

RESOLUTION 9855

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO VACATE 30<sup>TH</sup> STREET NORTHWEST, ABUTTING THE WEST 90 FEET OF BLOCK 9, SUN RIVER PARK ADDITION, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 7-14-4114, MONTANA CODE ANNOTATED

\* \* \* \* \*

WHEREAS, the subdivision plat of Sun River Park Addition, dedicated seventy (70) foot wide right-of-way for 30<sup>th</sup> Street Northwest abutting Block 9, Sun River Park Addition; and,

WHEREAS, Paul F. Vanhorn, owns the property adjoining 30<sup>th</sup> Street Northwest and has requested said right-of-way be vacated; and,

WHEREAS, it is determined retention and eventual improvement of 30<sup>th</sup> Street Northwest serves no practical or functional purpose; and,

WHEREAS, an Amended Plat of the West 90 feet of Block 9, Sun River Park Addition & Vacated Right-of-Way, has been prepared which reflects the aggregation of the western portion of said Block 9 and the requested vacated right-of-way into a single parcel; and,

WHEREAS, the City Commission of the City of Great Falls, Montana, duly and regularly passed and adopted on the 4<sup>th</sup> day of August, 2009, Resolution 9854 entitled;

A RESOLUTION OF INTENTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO VACATE 30<sup>TH</sup> STREET NORTHWEST, ABUTTING THE WEST 90 FEET OF BLOCK 9, SUN RIVER 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 City Clerk of said City, forthwith caused notice of said Resolution 9854 to be:

1) published in the Great Falls Tribune, the newspaper published nearest the right-of-way proposed to be vacated; 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 1<sup>st</sup> day of September, 2009, at 7:00 P.M. in the Commission Chambers of the Civic Center, Great Falls, Montana, where said Commission heard all persons relative to the proposed vacation of a dedicated seventy (70) foot wide right-of-way of 30<sup>th</sup> Street Northwest abutting Block 9, Sun River Park Addition.

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

That the dedicated seventy (70) foot wide right-of-way for 30<sup>th</sup> Street Northwest abutting Block 9, Sun River Park Addition is hereby vacated; and,

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective thirty (30) days after its passage and approval or upon filing in the office of the Cascade County Clerk and Recorder, the Amended Plat consolidating the vacated right-of-way with the adjacent West 90 feet of Block 9, Sun River Park Addition.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 1<sup>st</sup> day September, 2009.

---

Dona R. Stebbins, Mayor

ATTEST:

---

Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

---

City Attorney