

**ORDINANCES**  
MILES CITY, MONTANA

**ORDINANCE NO. 1193**

**AN ORDINANCE AMENDING ORDINANCE NO. 796 TO REZONE TRACT 2B-1 OF THE ARMORY ADDITION FROM GENERAL COMMERCIAL TO RESIDENTIAL "A", AND PROVIDING AN EFFECTIVE DATE THEREOF.**

*WHEREAS* the owner of the below described real property has made application for the property to be rezoned from General Commercial zone to Residential "A" zone;

*AND WHEREAS* Sec. 24-8 of the Miles City Code requires that such application be referred to the City zoning commission for public hearing and recommendation to the City Council prior to any action by the City Council upon such application;

*AND WHEREAS* the Miles City Zoning Commission, on June 25, 2009, held a public hearing upon the above application, pursuant to notice, and following such hearing has recommended that such zoning change not be adopted;

*BE IT ORDAINED* by the City Council of the City of Miles City, Montana as follows:

**Section 1.** Ordinance No. 796 is hereby amended to provide that the following described land and property outside of the City of Miles City, Custer County, Montana, but within its zoning jurisdiction, to-wit:

Tract 2B-1 of the Armory Addition to the City of Miles City, Custer County, Montana, according to the official plat and survey of said addition now on file and of record in the office of the Clerk and Recorder of Custer County, Montana,

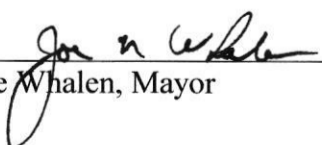
be rezoned from General Commercial zone to Residential "A" zone.

**Section 2.** A public hearing shall be held upon this proposed zoning change before the City Council at 7:00 p.m. on the 13th day of October, 2009 at 7:00 p.m. at City Hall, 17 S. Eighth Street, Miles City, Montana.

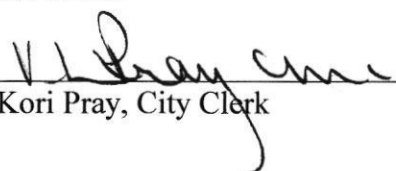
**Section 3.** The City Clerk shall give notice of the date, time and place of such hearing by publication in the Miles City Star at least 15 days prior to the date of hearing, in accordance with §76-2-303 and §76-2-305 MCA.

**Section 4.** This Ordinance shall be in full force and effect thirty (30) days after its final passage and approval.

**SAID ORDINANCE READ AND PUT UPON ITS PASSAGE THIS 22ND DAY OF SEPTEMBER, 2009.**

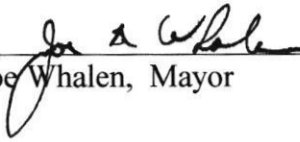
  
\_\_\_\_\_  
Joe Whalen, Mayor

ATTEST:


  
\_\_\_\_\_  
Kori Pray, City Clerk

**ORDINANCES**  
MILES CITY, MONTANA

**SAID ORDINANCE FINALLY PASSED AND APPROVED BY A DULY  
CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF  
MILES CITY, MONTANA, THIS 27TH DAY OF OCTOBER, 2009.**

  
\_\_\_\_\_  
Joe Whalen, Mayor

ATTEST:

  
\_\_\_\_\_  
Kori Pray, City Clerk