

ORDINANCE NO. **05-5350**

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION ON **TRACT 5A OF CERTIFICATE OF SURVEY 2465**. THE SUBJECT PROPERTY IS LOCATED WEST AND NORTH OF THE INTER-SECTION OF MOLT ROAD, 62ND STREET WEST AND RIMROCK ROAD.

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

1. RECITALS. *Title 76, Chapter 2, Part 3, MCA, and Section 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 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 described as **TRACT 5A OF CERTIFICATE OF SURVEY 2465** is presently zoned Residential-9,600 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 parcel** is hereby changed from **Residential-9,600** to **Residential Multi-family (RMF) on a 6.07 acre portion (See Exhibit A)** and **Residential-7,000 (R70) on a 45.78 acre portion (See Exhibit B)** and from the effective date of this ordinance shall be subject to all the rules and regulations pertaining to **Residential Multi-family and Residential-7,000** 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 All ordinances or parts of ordinances in conflict herewith are hereby repealed.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 as provided by law.

PASSED by the City Council on first reading October 24, 2005.

PASSED, ADOPTED AND APPROVED on second reading November 14, 2005.

CITY OF BILLINGS:

BY: _____
Charles F Tooley, Mayor

ATTEST:

BY: _____
Marita Herold, CMC/AAE, City Clerk

ZC #768