

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

Description of Right-of-Way to be vacated:

The right-of-way to be vacated is located between N. 26th Street & N. 27th Street at their intersection with 6th Street N. The right-of-way is bounded by Block 51, Lots 5-12 to its west, Block 51, Lots 13-20 to its east, 6th Street N. to its north, and Block 268, Lot 4 to its south.

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

_____ Street X Alley _____ Other R/W

<u>SIGNATURE</u>	<u>DATE</u>	<u>PROPERTY OWNERSHIP</u>
<small>DocuSigned by:</small> Neil Clark	6/17/2024	CBRE 27, LLC
<i>[Signature]</i>	4/18/24 6/18/2024	<i>[Signature]</i> Rocky Mountain Oil, LLC

(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	<i>[Signature]</i>	
Heights Water	Not Applicable	Not Applicable
Montana Dakota Utilities	**See attached*	
Northwestern Energy	**See attached*	
Spectrum	**See attached*	
Lumen	**See attached*	
City/Co. Planning	<i>[Signature]</i>	

(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: _____
The petitioner proposes to construct a Circle K convenience store with associated motor vehicle fuel sales and a detached car wash within the alleyway and adjacent properties.

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 Signed easements from the Utility companies were obtained. No comments were provided.
- X Map of R/W to be Vacated
- X Traffic Accessibility Study (When required by the City)

Fee Received By: _____ Date: _____
City Engineers Office

A DEPOSIT FOR AN APPRAISAL MUST ALSO ACCOMPANY THIS REQUEST.

Deposit Amount: _____

Received By: _____ Date: _____
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:

Jim Goepner, Circle K

Telephone No.: 952-830-8080

Mailing Address: 6000 Clearwater Drive

Minnetonka, MN 55343

Date: _____

CITY COUNCIL ACTION: _____

DATE: _____