

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 19915

A RESOLUTION VACATING 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 requested 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 in Block 2 and Lot 1 in Block 4 of the Intercity Commercial Subdivision in the City of Helena, Montana, containing 12,545 square feet, more or less

The attached map shows the right-of-way to be vacated.

WHEREAS, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof, that the Nicole Court right-of-way described above be vacated; and

WHEREAS, a public hearing was advertised and held on this resolution on the **21st day of May, 2012, at 6:00 p.m.** in the Commission Chambers at 316 North Park Avenue in Helena, Montana.

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Resol. No. 19915

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

Section 1. The Helena City Commission hereby conditionally approves the vacation of 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, Lewis and Clark County, Montana, more particularly described above.

Section 2. This approval is conditioned upon satisfactory completion of the requirements set forth below. If these requirements are not completed within one (1) year from the date of this resolution, or as extended by the City Commission, this approval becomes void and the application for vacation is deemed denied. The requirements for completion of vacation are:

A. Applicants shall cause an amended plat to be prepared showing the proposed new boundary lines of the adjoining property to which title will revert upon vacation of the right-of-way.

The amended plat shall be presented to the Commission for review and approval.

B. All pending taxes and special assessments levied against the property affected by the proposed vacation shall be paid in

