

# ORDINANCE No. 928 – 1<sup>st</sup> Amendment

## **AN ORDINANCE OF THE CITY OF RED LODGE, MONTANA, TO AMEND THE MUNICIPAL CODE PERTAINING TO SPECIAL EVENTS PERMITS AND REGULATIONS FOR THE USE OF CITY-OWNED PROPERTY AS GOVERNED IN TITLE 8 – PUBLIC WAYS AND PUBLIC PROPERTY, CHAPTER 8 USE OF CITY-OWNED PROPERTY, SECTION 2 - DEADLINE FOR FILING APPLICATION**

**WHEREAS**, the streets, sidewalks, alleys, parks, trails, and other City-owned buildings and lands are held by the City for the benefit of the public; and

**WHEREAS**, on occasion, parties other than the City of Red Lodge may wish to use such areas for specific uses; and

**WHEREAS**, to the extent that negative effects of such uses can be avoided or otherwise adequately mitigated; and

**WHEREAS**, it is in the public and private interest for the City of Red Lodge to regulate the use of City-Owned Property through the adoption of this ordinance to provide clear and consistent guidelines which ensure fair and uniform treatment.

### **NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL:**

Title 8 Public Ways and Public Property, Chapter 8 Use of City-Owned Property, Section 2 – Deadline for filing an application of the Red Lodge Municipal Code is hereby repealed and amended and as set forth below:

#### Deadline for Filing Application:

The deadline for filing a completed application shall be a minimum of 45 days in advance of the Council meeting when it will be considered (except for good cause shown) but not more than 270 calendar days (approx. nine months) in advance of the event. In the event the applicant can show good cause to request a waiver from the 45-day submittal requirement, the Council may waive and reduce said 45 day requirement. One example of good cause would be if the applicant has provided, with the application, all required information including the adjacent notifications and satisfactorily addressed any concerns. Additionally, the applicant would have also submitted evidence of satisfactorily addressing any concerns from Staff (Community Development, Public Works, and the Police Department) and any other applicable outside referral agencies, including but not necessarily limited to, the Red Lodge Fire Department, MT DEQ, and Carbon County Sanitarium.)

### **3. Effective Date:**

This Ordinance shall be effective 30-days after approval of second reading by the City Council of the City of Red Lodge, Montana.

**First Reading** by the Council on the 12th day of September 2017.


**Second Reading** by the Council on the 26th day of September 2017.

**PASSED and APPROVED** this 26<sup>th</sup> day of September 2017.

City of Red Lodge

By: 

Michael Schoenike, Mayor

Attest: 

Loni Hanson, City Clerk