<div align="center">ORDINANCE NO. 635</div>

AN ORDINANCE TO AMEND CHAPTER IX, PARAGRAPH C, OF THE POLSON DEVELOPMENT CODE:

Whereas, the City Council for the City of Polson has identified an ambiguity in Subpart 3 of Paragraph C of Chapter IX of the Polson Development Code; and,

Whereas, the foregoing Subpart, as written and existing, appears to contain an ambiguity, in that the calculation provided therein specifying the density of dwelling units is potentially susceptible of more than one reading; and,

Whereas, the Building and Planning Department has brought the said ambiguity to the attention of the City Council of the City of Polson, seeking amendment thereof; and,

Whereas, the City Zoning Commission did review the issue in due course, reaching no consensus on the matter of a specific recommendation to the City Council; and,

Whereas, after due and proper notice propounded in the manner provided in law, a public hearing was held by the City Council and comments received thereat, the same being incorporated herein; and,

Whereas, the City Council of the City of Polson finds that in order to protect the public safety, health, and welfare it should by this Ordinance provide a consistent and usable resolution to the ambiguity abovesaid, all pursuant to the Montana Codes.

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. **Subpart 3, Paragraph C, Chapter IX of the Polson Development Code is amended to read as follows: "The minimum lot size requirements of Table VII.2 converts to a maximum density requirement of eight dwelling units per acre."**

REPEALING CLAUSE: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: July 21, 2008.
SECOND READING: August 18, 2008.

NOW THEREFORE, it is resolved that the subject Ordinance shall become effective on September 18, 2008.

PASSED AND ADOPTED THIS 18th day of August, 2008.

<div align="center">CITY OF POLSON</div>

Lou Marchello,
Mayor

ATTEST:
Aggi Loeser, City Clerk

Approved as to form.

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James Raymond,
Raymond Law Office PLLC