

RESOLUTION 10491

A RESOLUTION OF INTENTION BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA, TO VACATE 50th STREET NORTH ABUTTING LOTS 10-19, BLOCK 1, AND LOT 9, BLOCK 2, AND 8TH AVENUE NORTH ABUTTING LOT 19, BLOCK 1 AND LOT 9, BLOCK 2, COTTAGE GROVE PHASE 3 ADDITION, SECTION 4, T20N, R4E, P.M.M., CITY OF GREAT FALLS, CASCADE COUNTY, MONTANA., IN ACCORDANCE WITH THE PROVISIONS OF MONT. CODE ANN. § 7-3-4448, AND DIRECTING NOTICE TO BE GIVEN AS PROVIDED BY LAW

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WHEREAS, the Cottage Grove Phase 3 Addition contains dedicated sixty (60) foot wide rights-of-way for 50th Street North and 8th Avenue North within Block 1 and 2 of the Addition; and

WHEREAS, Discovery Meadows Inc. owns the properties on both sides of said rights-of-way and has submitted a petition to have said rights-of way vacated; and

WHEREAS, it is determined that retention of 50th Street North and 8th Avenue North within Block 1 and Block 2 of Cottage Grove Phase 3 Addition is no longer necessary and serves no practical or functional traffic related purpose or for access by the public; and

WHEREAS, Mont. Code Ann. § 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, the right-of-way therein of any owner is not impaired by the requested vacation.

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

That Tuesday, the 21st day of March, 2023, 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 the rights-of-way described above; and

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that the City Clerk of the City shall forthwith cause notice of Resolution 10491 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 21st day of February, 2023.

Bob Kelly, Mayor

ATTEST:

Lisa Kunz, City Clerk

(CITY SEAL)

APPROVED FOR LEGAL CONTENT:

David Dennis, 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 10491 on the Great Falls Civic Center posting board and the Great Falls City website.

Lisa Kunz, City Clerk

(CITY SEAL)