



**OFFICE OF THE CITY CLERK  
COUNCIL ACTION FORM**

**SUBJECT:** \_\_\_\_\_ ORD 22-5817 - ZC 1016 \_\_\_\_\_

**Council Meeting Date:** \_\_\_\_\_ 9/12/22 \_\_\_\_\_

**Vote:** \_\_\_\_\_ APPROVED 10-0, Owen absent \_\_\_\_\_

**Shaw, Gulick, Neese, Owen, Joy, Choriki, Tidswell,  
Purinton, Boyett, Rupsis, Mayor Cole**

## ORDINANCE 22-5817

### AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THE ZONE CLASSIFICATION ON CENEX PARK SUB, BLOCK 5, LOT 10B1, LOT 10A, LOT 10C1, AND LOT 11 AND C/S 738 PARCEL 1B1, BE AMENDED

#### BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILLINGS THAT:

**Section 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.

**Section 2. DESCRIPTION.** **CENEX PARK SUB, BLOCK 5, Lot 10B1, Lot 10A, Lot 10C1, and Lot 11 and C/S 738 Parcel 1B1,** is presently zoned **Light Industrial (I1)** and is shown on the official zoning map within this zone.

**Section 3. ZONE DISTRICT AMENDMENT.** The official zoning map is hereby amended and the zoning for **CENEX PARK SUB, BLOCK 5, Lot 10B1, Lot 10A, Lot 10C1, and Lot 11 and C/S 738 Parcel 1B1,** is hereby changed from **Light Industrial (I1)** to **Heavy Commercial (CX)**, and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining **Heavy Commercial (CX)** as set out in the Billings, Montana City Code.

**Section 4. EFFECTIVE DATE.** This ordinance shall be effective thirty (30) days after second reading and final adoption as provided by law.

**Section 5. REPEALER.** All resolutions, ordinances, and sections of the City Code inconsistent herewith are hereby repealed.

**Section 6. SEVERABILITY.** If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and, to this end, the provisions of this ordinance are declared to be severable.

PASSED by the City Council on first reading this 22<sup>nd</sup> day of August, 2022.

PASSED, ADOPTED and APPROVED on second reading this 12<sup>th</sup> day of September, 2022.



CITY OF BILLINGS

BY: \_\_\_\_\_

*William A. Cole*

William A. Cole, Mayor

Attest:

DocuSigned by:  
*Denise Bohlman*  
\_\_\_\_\_  
Denise R. Bohlman, City Clerk  
Zone Change 1016 – 1400 S 24<sup>th</sup> St W

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William A Cole

coleb@billingsmt.gov

Mayor

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Denise Bohlman

bohlmand@billingsmt.gov

City Clerk

City of Billings

Security Level: Email, Account Authentication (None)

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Toni Keehner

keehnert@billingsmt.gov

Deputy City Clerk

City Clerk

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Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	9/13/2022 8:12:39 AM
Certified Delivered	Security Checked	9/15/2022 10:06:21 AM
Signing Complete	Security Checked	9/15/2022 10:06:23 AM
Completed	Security Checked	9/15/2022 10:06:23 AM
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