

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20335

A RESOLUTION GRANTING AN EXCLUSIVE RIGHT-OF-WAY USE PERMIT TO ALLOW A FIBER OPTIC CONDUIT IN THE AIRPORT ROAD RIGHT-OF-WAY

WHEREAS, the Helena City Commission has before it a request to grant Montana Department of Administration an exclusive public right-of-way use permit to allow placement of fiber optic conduit in the Airport Road right-of-way, in Helena, Lewis and Clark County, Montana; and

WHEREAS, a public hearing was held on this matter at the regular City Commission meeting **at 6:00 p.m. on April 10, 2017**, in the Commission Chambers in the City-County Building, 316 North Park Avenue, in Helena, Montana as contemplated by Helena City Code § 7-13-5(B)(7); and

WHEREAS, the City Commission has considered the information contained in the application, the information presented at said public hearing, and has considered whether the proposed exclusive use of public right-of-way meets the requirements of Helena City Code § 7-13-5(A); and

WHEREAS, based on its consideration of all of those matters, the Helena City Commission hereby specifically finds as follows:

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1. That a public hearing was held by the City Commission after required legal notices were given, and the public has been given an opportunity to be heard on the matter; and

2. That the proposed exclusive use of public right-of-way will have a public benefit and the fiber optic conduit will not inconvenience or endanger the public.

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

Section 1. An exclusive right-of-way use permit is hereby granted allowing the Montana Department of Administration to bore and place a fiber optic conduit in the Airport Road right-of-way as shown on the attached "Exhibit A," subject to the payment of the \$50.00 per year fee for said exclusive use.

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 10th DAY OF APRIL, 2017.

/S/ JAMES E. SMITH
MAYOR

ATTEST:

/S/ DEBBIE HAVENS
CLERK OF THE COMMISSION

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EXHIBIT "A"

State of Montana conduit run along Airport Road



1 inch = 150 feet

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