

## RESOLUTION No. 3537

### **A RESOLUTION OF THE CITY COUNCIL OF RED LODGE, MONTANA TO VACATE THE PORTION OF 12<sup>th</sup> STREET RIGHT OF WAY THAT GENERALLY LIES BETWEEN ABANDONED DALY AVENUE AND THE ALLEY EAST OF HAGGIN AVENUE**

**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 through vehicles; and

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

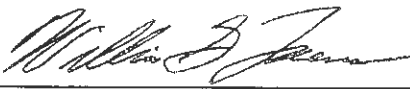
**WHEREAS**, all applicable process as set forth in § 7-14-4114, and all applicable public notice requirements set forth in § 7-14-4114 et. seq. of the Montana Code Annotated MCA have been complied with.

**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 a portion of 12<sup>th</sup> Street ROW that generally lies between Daly Avenue and the alley east of, and parallel to, Haggin Avenue as shown on the attached Exhibit-A.
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 Kurt W and Jimena Hallock.

PASSED and APPROVED by the City Council the 14<sup>th</sup> day of January, 2020.

FOR THE CITY OF RED LODGE, MONTANA:

By:   
William Larson, Mayor

Attest:   
Loni Hanson, City Clerk

  
Rebecca Narmore, City Attorney