

# **RESOLUTIONS OF THE CITY OF HELENA, MONTANA**

## **RESOLUTION NO. 20064**

### **A RESOLUTION ANNEXING BLOCK 21-A OF THE BOYCE ADDITION IN LEWIS AND CLARK COUNTY INTO THE CITY OF HELENA, MONTANA**

**WHEREAS, 2014 Helena, LLC,** the legal owner of the eastern portion of former Block 20 of the Boyce Addition, the west 1/2 of closed and vacated Market Street, the adjacent northern portion of closed and vacated Butte Avenue, and the discontinued portion of former Missoula Avenue right-of-way adjacent to the east part of former Block 20 and former Block 21 of the Boyce Addition; said blocks and rights-of-way have been aggregated to create Block 21-A of the Boyce Addition in Lewis and Clark County, Montana, as shown on COS #3249720 filed with the Lewis and Clark County Clerk and Recorder, generally located north of Highway 12 East and east of Interstate 15, which property is currently located adjacent to the existing City limits, has requested that the City of Helena annex said property; and

**WHEREAS,** the City of Helena desires to annex said property and the adjacent rights-of-way under the provisions of Montana law;

**WHEREAS,** the City Commission established conditions for annexation of the eastern portion of former Block 20 by Resolution No. 20026; and the adjacent discontinued Missoula Avenue right-of-way by Resolution No. 20059; and

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**WHEREAS**, the conditions of annexation associated with the eastern portion of former Block 20 and the discontinued Missoula Avenue right-of-way have now been met through a financial guarantee for the installation of water and wastewater mains in the discontinued Missoula Avenue right-of-way, the installation of Blaine Street to city standards and the installation of a twenty-foot (20') all-weather surface in the Market Street right-of-way.

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

**Section 1.** The Helena City Commission hereby annexes approximately 2.66 acres described as the eastern portion of former Block 20 of the Boyce Addition, the west 1/2 of closed and vacated Market Street, the adjacent northern portion of closed and vacated Butte Avenue, and the discontinued portion of former Missoula Avenue right-of-way adjacent to the east part of former Block 20 and former Block 21 of the Boyce Addition; said blocks and rights-of-way have been aggregated to create Block 21-A in the Boyce Addition in Lewis and Clark County, Montana, as shown on COS #3249720 filed with the Lewis and Clark County Clerk and Recorder, generally located north of Highway 12 East and east of Interstate 15, and adjacent to the existing City limits.

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**Section 2.** The boundaries of the City of Helena are hereby extended to include the above-described property.

**Section 3.** The Clerk of the Commission shall certify, under seal of the City of Helena, the Resolution which shall be filed with the Clerk and Recorder of Lewis and Clark County, and thereafter said annexed property shall be a part of the City of Helena and the City of Helena shall have the power to pass all necessary ordinances pertaining thereto.

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 13<sup>th</sup> DAY OF JANUARY, 2014.**

/S/ James E. Smith  
**MAYOR**

**ATTEST:**

/S/ Debbie Havens  
**CLERK OF THE COMMISSION**