

**ORDINANCES**  
MILES CITY, MONTANA

**ORDINANCE NO. 1282**

**AN ORDINANCE CHANGING THE ZONING OF TRACT B OF DOCUMENT #153542, ENVELOPE 500B, AND LOCATED WITHIN SECTION 11 OF TOWNSHIP 7 NORTH, RANGE 47 EAST, M.P.M., FROM AGRICULTURE DISTRICT ZONE TO GENERAL COMMERCIAL ZONE, AND PROVIDING FOR A HEARING THEREON**

**WHEREAS**, the owner of the below described real property, Brad Certain on behalf of T.O.N. LLC, a Montana limited liability company, has made application for the property to be rezoned from Agriculture District (AG) zone to General Commercial District (GC) zone;

**AND WHEREAS**, such property is situated outside of the boundary of the incorporated city limits of the City of Miles City, but within the 2 mile area surrounding the City of Miles City where the City maintains zoning jurisdiction pursuant to Montana Code Annotated Section 76-2-310 and Section 24-3 of the Miles City Code;

**AND WHEREAS**, Section 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 November 5, 2014, and upon deliberation, recommended to the City Council that such zoning change be approved.

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

**Section 1.** Zoning for the following described real property located within the two mile area surrounding the incorporated city limits of the City of Miles City, Custer County, Montana, is hereby rezoned from Agriculture District (AG) zone to General Commercial District (GC) zone, to wit:

**TOWNSHIP 7 NORTH, RANGE 47 EAST, M.P.M.**

Section 11: Tract B of Document #15342, Envelope 500B, on file with the Clerk and Recorder in and for Custer County, Montana.

**Section 2.** A public hearing shall be held upon this proposed zoning change before the City Council at 7:00 P.M. on the 23<sup>rd</sup> day of December, 2014, in the Council Chambers 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 such hearing, in accordance with MCA Sections 76-2-303 and 305.

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**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 on its passage this 25<sup>th</sup> day of November, 2014.

ATTEST:

  
Lorrie Pearce, City Clerk

  
C.A. Grenz, Mayor

**FINALLY PASSED AND ADOPTED** this 23<sup>rd</sup> day of December, 2014.

ATTEST:

  
Lorrie Pearce, City Clerk

  
C.A. Grenz, Mayor