

**REQUEST TO VACATE PUBLIC RIGHT-OF-WAY
CITY OF BILLINGS**

Description of Right-of-Way to be vacated:

Right-of-way to be vacated is 50 LF of South 26th Street (80-foot wide) located between the existing limits of vacated right-of-way on the northwest end to the right-of-way line for 2nd Avenue South.

We, being all the abutting property owners, request of the City Council the vacation of the above described:

 X Street Alley Other RW

<u>SIGNATURE</u>	<u>DATE</u>	<u>PROPERTY OWNERSHIP</u>
	<u>6/5/19</u>	<u>Lots 23 & 24, Block 142</u> <u>Lots 1 & 2, Block 141</u> <u>Billings Original Townsite</u>

(Additional signatures, if needed, can be on additional sheets.)

WE, the utility companies and governmental departments, listed below, approve, or disapprove this request as noted by our signatures.

	<u>Approved By/Date</u>	<u>Disapproved By/Date</u>
City Public Works	<u>Chris Hoff 2/18/20</u>	_____
Heights Water	<u>N/A</u>	_____
Montana Dakota Utilities	<u>Scott Decker 5-15-19</u>	_____
Northwestern Energy	<u>Dee Clark 6-3-19</u>	_____
Charter	<u>J. J. [unclear] 5/15/19</u>	_____
CenturyLink	<u>[unclear] 5/15/19</u>	_____
City/Co. Planning	<u>M. Pleck 2/13/20</u>	_____

(A letter of explanation may be attached with "See Attached Letter" entered in the appropriate signature slot.)

Petitioner's interest in vacating the public right-of-way: RiverStone Health seeks to vacate the remainder of S. 26th Street between 1st and 2nd Avenue South as they recently acquired Lots 23 and 24, Block 142. Vacation of the right-of-way will allow RiverStone Health to improve campus circulation for pedestrian, bicycle, and vehicular traffic.

The petitioner acknowledges and understands that the City will appoint an appraiser to estimate the value of the real property being vacated, and the petitioner agrees that the fee for the appraiser will be borne by the petitioner(s).

ATTACHMENTS:

 X Title Report(s)
 X Comments from all Utilities

ATTACHMENTS:

- Title Report(s)
- Comments from all Utilities
- Map of R/W to be Vacated
- Traffic Accessibility Study (When required by the City)

AN APPLICATION FEE OF \$200 MUST ACCOMPANY THIS PETITION.

Fee Received By: *[Signature]* Date: 2/18/20
 City Engineers Office

A DEPOSIT FOR AN APPRAISAL MUST ALSO ACCOMPANY THIS REQUEST.

Deposit Amount: Appraisal Submitted Date: _____
 Received By: _____
 City Clerk

Copies of City of Billings Ordinance No. 80-4269 and 90-4822, establishing the procedure and compensation to the City of Billings for Discontinuance and Vacation of City Streets, Alleys, and Rights-of-Way, are attached for reference.

The application fee, as stated in BMC 22-602, will be set by the City Administrator after review by the staff. The City Clerk will advertise the public hearing at least one week before the petition is acted upon by the City Council.

This petition is to be returned to the City Clerk, PO Box 1178, Billings, MT 59103. (First Floor, City Hall)

This petition must be accompanied by the statements and reports as listed in BMC 22-601 (a), (b), (c), (d), (e), and (f). (Copy attached)

CONTACT PERSON FOR PETITION:

Bryan Alexander
 Telephone No.: 406-869-3343
 Mailing Address: 1300 N. Transtech Way
Billings, MT 59102
 Date: December 9, 2019

CITY COUNCIL ACTION: _____
 DATE: _____