

DRAFT RESOLUTION 2016 -

**RESOLUTION TO AMEND THE SUBDIVISION REGULATIONS
FOR LEWIS AND CLARK COUNTY**

WHEREAS, local governing bodies are required to adopt subdivision regulations, pursuant to Section 76-3-501, MCA; and,

WHEREAS, the Lewis and Clark County Community Development and Planning staff (Staff), upon the direction of the County Commission (Commission) and the Helena/Lewis and Clark County Consolidated Planning Board (Board), proposed amendments to the Subdivision Regulations adopted on December 19, 2013, (Regulations), all in accord with the provisions of the Montana Subdivision and Platting Act (Title 76, Chapter 3, MCA); and,

WHEREAS, after due and proper notice the Planning Board conducted public hearings on June 21, 2016 and on September 20, 2016, to review the proposed Staff amendments and to hear the public comment thereon; and,

WHEREAS, on September 20, 2016, the Planning Board recommended the Commission adopt amendments to the Regulations as proposed by Staff and with specific recommendations to select Option B for amendments to Section III.B.4 and Appendix C(1), Section B.2 granting exemptions from certain subdivision requirements, and recommended clarification and changes, if necessary, on proposed amendments to Section 18-4.6.3 requiring analysis of the cumulative use of fire protection water supplies; and,

WHEREAS, after due and proper notice the Commission conducted a public hearing on _____, 2016, to review the proposed Staff amendments and to hear the public comment thereon; and,

WHEREAS, on _____, 2016, Staff presented the proposed amendments in Lincoln, Montana during Lincoln Government Day; and,

WHEREAS, on _____, 2016, Staff presented the proposed amendments in Augusta, Montana during Augusta Government Day; and,

WHEREAS, on _____, 2016, the Commission considered the Planning Board's recommendation; and,

WHEREAS, the Commission convened on _____, 2016, and adopted amendments to the Regulations,

NOW, THEREFORE, BE IT RESOLVED that the Regulations as amended by Commission action, which amendments are documented in Exhibit A, are adopted, as of _____, 2016.

DATED this _____ day of _____ 2016.

BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY

Michael A. Murray, Chairman

(SEAL)

ATTEST:

Paulette J. DeHart, Clerk and Recorder