

RESOLUTION 10290

A RESOLUTION OF INTENTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO VACATE 15TH ALLEY SOUTH WITHIN BLOCK 30, REPLAT OF LINCOLN HEIGHTS, AS SHOWN IN EXHIBIT A, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 7-3-4448, MONTANA CODE ANNOTATED AND DIRECTING NOTICE TO BE GIVEN AS PROVIDED BY LAW

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WHEREAS, the Replat of Lincoln Heights dedicated a sixteen (16) foot wide right-of-way for 15th Alley South within Block 30; and,

WHEREAS, K & V Family Properties LLC, owns the properties on both sides of said right-of-way and has submitted a petition to have said 15th Alley South vacated; and,

WHEREAS, Montana Code Annotated (MCA), 2017 Section 7-3-4448 sets forth, in pertinent part: (1)...Before vacating any street or part thereof or narrowing any street, the commission shall first pass a resolution declaring its intention to do so; and

WHEREAS, it is determined retention of 15th Alley South within Block 30 serves no practical or functional traffic related purpose or for access by the public and is not needed, and it is determined that a twenty (20) foot wide utility easement will be created to accommodate public utilities; and

WHEREAS, the right-of-way and easement therein of any owner is not impaired by requested vacation; and

WHEREAS, an Amended Plat of Lots 8-21, Block 30, of the Replat of Lincoln Heights including those portions of vacated right-of-way, has been prepared which reflects the aggregation of said parcels and the requested vacated right-of-way into one parcel.

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

That Tuesday, the 7th day of May, 2019, at 7:00 P.M. in the Commission Chambers of the Civic Center, Great Falls, Montana, is hereby set as the time and place at which the City Commission shall hear all persons relative to the proposed vacation of 15th Alley South within Block 30, Replat of Lincoln Heights; 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 in the Great Falls Tribune, the newspaper published nearest such land, and (2) posted to the Great Falls Civic Center posting board and the Great Falls City website.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 16th day of April, 2019.

Bob Kelly, Mayor

ATTEST:

Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

Sara Sexe, 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 10290 in two conspicuous places within the limits of said City to-wit:

On the Bulletin Board, first floor, Civic Center Building;

On the Great Falls City website

Lisa Kunz, City Clerk

(CITY SEAL)

RESOLUTION 10290 - EXHIBIT A



Tracts of Land

Resolution - 10290

320 160 0 320 Feet

