

ORDINANCE NO. 07-5439

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FOR the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 8, T1N, R26E, the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 9, T1N, R26E, and Tract 1, Certificate of Survey 2017, except the land within 100 feet of the following lots: Lots 14 through 20, Block 47 of Lake Hills Subdivision, 14th Filing; Lots 26 and 27, Block 46 of Lake Hills Subdivision, 14th Filing; Lots 9A, 9B, 10A, 11, 12, and 13, Block 44 of Lake Hills Subdivision, 13th Filing; and the land within 200 feet of the following lots: Lot 14, Block 44 of Lake Hills Subdivision, 13th Filing, and Lots 1 through 13, Block 64 of Lake Hills Subdivision, 25th Filing, containing approximately 391 acres.

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 twelve (12) 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 twelve (12) criteria required by state law.

2. DESCRIPTION. A tract of land known as the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 8, T1N, R26E, the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 9, T1N, R26E, and Tract 1, Certificate of Survey 2017, except the land within 100 feet of the following lots: Lots 14 through 20, Block 47 of Lake Hills Subdivision 14th Filing; Lots 26 and 27, Block 46 of Lake Hills Subdivision 14th Filing; Lots 9A, 9B, 10A, 11, 12, and 13, Block 44 of Lake Hills Subdivision, 13th Filing; and the land within 200 feet of the following lots: Lot 14, Block 44 of Lake Hills Subdivision, 13th Filing, and Lots 1 through 13, Block 64 of Lake Hills Subdivision, 25th Filing, containing approximately 391 acres and is presently zoned Residential 9,600 and is shown on the official zoning maps within this zone.

3. ZONE AMENDMENT. The official zoning map is hereby amended and the zoning for **the above described parcel** is hereby changed from **Residential 9,600** to **Residential 7000-Restricted** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining to **Residential 7000-Restricted** 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 October 22, 2007.

PASSED, ADOPTED AND APPROVED on second reading November 13, 2007.

CITY OF BILLINGS:

BY: _____
Ron Tussing, Mayor

ATTEST:

BY: _____
City Clerk

ZC #822