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City of Missoula
435 Ryman Street
Missoula MT 59802-4297

Resolution Number _____

A resolution closing and vacating a portion of Pacific Avenue right-of-way and releasing the public utility easement provided in Resolution 3543 located in Urlin's Addition, Block 65, Lot 10, more particularly described in the attached Exhibit 'A'.

Be it resolved by the City Council of the City of Missoula, Montana:

WHEREAS, the City of Missoula desires to vacate that portion of right-of-way described below and shown on attached Exhibit A:

A PORTION OF PACIFIC AVENUE, LOCATED IN THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 13 NORTH, RANGE 19 WEST, PRINCIPAL MERIDIAN MONTANA; CITY OF MISSOULA, MONTANA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY CORNER OF LOT 10 OF BLOCK 65 OF URLIN'S ADDITION; THENCE, N50°16'00"W, 68.00' TO THE CENTERLINE OF PACIFIC AVENUE; THENCE, N39°44'00"E ALONG SAID CENTERLINE, 20.00 FEET TO THE SOUTHWESTERLY BOUNDARY OF THE PORTION OF PACIFIC AVENUE VACATED PER CITY RESOLUTION NO. 3543; THENCE, S50°16'00"E ALONG SAID SOUTHWESTERLY BOUNDARY, 33.00 FEET TO THE NORTHWESTERLY BOUNDARY OF SAID LOT 10; THENCE, S39°44'00"W ALONG SAID NORTHWESTERLY BOUNDARY, 20.00 FEET TO THE POINT OF BEGINNING; CONTAINING 660 SQUARE FEET, MORE OR LESS.

WHEREAS, the City of Missoula desires to release the public utility easement described below and shown on attached Exhibit A:

A TRACT OF LAND, BEING A PORTION OF VACATED PACIFIC AVENUE, LOCATED IN THE WOUTHWEST ONE-QUARTER (SW1/4) OF SECTION 15, TOWNSHIP 13 NORTH, RANGE 19 WEST, PRINCIPAL MERIDIAN MONTANA; MISSOULA COUNTY, MONTANA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WESTERLY CORNER OF LOT 10, BLOCK 65, URLIN'S ADDITION OF MISSOULA COUNTY RECORDS; THENCE, N50°16'00"W ALONG A PROJECTION OF THE NORTHEASTERLY RIGHT-OF-WAY LINE OF THE 16 FOOT WIDE ALLEY, 14.96 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N50°16'00"W ALONG SAID PROJECTED RIGHT-OF-WAY LINE, 18.04 FEET; THENCE N39°44'00"E, 130.00' TO THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF NORTH SIXTH STREET WEST; THENCE S50°16'00"E ALONG LAST SAID RIGHT-OF-WAY LINE, 7.04 FEET; THENCE S34°53'48"W, 130.46 FEET TO THE POINT OF BEGINNING; CONTAINING 1,630 SQUARE FEET, MORE OR LESS.

WHEREAS, in response to Petition P-10198, the City Council adopted Resolution No. 8775 on May 20th, 2024, declaring the City Council's intention to close and vacate the right-of-way and release public utility easement described in this resolution; and

WHEREAS, on June 3rd, 2024, the City Council conducted a public hearing and heard all matters pertaining to the proposed closing and vacating of said right-of-way and releasing public utility easement described in this resolution.

NOW THEREFORE, BE IT RESOLVED that the Missoula City Council hereby closes and vacates all that portion of right-of-way described above and shown on the attached Exhibit A, and that the vacated right-of-way will revert to private property owned adjacent to the right-of-way, and become part of the property identified as Urlin's Addition, Block 65, Lot 10, a platted subdivision in the City of Missoula, Missoula County, Montana according to the official recorded plat thereof.

BE IT FURTHER RESOLVED that the Missoula City Council hereby releases the public utility easement described above and shown on attached Exhibit A, as an executed public sanitary sewer easement of 20 feet wide, centered on the existing sewer main, has been provided in place of this released public utility easement across Lot 10 of Urlin's Addition, Block 65.

PASSED by the City Council of Missoula, Montana, and approved by the Mayor this 3rd day of June 2024

ATTEST:

APPROVED:

Claire Trimble
City Clerk

Andrea Davis
Mayor

(SEAL)