

RESOLUTION 9841

A RESOLUTION OF INTENTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO VACATE THE SOUTH 20 FEET OF 19TH AVENUE SOUTH, ALL OF 20TH & 21ST ALLEYS SOUTH AND 20TH AVENUE SOUTH, BETWEEN THE WEST RIGHT-OF-WAY OF 8TH STREET SOUTH AND THE WEST BOUNDARY OF HIGHLAND PARK ADDITION, 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 subdivision plat of Highland Park Addition, dedicated eighty (80) foot width rights-of-way for 19th and 20th Avenues South and dedicated twenty (20) foot width rights-of-way for 20th and 21st Alleys South between the west right-of-way of 8th Street South and the west boundary of Highland Park Addition; and,

WHEREAS, said rights-of-way presently contain no roadway improvements; and,

WHEREAS, it is determined reduction of 19th Avenue South to the City standard sixty (60) foot right-of-way width would provide adequate public access to adjoining parcels; and,

WHEREAS, it is determined retention and eventual improvement of 20th Avenue South, 20th Alley South and 21st Alley South between the west right-of-way of 8th Street South and the west boundary of Highland Park Addition serves no practical or functional purpose; and,

WHEREAS, Dale and Tracy Yurek, own the property adjoining said rights-of-way; and,

WHEREAS, an Amended Plat of Block 21 & Lots 1-10, Block 22, Highland Park Addition & Vacated Rights-of-Way, has been prepared which reflects the aggregation of said lots, blocks and requested vacated rights-of-way into a single parcel; and,

WHEREAS, Dale and Tracy Yurek, have petitioned the City of Great Falls to annex the area contained within the Amended Plat of Block 21 & Lots 1-10, Block 22, Highland Park Addition & Vacated Rights-of-Way and the abutting portion of 19th Avenue South, all in Section 13, Township 20 North, Range 3 East, Cascade County, Montana; and,

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

That Tuesday, the 18th day of August, 2009, 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 vacation of the southerly 20 feet of 19th Avenue South, all of 20th & 21st Alleys South and 20th Avenue South,

between the west right-of-way of 8th Street South and the west boundary of Highland Park Addition; and,

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that the City Clerk of the City shall forthwith cause notice of this Resolution to be: (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 21st day July, 2009.

Dona R. Stebbins, Mayor

ATTEST:

Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

David V. Gliko, 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 certify that I did post as required by law and as prescribed and directed by the Commission, Resolution 9841 in three conspicuous 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

Lisa Kunz, City Clerk

(CITY SEAL)