

CITY OF BILLINGS

CITY OF BILLINGS' MISSION STATEMENT:
*TO DELIVER COST EFFECTIVE PUBLIC SERVICES
THAT ENHANCE OUR COMMUNITY'S QUALITY OF LIFE*

AGENDA

COUNCIL CHAMBERS

June 26, 2006

6:30 P.M.

CALL TO ORDER – Mayor Tussing

ROLL CALL

MINUTES – June 12, 2006.

COURTESIES

PROCLAMATIONS

ADMINISTRATOR REPORTS – Tina Volek

REGULAR AGENDA:

1. **PUBLIC HEARING AND VARIANCE #CC06-02:** variances from Site Development Section 6-1208(h)(5) re: driveways and Section 6-1208(j)(2) re: curb cuts in Kingston Place Subdivision, Jeff Junkert, developer. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
2. **PUBLIC HEARING AND RESOLUTION** vacating a 193.67-foot portion of Kyhl Lane right-of-way across the north portion of Brewington Park and the north 30 feet of Lot 1, Block 3, Bellville Sub. Steve Kerns, petitioner. Staff recommends approval of the vacation at no cost. **(Action:** approval or disapproval of Staff recommendation.)
3. **PUBLIC HEARING AND RESOLUTION** transferring \$11,000.00 of Council Contingency Funds to the Public Safety Fund (Police) for overtime when enforcing the fireworks ordinance on July 1-4, 2006. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)
4. **PUBLIC HEARING AND RESOLUTION** using \$25,850.00 of Council Contingency Funds for sound system improvements in the Council Chambers. Staff recommends approval. **(Action:** approval or disapproval of Staff recommendation.)

5. **PUBLIC HEARING AND RESOLUTION** establishing fees for various applications and services provided by the City/County Planning Dept. Staff recommends approval. (**Action:** approval or disapproval of Staff recommendation.)
6. **ROCKY MOUNTAIN COMMUNITY CHURCH:**
 - A. **PUBLIC HEARING AND RESOLUTION** annexing 5.651 acres in petition Annex #06-06: C/S 1011, Tr. B Amended, and adjoining rights-of-way in Grand Ave. and Zimmerman Trail, located east of 34th St. W and north of Grand Ave., Rocky Mountain Community Church, petitioner. Staff recommends conditional approval. (**Action:** approval or disapproval of Staff recommendation.)
 - B. **PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #782:** A zone change from Agriculture Open-Space to Community Commercial on a 3.96-acre parcel described as: Tract B of C/S 1011 Amended, and located on the northeast corner of the intersection of Zimmerman Trail and Grand Ave. Rocky Mountain Community Church, applicant; Engineering, Inc., agent. Zoning Commission recommends approval of the zone change and adoption of the determinations of the 12 criteria. (**Action:** approval or disapproval of Zoning Commission recommendation.)
7. **PUBLIC HEARING AND RESOLUTION** annexing 2.66 acres in petition #06-08: two portions of C/S 1834, Tract 3-C-1, located north of Rimrock Rd. at 50th St. W, Aviara, Inc., petitioner. Staff recommends conditional approval. (**Action:** approval or disapproval of Staff recommendation.)
8. **PUBLIC HEARING AND SPECIAL REVIEW #815:** A special review to locate a microbrewery with a sample room in a Central Business District zone on a 14,000-square foot parcel of land described as Lots 1-4, Block 89, O.T. and located at 2405 1st Ave. N. Donald Lee, owner; Tim Mohr, agent. Zoning Commission recommends conditional approval. (**Action:** approval or disapproval of Zoning Commission recommendation.)
9. **PUBLIC HEARING AND SPECIAL REVIEW #816:** A special review to allow a 4-plex apartment in a Residential-6,000 zone on an 11,000-square foot parcel of land described as: Lot 24A & 25, Block 13, Broadwater Subdivision and located at 1151 Howard Avenue. Robert & Kari Pearson owners; Michael Stock, agent. Zoning Commission recommends conditional approval. (**Action:** approval or disapproval of Zoning Commission recommendation.)
10. **PUBLIC HEARING AND SPECIAL REVIEW #819:** A special review to expand an existing church in a Residential-9,600 zone and a Community Commercial zone on a 16.76-acre parcel of land described as: Tracts 1 & 2, C/S 3106, Tract 1, C/S 3230 and located at 517 Shiloh Road. International Church of the

Foursquare Gospel (Faith Chapel), owner; Engineering, Inc., agent. Zoning Commission recommends conditional approval. (**Action:** approval or disapproval of Zoning Commission recommendation.)

- 11. PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #779:** A zone change from Residential Professional to Neighborhood Commercial on a 1.26-acre parcel described as: Lots 2B and 2C, Block 1 of Hancock Grand Subdivision, and located at: 3737 Grand Avenue. Darrell Kreitzberg, applicant. Zoning Commission recommends approval of the zone change and adoption of the determinations of the 12 criteria. (**Action:** approval or disapproval of Zoning Commission recommendation.)
- 12. PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #780:** A zone change from Residential-9,600 to Residential Multi-family on a 16,800-square foot parcel described as: Lot 21, Block 16 of Lake Hills Sub., 16th filing, and located at: the intersection of Green Briar Rd. and Clubhouse Way. Jerry Wolf, owner and applicant. Zoning Commission recommends denial of the zone change. (**Action:** approval or disapproval of Zoning Commission recommendation.)
- 13. PUBLIC HEARING AND FIRST READING ORDINANCE FOR ZONE CHANGE #781:** A zone change from Community Commercial to Public on a 6.14-acre parcel described as: Tract 1-B-2 of C/S 2277, and located at: 3803 Central Avenue. Board of Regents of Higher Education, owner; Engineering, Inc., agent. Zoning Commission recommends approval of the zone change and adoption of the determinations of the 12 criteria. (**Action:** approval or disapproval of Zoning Commission recommendation.)
- 14. PUBLIC HEARING CONTINUED AND FIRST READING ORDINANCE FOR ZONE CHANGE #773:** text amendments to Section 27-611 of the Unified Zoning Regulations regarding sexually-oriented businesses. (Delayed from 2/13/06). Zoning Commission recommends approval. (**Action:** approval or disapproval of Zoning Commission recommendation.)
- 15. PUBLIC COMMENT on Non-Agenda Items -- Speaker sign-in required.**
(Restricted to ONLY items not on this printed agenda; comments limited to 3 minutes per speaker. Please sign up on the clipboard located at the back of the Council Chambers.)

COUNCIL INITIATIVES

ADJOURN

(NOTE: Additional information on any of these items is available in the City Clerk's Office)

**Visit our Web site at:
<http://ci.billings.mt.us>**

CALENDAR **(Council AND Boards & Commissions)**

JUNE:

6/26/2006	Special Council Meeting REGULAR Council Meeting	5:30 p.m. 6:30 p.m.	Council Chambers Council Chambers
6/27/2006	Planning Board Traffic Control Board	6:00 p.m. NOON	4 th Floor Library 4 th Floor Library
6/28/2006	Housing Authority Development Process Advisory Review Board (DPARB)	NOON 1:00 p.m.	2415 1 st Avenue North CH Conference Room

JULY:

7/03/2006	Council WORK SESSION	CANCELLED	
7/04/2006	INDEPENDENCE DAY – CITY OFFICES CLOSED		
7/05/2006	Policy Coordinating Committee Zoning Commission Aviation & Transit Commission Board of Adjustment	8:00 a.m. 4:30 p.m. CANCELLED 6:00 p.m.	4 th Floor Library Council Chambers Council Chambers
7/06/2006	EMS Commission Human Relations Commission	7:30 a.m. 12:15 p.m.	Main Fire Station Conf. Rm 2300 9 th Ave. N. CH Conference Room
7/10/2006	Parking Advisory Board REGULAR Council Meeting	4:00 p.m. 6:30 p.m.	CH Conference Room Council Chambers

7/11/2006	Planning Board Community Development Board	6:00 p.m. 3:00 p.m.	4 th Floor Library 4 th Floor Library
7/12/2006	Parks/Recreation/Cemetery Bd	11:30 a.m.	Community Center 360 N. 23 rd St.
7/13/2006	Library Board	11:30 a.m.	Library
7/17/2006	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St
7/18/2006	Yellowstone Historic Preservation Board	8:00 a.m.	4 th Floor Library
7/24/2006	REGULAR Council Meeting	6:30 p.m.	Council Chambers
7/25/2006	Planning Board Traffic Control Board	6:00 p.m. NOON	4 th Floor Library 4 th Floor Library
7/26/2006	Housing Authority Development Process Advisory Review Board (DPARB)	NOON 1:00 p.m.	2415 1 st Avenue North CH Conference Room
7/27/2006	Yellowstone County Board of Health	CANCELLED	
7/31/2006	Council WORK SESSION	5:30 p.m.	Community Center 360 N. 23 rd St