

ORDINANCE NO. 580

AN ORDINANCE TO AMEND A SECTION OF THE POLSON DEVELOPMENT CODE OF 1993 TO PROVIDE A TWO YEAR LIMITATION TO THE VALIDITY OF A VARIANCE.

Whereas, The City Council for the City of Polson finds that it is necessary to provide a time limit on the use of any variances granted by the Board of Adjustment to any landowner to prevent injustice and,

Whereas, it appears to the City Council that good and sufficient reasons exist to require those who obtain variances under the existing Polson Development Code take action to complete all tasks in contemplation at the time said variance is applied for and granted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA

- 1. The Polson Development Code, Chapter II, Division 3, Part Q, is supplemented to include the following subparagraph, to be denominated subparagraph 7:

“Approvals valid for two years. Variance approvals shall be valid for two years from the date of approval, unless extended in writing by the Board of Adjustment. Substantiating evidence must be submitted along with a written extension request to the Board of Adjustment and good cause must be shown to justify any extension hereunder. Upon receiving a written request and attached evidence the Board of Adjustment shall determine whether the requested extension shall be granted, and its decision shall be appealable in like manner as elsewhere provided herein.

- 2. All other ordinances or parts of ordinances in conflict herewith are repealed.

FIRST READING: February 4, 2002.
SECOND READING: February 19, 2002.

NOW THEREFORE, it is resolved that the subject Ordinance shall become effective on March 19, 2002.

PASSED AND ADOPTED THIS 19 day of February, 2002.

CITY OF POLSON

[Signature]
The Honorable Randy Ingram, Mayor

ATTEST:

[Signature]
Aggi Loeser, City Clerk