

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

## **RESOLUTION NO. 20231**

**A RESOLUTION OF INTENTION TO VACATE THE FULL WIDTH OF THE NORTH-SOUTH ALLEY RIGHT-OF-WAY BETWEEN LOT 5 AND LOTS 21 THROUGH 23, AND THE SOUTHERN TRIANGLULAR PORTION OF THE EAST-WEST ALLEY RIGHT-OF-WAY ADJACENT TO LOT 1, ALL IN BLOCK 1 OF THE GRAND AVENUE ADDITION IN THE CITY OF HELENA, MONTANA**

**WHEREAS, 80 Proof, LLC,** the owner of the property adjacent to the following-described property in the City of Helena, Montana, has petitioned for the vacation of the north-south alley right-of-way between Lot 5 and Lots 21 through 23, and the southern triangular portion of the east-west alley right-of-way adjacent to Lot 1, all in Block 1 of the Grand Avenue Addition in the City of Helena, County of Lewis and Clark, State of Montana. The attached map shows the proposed vacation; and

**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 Grand Avenue Addition 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 north-south alley right-of-way between Lot 5 and Lots 21 through 23, and the southern triangular portion of the east-west alley right-of-way adjacent to Lot 1, all in Block 1 of the Grand Avenue Addition in the City of Helena, County of Lewis and Clark,

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State of Montana, 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 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 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 **February 22, 2016 at 6:00 p.m.**

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 8<sup>th</sup> DAY OF FEBRUARY, 2016.**

/S/ James E. Smith  
MAYOR

ATTEST:

/S/ Debbie Havens  
CLERK OF THE COMMISSION