

RESOLUTION No. 7-2014

WHEREAS, the City of Clerk Fork has been requested to vacate the platted alley in Block 15 of Nagel's Addition, the block upon which the proposed Phi Center is to be constructed, and

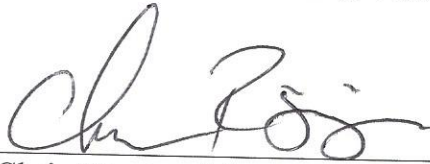
WHEREAS, the landowner seeking to construct the Phi Center has promised to dedicate a parallel 20 foot easement adjacent to the Highway 200 frontage of Block 15 of Nagel's Addition, and

WHEREAS, the City does not wish to vacate the public's rights to the alley in Block 15 of Nagel's Addition until a parallel easement has been dedicated adjacent to Highway 200 and until construction of the requested use (Phi Center) has been completed.

NOW, THEREFORE, it is hereby resolved that no construction on the proposed Phi Center shall begin until the appropriate broad spectrum easement that could serve as an alternate for the alley in Block 15 is granted and recorded to the satisfaction of the City.


Be it further resolved that the City Council authorizes encroachment upon the alley in Block 15 of Nagel's Addition upon the approval of construction plans that demonstrate compliance with the representations made by the applicant and conditions established by the decision of the City Council and further agrees to implement vacation of the alley in Block 15 of Nagel's Addition upon the substantial completion of the Phi Center not more than one year following the passage of this resolution. Expiration of the one-year term set forth herein may only be extended by subsequent action by the City Council.

Approved by the Clark Fork City Council on the 10th day of November, 2014.



Chris Riggins, Mayor

Attest:


Nina Riggins, City Clerk

CITY COUNCIL MEMBERS	YES	NO	ABSENT	ABSTAIN
Russell W. Schenck	√	—	—	—
Sharon Jeffers	√	—	—	—
Harold Hilton	√	—	—	—
Donald Smith	√	—	—	—