

ORDINANCE NO. 607

AN ORDINANCE TO AMEND THE POLSON DEVELOPMENT CODE TO ZONE AN AREA PREVIOUSLY UNZONED UNDER THE CITY CODE:

Whereas, after notice and public hearing on the issue of changing the zoning of a certain area of land now located in the jurisdiction of Lake County, but contiguous to the City Limits of the City of Polson, as described below, the City Council has determined that the said area should be zoned as requested by the owner thereof; and,

Whereas, the areas to be zoned pursuant to the Polson Development Code, together with their zoning classifications, are as follows:

See Exhibit A attached hereto and by this reference made a part hereof.

Whereas, the owner of the above-described land to be zoned has contemporaneously requested annexation of the above-described parcels within the limits of the City of Polson, and the Council after consideration and recommendation by the Polson City County Planning Board, and after public hearing held pursuant to law, has approved such annexation, and is obliged to provide a zoning classification therefor; and,

Whereas, the City Council has given due and proper consideration to all factors necessary to satisfy Montana statute at 76-2-304, MCA, the City Council having determined from the report and the public hearings that the amendment is in accordance with the comprehensive plan; is designed to lessen congestion in the streets; will promote general health and welfare; will benefit the community from the standpoint of fire, panic, or other dangers; will provide adequate light and air and restrain overcrowding of land or undue concentration of population; facilitate protection of public facilities; takes due note and consideration of peculiar suitability of the property for particular uses and the character of the district; and will conserve the value of buildings and encourage the most appropriate use of land throughout the City.

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

1. Ordinance 525, Chapter III, and Title Eleven to the Polson City Code, is amended to include the areas of land described in of Exhibit A hereto, and the City Planning and Building Office is instructed to amend the zoning map required at Paragraph D to conform with this Ordinance.

REPEALING CLAUSE: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: May 2, 2005.

SECOND READING: May 16, 2005.

NOW THEREFORE, it is resolved that the subject Ordinance shall become effective on June 16, 2005.

PASSED AND ADOPTED THIS 16th day of May, 2005.

CITY OF POLSON

Randy Ingram

ATTEST:

Aggi Loeser, City Clerk