

**RESOLUTION 2020 - 5**

**A RESOLUTION TO CREATE THE BOUNDARIES OF  
A PART I SPECIAL ZONE DISTRICT  
(EAST OF GREEN MEADOW DRIVE AND SOUTH OF FORESTVALE ROAD)**

**WHEREAS**, a petition and a map were received requesting the creation of boundaries for a proposed Part I Special Zone District (Forestvale Road on its north side, Green Meadow Drive on its west side until Mill Road, and property boundaries on the remainder of its west side and on its south and east sides); and

**WHEREAS**, legal notice of the public meeting for the proposed District boundaries was given on October 13, 2019 and October 20, 2019 in the Independent Record and three (3) signs were posted in the proposed District; and

**WHEREAS**, two (2) public meetings regarding the creation of District boundaries for the proposed District were duly held by the Lewis and Clark Board of County Commissioners (Board of County Commissioners) on November 12, 2019 and November 21, 2019; and

**WHEREAS**, the Board of County Commissioners reviewed the Staff report, and the comments given at the public meetings; and

**WHEREAS**, the Board of County Commissioners voted (2-1) to create the boundaries as proposed by the petitioners, and as amended by the Board of County Commissioners, for the Part I District on November 21, 2019; and

**WHEREAS**, legal notice of the 30-day protest period for the creation of the District boundaries was given on November 26, 2019 and December 3, 2019 in the Independent Record and three (3) signs were posted in the proposed District; and

**WHEREAS**, protests were received within the 30-day protest period, which ended on December 23, 2019 at 5:00 p.m.; and

**WHEREAS**, six protests from real property owners within the District were received within the 30-day protest period; and

**WHEREAS**, if real property owners representing 50% of the titled property ownership in the District protest the establishment of the District within 30 days of its creation, the Board of County Commissioners may not create the District; and

**WHEREAS**, these six protests represent 20% of the titled property ownership in the District.

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

1. That the map of the Part I Special Zone District be created as shown on Exhibit - A, attached hereto and made a part hereof.
2. That the existing Lewis and Clark County Planning and Zoning Commission be appointed to administer the District in accordance with 76-2-101 through 111 and 76-2-113, M.C.A.



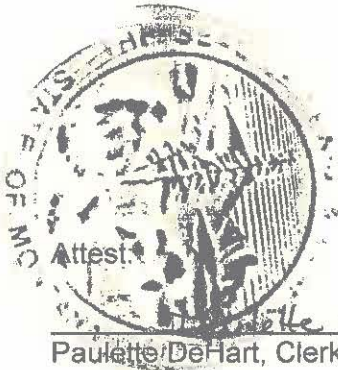
3. That Staff be directed to move forward with the process for adopting a neighborhood plan/development pattern for the District in accordance with 76-2-101 through 111 and 76-2-113, M.C.A. and the Lewis and Clark County Growth Policy.
4. That Staff, following the adoption of a neighborhood plan/development pattern for the District, be directed to move forward with the process for adopting regulations for the District in accordance with 76-2-101 through 111 and 76-2-113, M.C.A. and the Lewis and Clark County Growth Policy.

**INTRODUCED** at a Regular meeting of the Board of County Commissioners on January 7, 2020 by Commissioner Susan Good Geise

**PASSED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS** on this 7th Day of January, 2020.

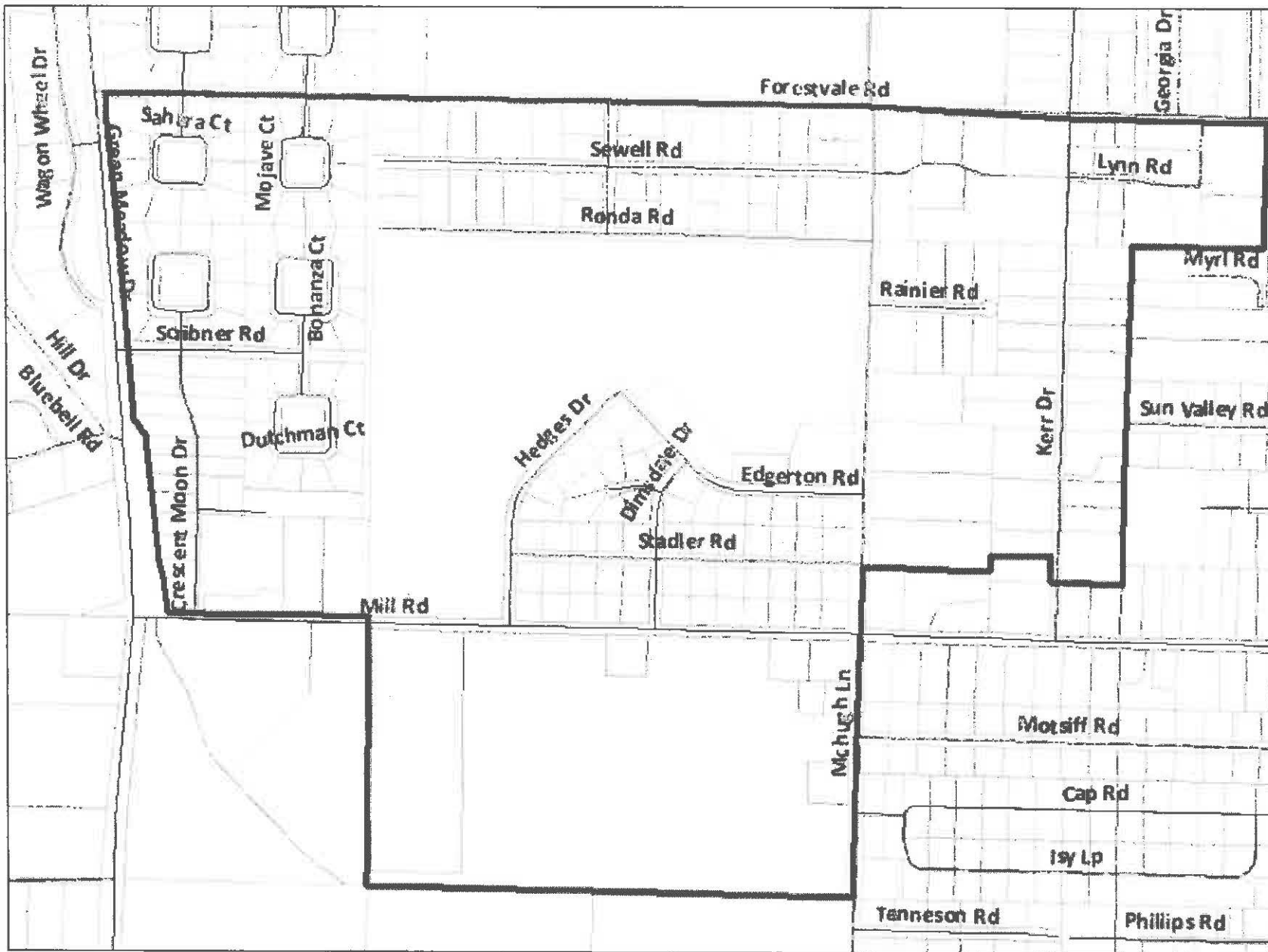
LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS

  
Susan Good Geise, Chair



Attachment: Exhibit - A

# EXHIBIT - A TO RESOLUTION NO. 2020-5



### Legend

 Boundary of Special Zone District No. 51

