

**ORDINANCE NO. 602**

**AN ORDINANCE TO AMEND CHAPTER XIV OF THE POLSON DEVELOPMENT CODE RELATING TO WELLHEAD PROTECTION OVERLAY DISTRICTS:**

Whereas, the City of Polson administers its own Development Code which includes in part guidance relating to development within Wellhead Protection Zones established pursuant to the laws of the State of Montana to protect municipal water supply sources; and,

Whereas, the City of Polson has recently undertaken an engineering survey of the current Wellhead Protection Zone Overlay Districts, and have received the recommendations of the said engineering firms regarding the current Overlay Districts; and,

Whereas, based upon the wellhead protection review, and after public comment, the City of Polson has determined that it is necessary and beneficial, and in the interest of public health, welfare, and safety, to amend those portions of its Development Code to take into account the data quantified by the said engineering survey; and,

Whereas, the City desires to amend the terms of Chapter XIV of the Polson Development Code.

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

- 1.** The foregoing recitals are not mere Recitals but are part and parcel of this Ordinance.
- 2.** Exhibit A hereto, entitled "Chapter XIV - Wellhead Protection Overlay District (Proposed Rev. 2004/2005) is hereby incorporated in whole into the Polson Development Code, substituting in the whole place and stead for the existing Chapter.

**REPEALING CLAUSE:** All Ordinances or parts of ordinances in conflict herewith are hereby repealed.

**FIRST READING:** January 3, 2005

**SECOND READING:** January 18, 2005

**NOW, THEREFORE,** the foregoing Ordinance shall become effective on February 18, 2005.

**PASSED AND ADOPTED THIS Eighteenth day of January, 2005.**

CITY OF POLSON

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Randy Ingram, Mayor

ATTEST:

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Aggi Loesser, City Clerk