

RESOLUTION 9668

A RESOLUTION BY
THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA,
TO VACATE THE SEGMENT OF SUNSET ROAD
BETWEEN 5TH AVENUE SOUTHWEST AND 20TH STREET SOUTHWEST,
IN ACCORDANCE WITH THE PROVISIONS OF
SECTION 7-14-4114, MONTANA CODE ANNOTATED

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WHEREAS, the subdivision plat of Community Hall Addition to Great Falls dedicated the diagonal segment of Sunset Road between what is now designated as 5th Avenue Southwest and 20th Street Southwest as public right-of-way; and

WHEREAS, area residents have provided testimony that the narrowness, the angular configuration and the blind corners associated with the involved segment of Sunset Road create a traffic hazard for both vehicles and pedestrians; and

WHEREAS, subject segment of Sunset Road is deemed not to be needed for public roadway purposes; and

WHEREAS, the two lot owners abutting subject segment of Sunset Road have petitioned to have it vacated; and

WHEREAS, a condition of approval of vacation of subject right-of-way shall be the preparation of an appropriate amended plat which shows the distribution of the right-of-way requested to be vacated, reconfiguration of abutting lot(s), and reservation of required utility easement(s), and

WHEREAS, the City Commission of the City of Great Falls, Montana, duly and regularly passed and adopted on the 5th day of June, 2007, Resolution 9667 entitled:

A RESOLUTION OF INTENTION BY THE CITY
COMMISSION OF THE CITY OF GREAT FALLS, MONTANA,
TO VACATE THE SEGMENT OF SUNSET ROAD
BETWEEN 5TH AVENUE SOUTHWEST AND 20TH STREET SOUTHWEST,
IN ACCORDANCE WITH THE PROVISIONS OF
SECTION 7-14-4114, MONTANA CODE ANNOTATED, AND
DIRECTING NOTICE TO BE GIVEN AS PROVIDED BY LAW

WHEREAS, the City Clerk of said City, forthwith caused notice of said Resolution 9667 to be:

- 1) published in the Great Falls Tribune, the newspaper published nearest the right-of-way proposed for vacation; and
- 2) posted in three public places, stating therein the time and place the City Commission shall hear all persons relative to said proposed vacation.

WHEREAS, a hearing was held by the City Commission of the City of Great Falls on the 19th day of June, 2007, at 7:00 P.M. in the Commission Chambers of the Great Falls Civic Center, where said Commission heard all persons relative to the proposed vacation of the segment of Sunset Road between 5th Avenue Southwest and 20th Street Southwest.

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

The segment of Sunset Road between 5th Avenue Southwest and 20th Street Southwest is hereby vacated.

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective either thirty (30) days after its passage and approval or upon filing in the office of the Cascade County Clerk and Recorder, the hereinabove mentioned amended plat, which ever event shall occur later.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 19th day of June, 2007.

Dona R. Stebbins, Mayor

ATTEST:

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

David V. Gliko, City Attorney

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

I, Peggy J. Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9668 was placed on its final passage and passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 19th day of June, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 19th day of June, 2007.

Peggy J. Bourne, City Clerk

(SEAL OF CITY)