

RESOLUTION NO. 4022

A RESOLUTION ESTABLISHING FEES FOR REVIEW OF SUBDIVISION PLATS, EXAMINATION OF PROPOSED DIVISIONS OF LAND, ZONING AMENDMENTS, APPEALS TO THE BOARD OF ADJUSTMENT AND PROVIDING FOR A HEARING THEREON

WHEREAS, §76-3-602 MCA permits the City Council to establish reasonable fees to be paid by sub dividers to defray the expense of reviewing subdivision applications;

AND WHEREAS the City of Miles City incurs expenses of the Planning Board, and planning staff time, in reviewing subdivision applications and further, from time to time, incurs expenses of professional consultants in such reviews;

AND WHEREAS, §76-3-201(4) MCA permits the City Council to establish reasonable fees to examine a division of land to determine whether or not the requirements of Title 76 Chapter 3 Part 2 MCA apply to the division;

AND WHEREAS, §76-3-207, MCA permits the City Council to establish reasonable fees to examine a division of land to determine whether or not the requirements of Title 76 Chapter 3 MCA apply to the division;

AND WHEREAS , §24-82 of the Code of Ordinances of Miles City, Montana, allows for the City of Miles City and its Zoning Commission to establish reasonable zoning permit fees for the costs associated with reviewing zoning applications;

AND WHEREAS the City of Miles City has determined that the fees set forth below are reasonable to defray the expenses incurred;

AND WHEREAS §7-6-4013 requires a public hearing upon the establishment of such fees;

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

1. The following fees are established:

A. Review of minor subdivision plats	\$550.00 plus \$10.00 per lot
B. Review of major subdivision plats	\$700.00 plus \$20.00 per lot
C. Review of Mobile Home or Recreational Vehicle Parks space	\$700.00 plus \$25.00 per
D. Review of Condominiums, or Planned Unit Developments	\$700.00 plus \$25.00 per unit
E. Review of Certificates of Survey under §76-3-201, MCA	\$200.00
F. Review of Certificates of Survey under §76-3-207, MCA	\$200.00

- G. Appeals before the Board of Adjustment under Section 24-93 \$300.00
- H. Certificate of zoning compliance \$ 25.00
- I. Zoning Variance Section 24-92 \$300.00
- J. Zoning Amendment (text or map) Section 24-96 \$300.00
- K. Conditional Use Permit Under Section 24-91 \$300.00
- L. Wireless Communications Facilities Under Section 24-70 \$300.00

M. All fees charged hereunder shall be non-refundable.

N. In addition to the fees set forth in Subsections A through L above, there shall be charged the actual fees and expenses charged by consultants, including, but not limited to attorneys, examining land surveyors, planners, engineers, sanitarians, and other specialists and professionals involved in such review.

2. A public hearing shall be held on the establishment of the above fees on the 24th day of January, 2017 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, in accordance with §7-1-4127 MCA, at least 2 times prior to such hearing with at least 6 days separating each publication.

SAID RESOLUTION READ AND PUT UPON ITS FINAL PASSAGE THIS 10TH DAY OF JANUARY, 2017.

ATTEST:



Lorrie Pearce, City Clerk


John Hollowell, Mayor

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, THIS 24TH DAY OF JANUARY, 2017.

ATTEST:


Lorrie Pearce, City Clerk


John Hollowell, Mayor

Affidavit of Publication

STATE OF MONTANA }
County of Custer } ss.

Mary Rose Bovee, being duly sworn on her oath, says that she has been the principal clerk of the printer of the MILES CITY STAR, a daily newspaper of general circulation, printed and published at Miles City, in said County and State. **City of Miles City, Legal Notice.**

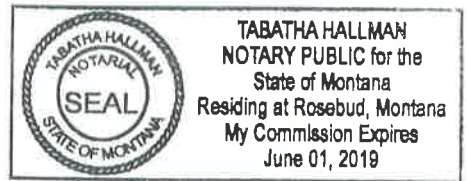
Resolution Number 4022. A printed and true copy which, cut from the columns of said newspaper, is hereto attached, and made a part hereof, was printed and published in said newspaper, in the regular and entire issue of every number of the paper during the period and time of publication, on the following dates,

January 13, and 20, 2017.

Signed Mary Rose Bovee
Subscribed and sworn to before me this 13th
day of January, 2017
Tabatha Hallman

Tabatha Hallman, Notary Public for the state of Montana, residing at Rosebud. My Commission Expires June 1, 2019.

LEGAL NOTICE
NOTICE IS HEREBY GIVEN that the City Council of the City of Miles City at a Regular Council Meeting held on Tuesday, January 10 at 7:00 p.m., passed on first reading the following Resolution:
RESOLUTION 4022: A RESOLUTION ESTABLISHING FEES FOR REVIEW OF SUBDIVISION PLATS, EXAMINATION OF PROPOSED DIVISIONS OF LAND, ZONING AMENDMENTS, APPEALS TO THE BOARD OF ADJUSTMENT AND PROVIDING FOR A HEARING THEREON
The above Resolution is on file and available for public inspection at the City Clerk's Office at City Hall, 17 S. 8th Street, Miles City, Montana. You are further notified that objections to the final adoption of the Resolution will be heard by the City Council at its regularly scheduled meeting in the Council Chambers at City Hall, 17 S. 8th Street, Miles City, Montana, on Tuesday, January 24 at 7:00 p.m.
For information or questions you may contact the City Clerk at 234-3462.
BY ORDER OF THE CITY COUNCIL
Lorrie Pearce
City Clerk
(Published January 13, and 20, 2017)
MNAXLP



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Signed Mary Rose Bovee

Subscribed and sworn to before me this 20

day of January, 2017

Tabatha Hallman

Tabatha Hallman, Notary Public for the state of Montana, residing at Rosebud. My Commission Expires June 1, 2019.

