

ORDINANCE NO. 02-5231

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION ON **TRACT 1-B OF CERTIFICATE OF SURVEY NO. 1446 AMENDED AND LOT 4, BLOCK 1 OF CEREUS SUBDIVISION**

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

1. RECITALS. Whereas, M.C.A. 76-2-304 and the City Zoning Ordinance No. 3797, as amended by Ordinance No. 4102, Section 7.01, 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 Staff and Zoning Commission have considered the twelve (12) criteria required by M.C.A., Title 76, Chapter 2, Part 3. The recommendations of the Staff and Zoning Commission 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. That **TRACT 1-B OF CERTIFICATE OF SURVEY NO. 1446 AMENDED AND LOT 4, BLOCK 1 OF CEREUS SUBDIVISION** is/are presently zoned **Agricultural-Open Space (County)** and is shown on the official zoning map within this/these zone(s).

3. ZONE AMENDMENT. That Ordinance No. 3797, as amended by Ordinance No. 4102, and the official zoning map are hereby amended and the zoning for **TRACT 1-B OF CERTIFICATE OF SURVEY NO. 1446 AMENDED AND LOT 4, BLOCK 1 OF CEREUS SUBDIVISION** is/are hereby changed from **Agricultural-Open Space (County)** to **Public and Entryway General Commercial** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining **Public and Entryway General Commercial** as defined in the Zoning Ordinance and Billings Montana City Code (BMCC).

4. REPEALER. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

5. EFFECTIVE DATE. That this ordinance shall be effective from and after final passage and as provided by law.

PASSED by the City Council on first reading November 25, 2002.

PASSED, ADOPTED AND APPROVED on second reading December 9, 2002.

CITY OF BILLINGS:

BY: _____
Charles F. Tooley, MAYOR

ATTEST:

BY: _____
Marita Herold, CMC/AAE CITY CLERK

ZC#706