

RESOLUTION 2019 - 58

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF LEWIS AND CLARK COUNTY, MONTANA TO AMEND THE
B-2 REGULATIONS OF SPECIAL ZONE DISTRICT NO. 2**

WHEREAS, a petition from an affected real property owner in the B-2 zone of Special Zone District No. 2 was submitted to the County for consideration; and

WHEREAS, this petition is a request for an amendment to the B-2 zone of Special Zone District No. 2; and

WHEREAS, the Board of County Commissioners (Commission) is authorized to amend Citizen-initiated zoning as set forth in Sections 76-2-101 through 76-2-117, MCA; and

WHEREAS, all required types and forms of legal notice regarding the proposed amendment has been provided compliant with Section 7-1-2121, MCA and Sections 76-2-101 through 76-2-117, MCA; and

WHEREAS, the Commission received no written comments regarding the proposed amendment; and

WHEREAS, a public hearing regarding the proposed amendment was held by the Planning and Zoning Commission on June 12, 2019; and

WHEREAS, the Planning and Zoning Commission received no public testimony regarding the proposed amendment during this hearing; and

WHEREAS, the Planning and Zoning Commission recommended approval (7-0) of the proposed amendment to the Commission; and

WHEREAS, a public hearing regarding the proposed amendment was held by the Commission on June 20, 2019; and

WHEREAS, the Commission received no public testimony regarding the proposed amendment during this hearing; and

WHEREAS, the Commission carefully reviewed and weighed the Staff Report (File No. 2019 - 004), along with all of its attachments including the Boundary Map and proposed amendment to the Regulations;

WHEREAS, the Commission carefully reviewed and weighed all information provided as part of the Public Hearing process.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners:

1. That the Commission does hereby adopt this resolution amending the B-2 Regulations of Special Zone District No. 2 as set forth in Sections 76-2-101 through 76-2-117, MCA, and as shown on Exhibit "A" (Regulation Document), attached hereto and made a part hereof.



PASSED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS on this 25th Day of June, 2019.



LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS

Jim McCormick
Jim McCormick, Chairman

Attest

Paulette DeHart

Paulette DeHart, Clerk of the Board

EXHIBIT "A"
RESOLUTION NO. 2019-58

PERMITTED USES IN THE B-2 DISTRICT OF
COUNTY SPECIAL ZONING DISTRICT NO. 2

Retail Trade

Building materials, hardware, farming equipment; general merchandise which would include department stores, mail order houses, direct selling organizations; food; automotive dealers, auto accessories; mobile home sales and service; apparel and accessories; furniture, home furnishings and equipment; eating and drinking establishments; miscellaneous retail stores such as drug, liquor, antique, book, sporting goods, and jewelry.

Service Activities

Finance, insurance, real estate; transient lodging; personal services; automobile repair services; parking; miscellaneous repair services that are not considered hazardous, detrimental, or offensive to surrounding land uses; commercial amusement, recreation; medical and health services excluding hospitals, sanitariums, convalescent and rest homes.

Other Permitted Uses

Professional organizations; labor unions; fraternal organizations and so on; churches and related accessory uses; and any use permitted within the R-1 1-A zone subject to the regulations of that zone.