, the owner of the property adjacent to the following-described property in the City of Helena, Montana, has petitioned for the vacation of the Nicole Court right-of-way between Lot 6 in Block 2 and Lot 1 in Block 4 in the Intercity Commercial Subdivision in the City of Helena, County of Lewis and Clark, State of Montana, more particularly described as follows:

The full width of the Nicole Court right-of-way between Lot 6 Block 2 and Lot 1 in Block 4 of the Intercity Commercial Subdivision in the City of Helena, Lewis and Clark County, Montana, containing 12,545 square feet, more or less.

The attached map shows the proposed vacation.

WHEREAS, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof that said right-of-way in the Intercity Commercial Subdivision be vacated.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:

Section 1. It is the intention of the Helena City Commission that the Nicole Court right-of-way between Lot 6 in Block 2 and Lot 1 in Block 4 of the Intercity Commercial Subdivision in the City of

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Helena, County of Lewis and Clark, Montana, more particularly described above, be vacated. The Commission hereby directs the City Manager or his designee to serve notice of this resolution of intention upon affected owners of property abutting the portion of right-of-way affected by these proposed vacations and directs the Clerk of the Commission to cause a notice to be published once in The Independent Record, a daily newspaper published in Helena, Montana, as provided by §7-3-4448, MCA. The notice shall state the time and place for hearing objections, and that expressions of approval or disapproval will be received in writing in the office of the Clerk of the Commission prior to the hearing thereon.

Section 2. A public hearing on the vacation of said right-of-way shall be held before the Helena City Commission in its chambers at 316 North Park Avenue in Helena, Montana, on **the 21st day of May, 2012 at 6:00 p.m.**

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 7th DAY OF MAY, 2012.

ATTEST:

/S/ James E. Smith
MAYOR

/S/ Debbie Havens
CLERK OF THE COMMISSION