

## Ordinance 880

### **AN ORDINANCE ADOPTING THE 2009 RED LODGE SUBDIVISION REGULATIONS AND REVISING TITLE 12 OF THE RED LODGE CITY CODE ALSO KNOWN AS THE 2006 RED LODGE DEVELOPMENT CODE.**

#### **RECITALS**

Ordinance No. 867 AM was previously adopted by the Red Lodge City Council on September 26, 2006, amending Title 12 of the Red Lodge City Code which is commonly known as the 2006 Red Lodge Development Code; and

Chapter 6 of the 2006 Red Lodge Development Code contains the City's Subdivision Regulations; and

On August 12, 2008, the City Council of the City of Red Lodge adopted Resolution 3259 which formally adopted the 2008 Red Lodge Growth Policy. The 2008 Red Lodge Growth Policy may be cited as Chapter 1 of Title 12 of the Red Lodge City Code; and

The Red Lodge City Council held a duly noticed public hearing to consider adoption of the 2009 Red Lodge Subdivision Regulations at City Hall at 7:00 pm on October 13, 2009; and

The Red Lodge City Council adopted Resolution No. 3294 on November 24, 2009, which states the intention of the City Council of the City of Red Lodge to adopt the 2009 Red Lodge Subdivision Regulations; and

In accordance with Chapter 3 of Title 76 of the 2009 Montana Code Annotated, the City Council of the City of Red Lodge held a duly noticed public hearing on the 2009 Red Lodge Subdivision Regulations on December 22, 2009.

#### **Now, therefore, the City Council of the City of Red Lodge ordains as follows:**

That the 2009 Red Lodge Subdivision Regulations are hereby adopted for the City of Red Lodge

PENALTY. Unless otherwise provided, each violation of this Title shall be a misdemeanor and shall be punishable by a fine not exceeding five hundred dollars (\$500.00).

EFFECTIVE DATE. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect 30 days after the date of its final passage and adoption.

CODIFICATION. The 2009 Red Lodge Subdivision Regulations shall be codified as Chapter 2 of Title 12 of the Red Lodge City Code.

REPEALER. Chapter 6 of the 2006 Red Lodge Development Code AKA Chapter 6 of Title 12 of the Red Lodge City Code is hereby repealed upon the effective date of this ordinance. All

other resolutions, ordinances and sections of the Red Lodge City Code and parts thereof in conflict herewith are hereby amended or repealed to conform to this Ordinance 880.

Passed on First Reading by the City Council on Jan. 12, 2010.

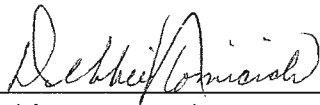
Passed on Second Reading by the City Council on Jan. 26, 2010.



Brian Roat  
Mayor

1-26-2010  
Date

ATTEST:



Debbie Tomicich  
City Clerk

1-26-2010  
Date

## ORDINANCE # 880A

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RED LODGE, MONTANA AMENDING THE 2009 RED LODGE SUBDIVISION REGULATIONS

**WHEREAS:** The 2011 Montana Legislature adopted changes to Montana Subdivision Law; and

**WHEREAS:** The City of Red Lodge intends to fully comply with Legislative changes; and

**WHEREAS:** Montana Code Annotated (MCA) 76-1-606 requires that a Growth Policy be implemented through the adoption of Subdivision Regulations; and

**WHEREAS:** The Red Lodge City Charter provides for the exercise of self-government powers; and

**WHEREAS:** The Red Lodge Planning Board and Zoning Commission prepared Amendments to the 2009 Red Lodge Subdivision regulations for the City of Red Lodge; and

**WHEREAS:** The Planning Board and Zoning Commission did conduct a formal and duly noticed public hearing of the proposed 2009 Red Lodge Subdivision Regulations Amendments on November 9, 2011

**WHEREAS:** The Red Lodge City Council did conduct a duly noticed Public Hearing on November 22, 2011 on the proposed amendments to the 2009 Red Lodge Subdivision Regulations.

**WHEREAS:** The proposed 2009 Red Lodge Subdivision Regulations implement the 2008 Red Lodge Growth Policy and address all statutory components of state law to the extent acceptable to the City Council

Now therefore:


BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF RED LODGE, MONTANA:

The Red Lodge City Code is hereby amended in those parts set forth below to read as follows:

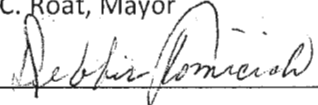
First reading by the Council on the 22nd day of November 2011.

Second reading by the Council on the 13<sup>TH</sup> day of December 2011.

PASSED AND APPROVED BY NO LESS THAN FOUR MEMBERS OF THE RED LODGE CITY COUNCIL THIS  
13<sup>TH</sup> DAY OF December 2011.

By: 

Brian C. Roat, Mayor

Attest: 

Debbie Tomicich, City Clerk