



**OFFICE OF THE CITY CLERK
COUNCIL ACTION FORM**

SUBJECT: _____ RES 22-11060 (Number corrected) _____

Council Meeting Date: _____ 8/22/22 _____

Vote: _____ Approved 10-0, Boyett excused _____

**Shaw, Gulick, Neese, Owen, Joy, Choriki, Tidswell,
Purinton, Boyett, Rupsis, Mayor Cole**

CORRECTED

RESOLUTION 22-11060

**A RESOLUTION OF THE CITY OF BILLINGS, MONTANA,
DISCONTINUING AND VACATING A PORTION OF
MARILLAC STREET**

WHEREAS, §7-14-4114, MCA, generally authorizes that a city council may discontinue a street or alley or any part of a street or alley in a city if it can be done without detriment to the public interest by 1) closure to through traffic, which action does not revoke a city's legal right-of-way interest in the street or alley or part thereof; or 2) by vacating a street or alley or any part thereof which action revokes a city's legal right-of-way interest in the street or alley or part thereof;

WHEREAS, §7-14-4115, MCA, provides that vacation authorized in §7-14-4114, MCA, shall not affect the right of any public utility to continue to maintain its plant or equipment in any such streets or alleys; and

WHEREAS, a proper petition was filed with the City Council of the City of Billings, Montana, pursuant to §22-601 BMCC, requesting discontinuance and vacation of a portion of Marillac Street 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 §§7-14-4114 and 7-14-4115, MCA, a portion of Marillac Street, described as follows and shown on and incorporated herein as attached exhibit "A", are discontinued and vacated:

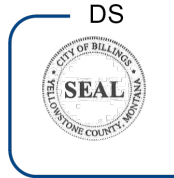
Marillac Street fronting Lots 6-8, Block 3 and Lots 3-8, Block 2 of St. Vincent Healthcare Subdivision recorded June 12, 2014 under document number 3707746, on file and of record in the office of the Yellowstone County Clerk & Recorder.

2. PUBLIC INTEREST. The discontinuance and vacation of this portion of Marillac Street is in the best interest of the public and can be done without any public detriment.

3. NOTICE OF PUBLIC HEARING. On Monday August 22nd, 2022, at 5:30 p.m., or as soon thereafter as the matter could be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council heard objections to the adoption of this resolution. The City Clerk published notice twice, at least five (5) days prior to the hearing, in the Yellowstone County News.

4. EFFECTIVE DATE. This resolution shall be effective upon adoption.

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana,
on the 22nd day of August, 2022.

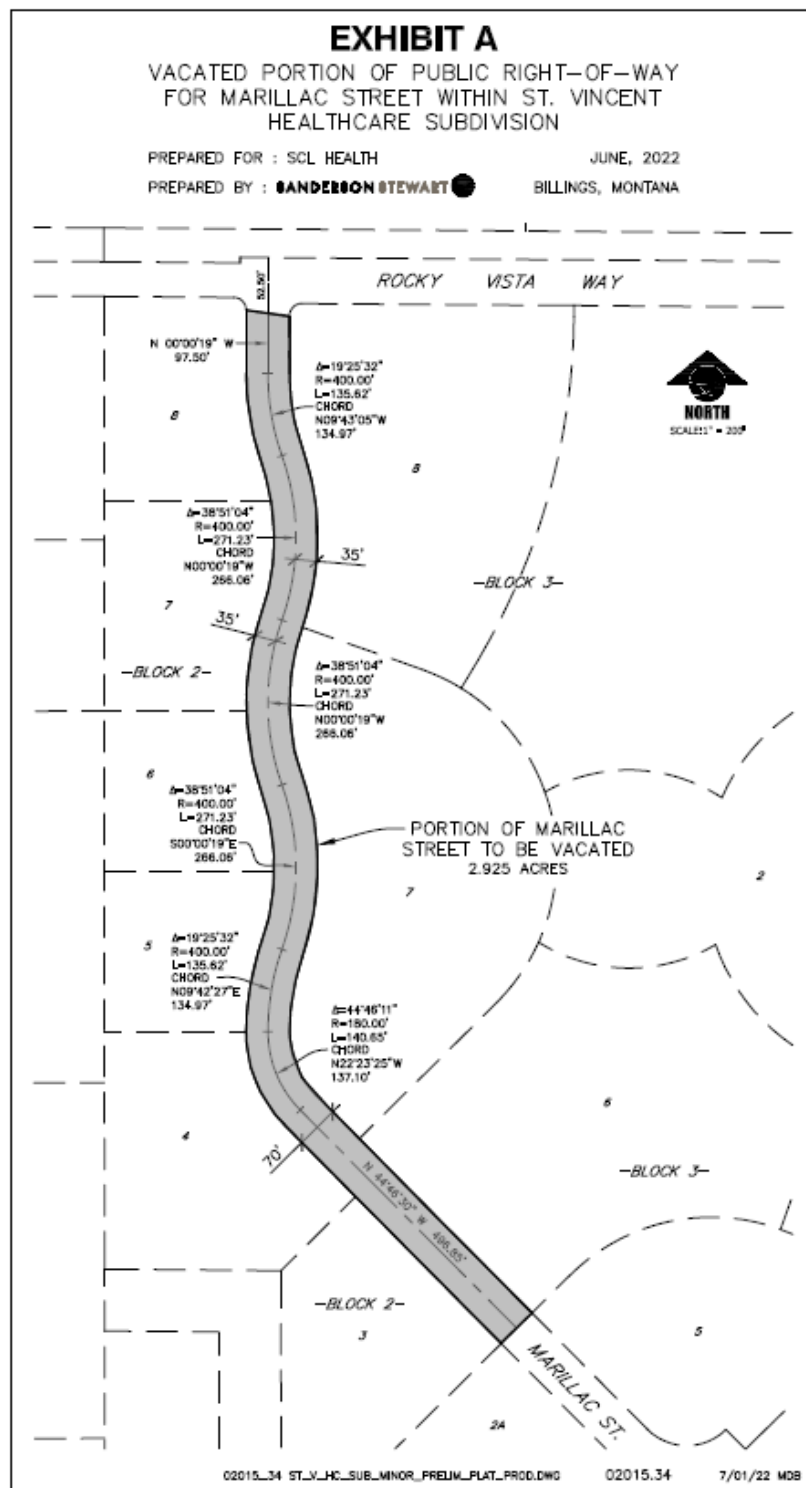


CITY OF BILLINGS:

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BY: William A. Cole
William A. Cole, Mayor

ATTEST:

DocuSigned by:
BY: Denise R. Bohlman
Denise R. Bohlman, City Clerk



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William A. Cole

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Mayor

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Denise R. Bohlman

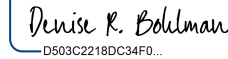
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City Clerk

City of Billings

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Toni Keehner

keehnert@billingsmt.gov

Deputy City Clerk

City Clerk

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Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	12/27/2022 11:15:30 AM
Certified Delivered	Security Checked	1/5/2023 7:54:28 AM
Signing Complete	Security Checked	1/5/2023 7:54:54 AM
Completed	Security Checked	1/5/2023 7:54:54 AM
Payment Events	Status	Timestamps
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