

RESOLUTION 9956

A RESOLUTION OF INTENTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO CLOSE A PORTION OF 6th STREET NORTHEAST, IN THE VICINITY OF 17TH AVENUE NORTHEAST AND BURLINGTON NORTHERN SANTA FE (BNSF) RIGHT-OF-WAY, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 7-14-4114, MONTANA CODE ANNOTATED AND DIRECTING NOTICE TO BE GIVEN AS PROVIDED BY LAW AS SHOWN IN EXHIBIT "A"

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WHEREAS, the subdivision plat of 4th Supplement to Riverview Tracts, dedicated the right-of-way of 6th Street Northeast, in the vicinity of 17th Avenue Northeast and BNSF right-of-way; and,

WHEREAS, Montana Refining Company, owns the property adjoining 6th Street Northeast to the east and northwest and has petitioned the City of Great Falls to have said right-of-way be closed; and,

WHEREAS, the City of Great Falls owns the property adjoining 6th Street Northeast to the southwest and does not object to the closure of said right-of-way; and,

WHEREAS, it is determined retention and eventual improvement of 6th Street Northeast serves no practical or functional traffic related purpose; and,

WHEREAS, it is determined that 6th Street Northeast will be retained for use for utility purposes for existing public utilities.

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

That Tuesday, the 6th day of March, 2012, at 7:00 P.M. in the Commission Chambers of the Civic Center, Great Falls, Montana, be and the same is hereby set as the time and place at which the City Commission shall hear all persons relative to the proposed closure of:

That portion of 6th Street Northeast between 17th Avenue Northeast and the BNSF which consists of a parcel of land 60 feet wide and approximately 300 feet long, extending from the south right-of-way line of 17th Avenue Northeast to the north right of way line of BNSF. The area so described shall encompass only dedicated right-of-way.

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that the City Clerk of the City shall forthwith cause notice of the Resolution to close by: (1) published twice in the Great Falls Tribune, the newspaper published nearest such land; and (2) posted in three public places.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this February 7th, 2012.

Michael J. Winters, Mayor

ATTEST:

Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

James W. Santoro, City Attorney

State of Montana)
County of Cascade : ss
City of Great Falls)

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do hereby certify that I did post, as required by law and as prescribed and directed by the City Commission, Resolution 9956 in three places within the limits of said City to-wit:

On the Bulletin Board, first floor, Civic Center Building
On the Bulletin Board, first floor, Cascade County Court House
On the Bulletin Board, Great Falls Public Library

(Seal of the City)

Lisa Kunz, City Clerk