

RESOLUTION NO. 97- 17303

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA, DISCONTINUING AND VACATING AVENUE F BETWEEN COUNTRY MANOR BOULEVARD AND SWANSON LANE IN CIRCLE FIFTH SUBDIVISION.

WHEREAS, a proper petition was filed with the City Council of the City of Billings, Montana, as per Section 22-601 BMCC, requesting discontinuance and vacation of AVENUE F BETWEEN COUNTRY MANOR BOULEVARD AND SWANSON LANE IN CIRCLE FIFTH SUBDIVISION as described hereinafter; and

WHEREAS, a public hearing was properly noticed and held as required by law.

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

1. DISCONTINUANCE AND VACATION. Pursuant to Sections 7-14-4114 and 7-14-4115, M.C.A., the following portion of **Avenue F between Country Manor Boulevard and Swanson Lane in Circle Fifty Subdivision** is/are hereby discontinued, abandoned and vacated subject to the following conditions:

(a) The City be reimbursed for the vacated right-of-way in the amount of \$4,600.

(b) The south half of the vacated portion of Avenue F shall revert to the City park (Lot 1, Block 7, Circle Fifty Subdivision). The west 110.07 feet of the north half of the vacated portion of Avenue F shall revert to Lot 6, Block 16, Circle Fifty Subdivision. The east 219.93 feet of the north half of the vacated portion of Avenue F shall revert to Lot 5, Block 16, Circle Fifty Subdivision. All as shown on Exhibit "A", attached hereto, and incorporated herein.

2. PUBLIC INTEREST. The discontinuance, vacation and abandonment of the above described portion of **Avenue F between Country Manor Boulevard and Swanson Lane in Circle Fifty Subdivision** is in the best interest of the public and can be done without any public detriment.

PASSED by the City Council and APPROVED this **22nd** day of **September, 1997.**

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THE CITY OF BILLINGS:

BY:

Charles F. Tooley
Charles F. Tooley
MAYOR

ATTEST:

BY:

Marita Herold
Marita Herold, CMC CITY CLERK

