

RESOLUTION NO. **02-17804**

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA,
REVOKING RESOLUTION NO. 01-17710 WHICH
DISCONTINUED AND VACATED **a portion of South 31st**
Street West between Myrtle Drive and Rosebud Drive in
Lampman Subdivision WHICH RESOLUTION WAS
ADOPTED ON JUNE 11, 2001

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 South 31st Street West between Myrtle Drive and Rosebud Drive in**
Lampman Subdivision as described hereinafter; and

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

WHEREAS, on June 11, 2001, the City Council of the City of Billings,
Montana passed Resolution No. 01-17710 discontinuing and vacating a portion of South
31st Street West between Myrtle Drive and Rosebud Drive in Lampman Subdivision; and

WHEREAS, the vacation of the described land was subject to the condition,
inter alia, that the City of Billings would be reimbursed for the discontinuance and vacation
of the land described in Resolution No. 01-17710 at an agreed upon unit price/square foot,
based on comparable prices provided to the Engineering Department; and

WHEREAS, one of the owners of the lots abutting the block of South 31st
Street West which was to be vacated pursuant to said Resolution has refused to agree to
said condition; and

RESOLUTION NO. 02-_____

WHEREAS, in view of the facts and circumstances as set forth above, it is now the intention of the City Council of the City of Billings, Montana to revoke Resolution No. 01-17710.

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

REVOCATION OF RESOLUTION NO. 01-17710. Resolution No. 01-17710, passed by the City Council of the City of Billings, Montana on June 11, 2001 is hereby revoked.

PASSED by the City Council and APPROVED this 11th day of February, 2002.

THE CITY OF BILLINGS:

BY: _____
Charles F. Tooley MAYOR

ATTEST:

BY: _____
Marita Herold, CMC/AEE CITY CLERK