

**ORDINANCE NO. 12-5582**

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FOR  
a 4.189 acre parcel described as Lots 1 through 5, Brittain Acres  
Subdivision generally located at 807, 821 and 823 Bench  
Boulevard

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. RECITALS. Title 76, Chapter 2, Part 3, MCA, and Sections 27-302 and 27-1502, BMCC, provide for amendment to the City Zoning Map from time to time. The City Zoning Commission and staff have reviewed the proposed zoning for the real property hereinafter described. The Zoning Commission and staff have considered the ten (10) criteria required by Title 76, Chapter 2, Part 3, MCA. The recommendations of the Zoning Commission and staff have been submitted to the City Council, and the City Council, in due deliberation, has considered the ten (10) criteria required by state law.
2. DESCRIPTION That 4.189 acre parcel described as Lots 1 through 5, Brittain Acres Subdivision is presently zoned **Residential Multi-family-Restricted (RMF-R) and Neighborhood Commercial (NC)** and is shown on the official zoning maps within these zones.
3. ZONE AMENDMENT. The official zoning map is hereby amended and the zoning for **the above described parcels** is hereby changed from **Residential Multi-family-Restricted (RMF-R) and Neighborhood Commercial (NC) to Community Commercial (CC)** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining to **Community Commercial (CC)** as set out in the Billings, Montana City Code.
4. REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
5. EFFECTIVE DATE. This ordinance shall be effective from and after final passage and as provided by law.

PASSED by the City Council on first reading August 27, 2012.

PASSED, ADOPTED AND APPROVED on second reading September 10, 2012.



CITY OF BILLINGS:

BY:

Thomas W. Hanel  
Thomas W. Hanel, Mayor

ATTEST:

Cari Martin  
BY: Cari Martin, City Clerk

Zone Change #902 – Lots 1 through 5, Brittain Acres Subdivision