

# ORDINANCE NO. 925

## **AN ORDINANCE OF THE CITY OF RED LODGE, MONTANA, TO AMEND THE MUNICIPAL CODE PERTAINING TO LAND-USE AS GOVERNED IN TITLE 12 – DEVELOPMENT, CHAPTER 4 – ZONING REGULATIONS; AND TO ADOPT THE 2016 ZONING REGULATIONS**

**WHEREAS:** § 76-2-301 et. seq. of the Montana Code Annotated authorizes the City of Red Lodge to adopt and enforce local zoning regulation to promote the public health, safety, morals, or the general welfare of the community; and

**WHEREAS:** The Montana Code Annotated allows municipal governments to regulate and restrict the height, number of stories, and size of buildings and other structures; the percentage of the lot that may be occupied; the size of yards, courts and other open spaces; and

**WHEREAS:** It is in the public and private interest for the City to establish use controls that limit the density of population; and the location and use of buildings, structures, and land for trade, industry, residence or other purposes; and

**WHEREAS:** The Red Lodge City Charter provides for the exercise of self-government powers; and

**WHEREAS:** The Red Lodge Planning Board and Zoning Commission in concert with public comment prepared the updated 2016 Draft Zoning Regulations and the updated Zoning Map 9.0 for the City of Red Lodge; and

**WHEREAS:** The Planning Board and Zoning Commission did on March 23, 2016 conduct a public hearing on the proposed draft 2016 regulations and map; and

**WHEREAS:** The Planning Board and Zoning Commission on a 6-0 unanimous roll call vote approved Planning Board Resolution 2016-001 which recommended that the City Council adopt by Ordinance the 2016 Draft Zoning Regulations and Zoning Map 9.0 for the City of Red Lodge, Montana; and

**WHEREAS:** The City Council of the City of Red Lodge, Montana did conduct a duly noticed Public Hearing on April 12, 2016 on the proposed 2016 Zoning Regulations and Zoning Map 9.0.

### **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RED LODGE, MONTANA:**

1. The Municipal Code of the City of Red Lodge, Montana is hereby amended in those parts set forth below:

A. Title 12 – Development, Chapter 4 – Zoning Regulations, shall be repealed and readopted to be the 2016 City of Red Lodge Zoning Regulations including the Official Zoning Map #9.0, as attached hereto; and

B. The 2016 City of Red Lodge Zoning Regulations including Official Zoning Map #9.0 shall be kept on file at the Office of the Carbon County Clerk; and

**2. Repealer.**

All other Ordinances, Resolutions, Documents, and Maps of the City of Red Lodge, Montana, pertaining to above noted Sections of the City Municipal Code are repealed upon the effective date of this Ordinance.

**3. Effective Date.**

This Ordinance shall be effective 30-days after approval of second reading by the City Council of the City of Red Lodge, Montana.

Be It Ordained By the Council Members of the City of Red Lodge.

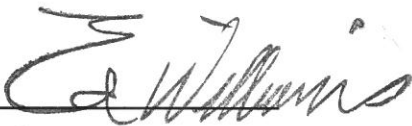
First Reading by the Council on the 12<sup>th</sup> day of April, 2016.

Second Reading by the Council on the 26<sup>th</sup> day of April, 2016.

PASSED and APPROVED by no less than four (4) members of the Red Lodge City Council this April 26th day of, 2016.

The City of Red Lodge, Montana

By: \_\_\_\_\_



Ed Williams, Mayor

Attest: \_\_\_\_\_



Loni Hanson, City Clerk