

ORDINANCES
MILES CITY, MONTANA

ORDINANCE NO. 1245

AN ORDINANCE AMENDING ORDINANCE NO. 796 TO CHANGE THE ZONING OF TRACT 2A, JE MORRISON TRACTS, SECTION 34, TOWNSHIP 8 NORTH, RANGE 47 EAST, CUSTER COUNTY MONTANA, LOCATED ON THE SOUTHWEST CORNER OF HAYNES AVENUE AND LEIGHTON BOULEVARD AND BORDERED ON THE WEST BY LEGION AVENUE FROM HEAVY COMMERCIAL DISTRICT TO GENERAL COMMERCIAL DISTRICT, PROVIDING FOR A HEARING THEREON, 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 Heavy Commercial District (HC) zone to General Commercial District (GC) zone;

AND WHEREAS, such property is situated within the extended zoning jurisdiction of the City of Miles City, Montana;

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 April 16, 2012, held a public hearing upon the above application, pursuant to notice, and following such hearing, pursuant to a meeting on May 16, 2012, recommended to the City Council that such zoning change not be adopted;

AND WHEREAS, at its meeting on June 12, 2012, the City Council, by majority vote, rejected the Miles City Zoning Commission's recommendation;

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 within Custer County, Montana and within the extended zoning jurisdiction of the City of Miles City, to-wit:

Tract 2A, JE Morrison Tracts, Section 34, Township 8 North, Range 47 East, Custer County, Montana be rezoned from Heavy Commercial District (HC) zone to General Commercial District (GC) 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 24th day of July, 2012 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 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 26TH DAY OF JUNE, 2012.


C.A. Grenz, Mayor

ORDINANCES
MILES CITY, MONTANA

ATTEST:

Rebecca Stanton
Rebecca Stanton, City Clerk

SAID ORDINANCE FINALLY PASSED AND APPROVED BY A DULY
CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF
MILES CITY, MONTANA, THIS 24TH DAY OF JULY, 2012.

C.A. Grenz
C.A. Grenz, Mayor

ATTEST:

Rebecca Stanton
Rebecca Stanton, City Clerk