

RESOLUTION No. 3438

A RESOLUTION OF THE CITY COUNCIL OF RED LODGE, MONTANA TO VACATE A PORTION OF MCGILLEN AVENUE RIGHT OF WAY THAT GENERALLY LIES BETWEEN 12TH AND 13TH STREETS AND ALLEY RIGHT OF WAY THAT GENERALLY LIES BETWEEN MCGILLEN AVENUE AND WHITE AVENUE AND BETWEEN 12TH AND 13TH

WHEREAS, § 7-14-4114 et. seq. of the Montana Code Annotated authorizes the City of Red Lodge to discontinue the use of, and permanently vacate public rights of way (ROW); and

WHEREAS, the affected ROW to be vacated does not contain roadway improvements; and

WHEREAS, the proposed ROW vacation will not cause any detriment to the public interest; and

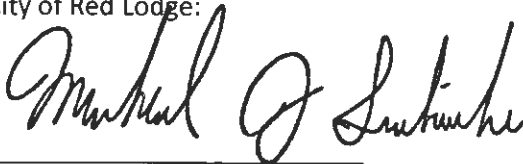
WHEREAS, all applicable process as set forth in § 7-14-4114, and all applicable public notice requirements set forth in § 7-14-4114 et. seq. of the Montana Code Annotated MCA have been complied with.

NOW THEREFORE BE IT RESOLVED by the City Council:

1. That the City Council of the City of Red Lodge hereby and forever permanently vacates the western portion of McGillen Avenue ROW that generally lies between 12th and 13th Streets and alley ROW that generally lies between McGillen Avenue and White Avenue and between 12th and 13th streets as more particularly depicted on the attached Exhibits-A and Exhibit-B.
2. That pursuant to Montana law, vacated ROW returns to the ownership of adjacent parcels along each respective side the centerline of said vacated ROW; and as such, the entirety of the vacated parcel depicted on Exhibit A shall transfer to the Bank of Red Lodge.

INTRODUCED at a Regular meeting of the City Council on May 8, 2017 by Council Member Martha Brown.

PASSED AND APPROVED BY THE RED LODGE CITY COUNCIL on this 8th Day of May, 2017.
City of Red Lodge:



Michael Schoenike, Mayor

Attest:



Loni Hanson, City Clerk