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City of Columbia Falls
130 6th Street West
Columbia Falls, MT 59912

RESOLUTION NO. 1718

A RESOLUTION OF THE CITY COUNCIL OF COLUMBIA FALLS, MONTANA ABANDONING, DISCONTINUING AND VACATING A 10' PORTION OF 8th STREET EAST ADJACENT TO LOT 1, BLOCK 61 COLUMBIA FALLS ORIGINAL, COLUMBIA FALLS, MONTANA

WHEREAS, the prospective owners of Lot 1, Block 61, Columbia Falls Original, Columbia Falls, Montana have presented a petition to the City Council to abandon, discontinue and vacate a 10' portion of the platted 8th ST E at said location;

WHEREAS, the City has received a petition in writing of at least fifty percent (50%) of the prospective owner of the lot on the subject street;

WHEREAS, the City has accepted said petition and agreed to act thereon;

WHEREAS, the proposed action of the Council was duly advertised according to law for a hearing to be held thereon at its regular meeting on December 7, 2015;

WHEREAS, said hearing was held, with all objections or objectors, either in person or in writing, having been fully considered; and

WHEREAS, at the completion of said hearing, it was determined by the Council that abandonment of 10' of platted 8th Street East adjacent to Lot 1, Block 61, is in the best interests of the City due to the steep slope of the lot;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, MONTANA AS FOLLOWS:

Section One. 10' of the platted 8th Street East adjacent to Lot 1, Block 61, Columbia Falls Original, Columbia Falls, MT is hereby vacated upon ownership of Lot 1, Block 61 to Connie Melashenko.

Section Two. The abandonment, discontinuance and vacation of said public way shall not affect the right of any public utilities which may be contained therein or thereon. The City of Columbia Falls expressly reserves any and all easements it may have or require over or under said public way.

Section Three. That upon the date that this Resolution becomes effective, subject to the transfer of ownership, the abandoned 10' of 8th Street East shall cease to be the property of the City of Columbia Falls, Montana, and said abandoned portion shall be placed upon the tax rolls with the 10' strip being added to the adjacent property, Lot 1, Block 61, Columbia Falls Original, Columbia Falls, MT.

Section Four. Effective Date. This Resolution shall become effective immediately upon its final passage and adoption by the City Council.

PASSED AND APPROVED BY THE CITY COUNCIL OF COLUMBIA FALLS,
MONTANA THIS 21st DAY OF DECEMBER, 2015. THE COUNCIL VOTING AS
FOLLOWS:

AYES: Lovering, Shepard, Fisher, Karper and Barnhart

NOES: None

ABSENT: Plevel and Petersen

City Clerk

APPROVED BY THE MAYOR OF COLUMBIA FALLS, MONTANA THIS 21st
DAY OF DECEMBER 2015.

Mayor

ATTEST:

City Clerk