

# RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. \_\_\_\_\_

## **A RESOLUTION OF INTENTION TO VACATE THE 6<sup>th</sup> AVENUE RIGHT-OF-WAY BETWEEN NORTH ROBERTS STREET AND SANDERS STREET AND BLOCKS 4 AND 9 OF THE CORBIN SUBDIVISION IN THE CITY OF HELENA, MONTANA**

**WHEREAS**, Section 7-1-7, Helena City Code, and Section 7-3-4448, MCA, permits the City Commission to vacate public rights-of-way and governs the process to do so;

**WHEREAS**, the **State of Montana Department of Administration**, the owner of the property adjacent to 6<sup>th</sup> Avenue in the City of Helena, Montana, have petitioned for the vacation of the full width of the 6<sup>th</sup> Avenue right-of-way between North Roberts Street and Sanders Street and Blocks 4 and 9 of the Corbin Subdivision in the City of Helena, County of Lewis and Clark, Montana, in order to accommodate the construction of a new Montana Heritage Center; and

**WHEREAS**, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof that said right-of-way be vacated.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:**

**Section 1.** It is the intention of the City Commission that the full width of the 6<sup>th</sup> Avenue right-of-way between North Roberts Street and Sanders Street and Blocks 4 and 9 of the Corbin

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Subdivision, in the City of Helena, County of Lewis and Clark, Montana, be vacated.

**Section 2.** The Commission hereby directs the City Manager or designee to serve notice of this resolution of intention upon owners of property abutting the portion of right-of-way affected by this proposed vacation, and directs the Clerk of the Commission to cause a notice to be published once in The Independent Record, a daily newspaper published in Helena, Montana, as provided by 7-3-4448, MCA. The notice shall state the time and place for hearing objections, and that expressions of approval or disapproval will be received in writing in the office of the Clerk of the Commission prior to the hearing thereon.

**Section 2.** A public hearing on the vacation of said right-of-way shall be held before the Helena City Commission in its chambers at 316 North Park Avenue in Helena, Montana, on **the 8<sup>th</sup> day of June, 2020 at 6:00 p.m.**

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 18<sup>th</sup> DAY OF MAY, 2020.**

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**MAYOR**

**ATTEST:**

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**CLERK OF THE COMMISSION**