

# RESOLUTIONS OF THE CITY OF HELENA, MONTANA

## RESOLUTION NO. 20378

A RESOLUTION OF INTENTION TO VACATE A PORTION OF THE LEARNING STREET (FORMERLY GETCHELL STREET) AND HENRY STREET RIGHTS-OF-WAY BETWEEN LOTS 13A AND 24A IN BLOCK 2, LOT 1A AND 25A IN BLOCK 3, AND LOT TV-A OF THE CARROLL-KTVH MINOR SUBDIVISION IN THE CITY OF HELENA, MONTANA

**WHEREAS, Carroll College,** the owner of the property adjacent to the following-described public right-of-way property in the City of Helena, Montana, has petitioned for the vacation of the Learning Street (formerly Getchell Street) and Henry Street rights-of-way between Lots 13A and 24A in Block 2 and Lots 1A and 25A in Block 3 all in the Capital Hill Addition as shown on Certificate of Survey No. 3104519, and Lot TV-A of the Carroll-KTVH minor subdivision as shown on Certificate of Survey No. 616666, all in Helena, Lewis and Clark County, Montana. The attached map shows the proposed vacations; and

**WHEREAS,** Getchell Street north of Lyndale Avenue was previously dedicated to the City of Helena for use as public right-of-way by Carroll College on March 30, 2006, pursuant to Certificate of Survey No. 3104519; and

**WHEREAS,** pursuant to Resolution No. 19747, Getchell Street north of Lyndale Avenue was changed to Learning Street on July 12, 2010; and

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**WHEREAS,** it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof that the Learning Street and Henry Street rights-of-way previously described herein 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 Learning Street and Henry Street rights-of-way between Lots 13A and 24A in Block 2 and Lots 1A and 25A in Block 3, all in the Capital Hill Addition as shown on Certificate of Survey No. 3104519, and Lot TV-A of the Carroll-KTVH minor subdivision as shown on Certificate of Survey No. 616666, all in Helena, Lewis and Clark County, Montana be vacated.

**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 portions of the rights-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

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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 vacation of said rights-of-way shall be held before the Helena City Commission in its chambers at 316 North Park Avenue in Helena, Montana, on **September 11, 2017 at 6:00 p.m.**

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 21<sup>st</sup> DAY OF AUGUST, 2017.**

/S/ JAMES E. SMITH  
MAYOR

ATTEST:

/S/ DEBBIE HAVENS  
CLERK OF THE COMMISSION

Resol. No. 20378  
"Exhibit A"  
Proposed Carroll College Vacation



1 inch = 60 feet