

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20408

A RESOLUTION OF INTENTION TO VACATE PORTIONS OF TOWNSEND AVENUE LIVINGSTON AVENUE, AND TWO (2) ALLEY RIGHTS-OF-WAY IN THE NORTHERN PACIFIC SECOND ADDITION, ADJACENT TO R&K LAND, LLC'S PROPERTY IN THE CITY OF HELENA, MONTANA

WHEREAS, R&K Land, LLC, the owner of the property adjacent to the following-described public rights-of-way in the City of Helena, Montana, has petitioned for vacation of the north half (1/2) of Townsend Avenue adjacent to Lots 9-13, less Interstate 15 right-of-way, in Block 109, the full width of Livingston Avenue located between Lots 9-13 in Block 108 and Lots 4-8 in Block 109, the alley in Block 108, and the alley in Block 109, all located in the Northern Pacific Second Addition, in Helena, Lewis and Clark County, Montana. The attached map shows the proposed vacations; and

WHEREAS, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof that the rights-of-way described above 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 half (1/2) of Townsend Avenue adjacent to Lots 9-13, less Interstate 15 right-of-way, in Block 109, the full width of Livingston Avenue located between Lots 9-13 in Block 108 and Lots

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4-8 in Block 109, the alley in Block 108, and the alley in Block 109, all located in the Northern Pacific Second Addition, 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 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 **October 16, 2017 at 6:00 p.m.**

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 25th DAY OF SEPTEMBER, 2017.

ATTEST:

/S/ DEBBIE HAVENS
CLERK OF THE COMMISSION

/S/ JAMES E. SMITH
MAYOR