

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

## **RESOLUTION NO. 20236**

**A RESOLUTION OF INTENTION AMENDING RESOLUTION NO. 20226 TO INCLUDE THE VACATION OF THE DODGE AVENUE RIGHT-OF-WAY BETWEEN LOT 4 IN BLOCK 7 AND LOT 9 IN BLOCK 8, IN THE GRAND AVENUE ADDITION IN THE CITY OF HELENA, MONTANA**

**WHEREAS**, pursuant to Resolution No. 20226, passed on December 7, 2015, the Helena City Commission conditionally approved the vacation of the Dodge Avenue right-of-way between Lot 5 in Block 7 and Lots 7 and 8 in Block 8 of the Grand Avenue Addition, specifically; and

**WHEREAS, Expedition Properties, LLC**, the owner of the property adjacent to the following-described property in the City of Helena and the original petitioner for the vacation of the abovementioned portion of Dodge Avenue, Montana, has petitioned for the vacation of an additional portion the Dodge Avenue right-of-way, specifically between Lot 4 in Block 7 and Lot 9 in Block 8 in the Grand Avenue Addition in the City of Helena, County of Lewis and Clark, State of Montana. The attached map shows the additional right-of-way proposed to be vacated.

**WHEREAS**, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof that the Dodge Avenue right-of-way between Lot 4 in Block 7 and Lot 9 in Block 8 in the Grand Avenue Addition be vacated.

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**Res. No. 20236**

**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 Dodge Avenue right-of-way between Lot 4 in Block 7 and Lot 9 in Block 8 in the Grand Avenue Addition, all in the City of Helena, County of Lewis and Clark, Montana, be vacated in addition to the portion of Dodge Avenue right-of-way conditionally vacated on December 7, 2015.

**Section 2.** 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 this proposed vacation, 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 3.** A public hearing on the amendment of Resolution No. 20226, to include the vacation of Dodge Avenue right-of-way between Lot 4 in Block 7 and Lot 9 in Block 8 in the Grand Avenue

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**Res. No. 20236**

Addition in the City of Helena shall be held before the Helena City Commission in its chambers at 316 North Park Avenue in Helena, Montana, on **the 11<sup>th</sup> day of April, 2016 at 6:00 p.m.**

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 21<sup>st</sup> DAY OF MARCH, 2016.**

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

**ATTEST:**

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