

## ORDINANCE NO. 07-5410

AN ORDINANCE AMENDING THE ZONE CLASSIFICATION FOR TRACT 1, C/S 1815; TRACT 1, C/S 1323; PARKLAND OF YELLOWSTONE MEADOWS- PHASE ONE AND TWO; LOTS 33, 34, 63, AND 64 OF SUNNY COVE FRUIT FARMS CONTAINING APPROXIMATELY 38 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 Tract 1, C/S 1815; Tract 1, C/S 1323; Parkland of Yellowstone Meadows- Phase One and Two; Lots 33, 34, 63, and 64 of Sunny Cove Fruit Farms, containing approximately 38 acres of land and is presently zoned Residential-15000 and Agricultural-Open Space 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 **Tract 1, C/S 1815; Tract 1, C/S 1323; Parkland of Yellowstone Meadows- Phase One and Phase Two; and Lots 33, 34, 63, and 64 of Sunny Cove Fruit Farms** is hereby changed from **Residential-15000 and Agricultural-Open Space** to **Public** and from the effective date of this ordinance, shall be subject to all the rules and regulations pertaining to **Public** 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 All ordinances or parts of ordinances in conflict herewith are hereby repealed.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 April 23, 2007.

PASSED, ADOPTED AND APPROVED on second reading May 14, 2007.

CITY OF BILLINGS:

BY: \_\_\_\_\_  
Ron Tussing, Mayor

ATTEST:

BY: \_\_\_\_\_  
City Clerk

ZC#803 – Cottonwood Park