

ORDINANCES
MILES CITY, MONTANA

ORDINANCE
1299

AN ORDINANCE ADOPTED PURSUANT TO THE MONTANA INTERIM ZONING STATUTE CONTAINED IN SECTION 76-2-306 MCA EXTENDING INTERIM ZONING ORDINANCE 1290 PERTAINING TO THE ZONING OF SEXUALLY ORIENTED BUSINESSES.

WHEREAS, the City Council of the City of Miles City adopted interim zoning ordinance 1290 April 14, 2015, effective for six months, after receiving numerous citizen property owner expressions of concern pertaining to the establishment of sexually oriented businesses within the jurisdiction of the City of Miles City, particularly in historic districts, and areas within close proximity to residential properties, churches, schools, parks, libraries, daycare centers, and other similar properties;

AND WHEREAS, the City of Miles City requires more time to study the potential impact to the community of sexually oriented businesses prior to enacting a permanent zoning ordinance regulating the same, in order to better control the establishment of sexually oriented businesses within the jurisdiction of the City of Miles City;

AND WHEREAS, the City may extend the interim zoning ordinance adopted by Ordinance 1290 for a period of one year, pursuant to MCA 76-2-306, upon notice and public hearing as set forth in MCA 76-2-303.

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

1. Sexually oriented businesses are prohibited from being established within the City Limits of Miles City and within one mile of the corporate boundary.
2. Sexually oriented business is defined as an adult arcade, adult bookstore or adult video store, adult cabaret, adult motel, adult motion picture theatre, adult theater, escort agency, nude model studio, or similar facilities.
3. Public Hearing. A public hearing shall be held on the above extension on the 13th day of October, 2015, at 7:00 p.m. in the City Council Chambers at City Hall, Miles City, Montana. The City Clerk shall cause notice of such hearing to be published in the Miles City Star at least 15 days prior to said public hearing, as required by MCA 76-2-303(2).
4. Effective Date. This ordinance shall be effective immediately upon second reading and final passage by a 2/3 majority vote of the City Council, and shall expire twelve (12) months from the date of passage unless again extended in accordance with section 76-2-306 MCA.

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Said Ordinance read and put on its passage this 22nd day of
September, 2015.



Lorrie Pearce, City Clerk

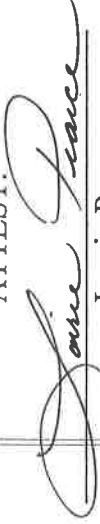
ATTEST:



C.A. Greifz, Mayor

**FINALLY PASSED AND ADOPTED BY A 2/3 VOTE OF
THE CITY COUNCIL** this
13th day of October, 2015.

ATTEST:



Lorrie Pearce,
City Clerk

(SEAL)



C.A. Greifz, Mayor