

RESOLUTION NO. 16-10566

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA, DISCONTINUING AND VACATING a portion of North Broadway and 3<sup>rd</sup> Avenue North right-of-way.

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 a portion of North Broadway and 3<sup>rd</sup> Avenue North right-of-way 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., a portion of North Broadway and 3<sup>rd</sup> Avenue North right-of-way more particularly described as follows:

Beginning at a point on the westerly right-of-way line of North Broadway (North 28th Street), said point being the northeast corner of Lot 4 in Block 45 of the Original Town of Billings;  
thence, from said Point of Beginning, along a line which is the prolongation of the northerly line of said Lot 4, N 55°23'30" E a distance of 15.00 feet;  
thence, along a line which is parallel with and 15.00 feet distant from the easterly line of said Block 45, S 34°36'30" E a distance of 110.00 feet;  
thence, S 10°23'30" W a distance of 7.07 feet to a point on a line which is parallel with and 15.00 feet distant from the southerly line of said Block 45;  
thence, along said parallel line, S 55°23'30" W a distance of 150.00 feet to a point which is on the prolongation of the easterly right-of-way line of the public Alley in said Block 45;  
thence, along said prolonged Alley right-of-way line, N 34°36'30" W a distance of 15.00 feet to the southwest corner of Lot 1 in said Block 45;

thence, along the southerly line of said Lot 1, N 55°23'30" E a distance of 140.00 feet to the southeast corner of said Lot 1;  
thence, along the easterly line of Lots 1, 2, 3 and 4 in said Block 45, N 34°36'30" W a distance of 100.00 feet to the Point of Beginning;  
containing an area of 3,813 square feet, more or less. As shown on attached exhibit "A".  
Is hereby discontinued, abandoned and vacated.

2. PUBLIC INTEREST. The discontinuance, vacation and abandonment of the above described a portion of North Broadway and 3<sup>rd</sup> Avenue North right-of-way is in the best interest of the public and can be done without any public detriment.

PASSED by the City Council and APPROVED this 13<sup>th</sup> day of June 2016.

THE CITY OF BILLINGS:

BY: Thomas W. Hanel  
Thomas W. Hanel MAYOR



ATTEST:

BY: Billie Guenther  
Billie Guenther CITY CLERK

