

NOTICE OF SUBDIVISION MEETING

The Lewis and Clark County Commissioners Subdivision Meeting will be held on Thursday, March 17, 2005 at 10:00 a.m. in Commission Chamber Room 330 of the City/County Building, 316 North Park Avenue, Helena, Montana.

The meeting was called to order at: 10:00. Those present were Commissioner Varone, Commissioner Murray, Chairman Tinsley, Ron Alles, Jerry Grebenc, Cheryl Green, Michael McHugh, Beverly D'Amato, Larry Hoffman, Rocky Haralson, Vanessa Sanddal, Steve Sigman.

1. **Pledge of Allegiance.**
2. **Resolution Ordering a Refund of Taxes/Fees/Assessments paid. (Cheryl Green/Rocky Haralson)**

The commissioners will consider a refund to Sterling Crane, Inc. in the amount of \$10,327.93 for an erroneous assessment. Rocky Haralson stated that the resolution is a standard business refund. State law dictated equipment entering the states are to be tax assessed for the entire year. Once it leaves the state, the company can apply and get it prorated and the remaining funds are refunded. This was for the state cranes the helped set the new oil rig. Commissioner Varone motioned to approve the resolution. Commissioner Murray seconded. Motion passed 3-0. Chair signed.

3. **Proposed Minor Subdivision, Preliminary Plat to be Known as the O'Reilly Minor.** (Applicant, Kathleen Mary O'Reilly) (Planner, Michael McHugh) (cont. from 3/15/05)

The Commissioners will consider creating 5 lots, each for single family dwellings. The proposed subdivision is located in Section 8, T11N, R3W; generally located north of Scenic View Road and west of and adjacent to Glass Drive. Commissioner Varone motioned to approve. Commissioner Murray seconded. However, Commissioner Varone said Condition #5 regarding the road upgrade and asked the Commissioners to consider new language. Commissioner Varone motioned to add new language. There was not a second. Motion died 2-0. Commissioner Murray moved to amend Condition #9-M and put a period after "animals". Michael McHugh added also to remove the phrase "at a minimal height". Commissioner Varone seconded the motion, but asked for friendly amendment to remove

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- **Vendor Invoice Claims and Reports are available for public inspection in the County Budget Office.**
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last sentence. Commissioner Murray agreed to friendly amendment and it was seconded by Chairman Tinsley. Motion passes 3-0. to remove final sentence in Condition #9-M. Next, overall approval of O'Reilly Minor with 13 conditions: Approved 3-0.

4. **Proposed Minor Subdivision, Preliminary Plat to be Known as Wild Wind Minor Subdivision.** (Applicant, Robert Martin) (Planner, Jerry Grebenc, Director) (cont. from 3/15/05)

The Commissioners will consider creating 3 lots, each for single family dwellings. The proposed subdivision lies in the NE1/4, Section 18, T11N, R3W; generally located north of and adjacent to Wild Wind Road and west of North Montana Avenue. Commissioner Murray motioned to approve subject to 16 conditions proposed by staff. Commissioner Varone seconded the motion. Motion passes 3-0

5. **Request for Modification of Conditions of Approval for the Bryant No. 3 Major Subdivision to allow one access to utilize Motsiff Road.** (Applicant, Robert Bryant) (Planner, Frank Rives) (cont. from 3/15/05)

The Commissioners will consider modifying Conditions of Approval No. 5 and 5a, to allow access to Motsiff Road instead of North Montana Avenue for the proposed subdivision located in the NE1/4 of Section 7, T10N, R3W; generally located west of and adjacent to Montana Avenue and south of and adjacent to Motsiff Road. Commissioner Murray moved to deny request. Chairman Tinsley seconded the motion. Varone approved, but motion was denied 2-0. Jerry Grebenc stood in for Frank Rives today.

6. **Proposed Minor Subdivision, Preliminary Plat to be known as Guettler Tract Minor Subdivision.** (Applicant, Northwest Bank of Montana & Brownlee Trust) (Planner, Beverly D'Amato) (cont. from 3/15/05)

The Commissioners will consider creating 4 lots: 2 for single family dwelling and 2 for commercial purposes, specifically storage units. The property is located in the NW1/4 of Section 19, T11N, R3W; generally located on the south side of Lincoln Road West, east of Applegate Drive. Bev D'Amato stated the planning department will add language to Condition #14 for stop signs at cross walks and be painted yellow. Commissioner Varone motioned to approve. Commissioner Murray Seconded the motion to amended Condition #14. Motion to amend Condition #14 passes 3-0. Proposal for Minor subdivision, preliminary Plat to be known as Guettler Tract A Minor Subdivision, as amended, passes 3-0.

7. **Department of Natural Resources and Conservation Weed Contract (Larry Hoffman)**

The Commissioners will consider a Weed Contract with DNRC in the amount not to exceed \$6,000. Commissioner Murray to motioned to approve. Commissioner Varone seconded the motion. Motion passes 3-0.

Larry Hoffman introduced Steve Sigman, new Western Coordinator, to the commissioners.

Public comments on items not mentioned above: There were none.

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Adjourn: The meeting adjourned at 10:30

ANNOUNCEMENTS:

*No public meetings week of March 27
Commissioners attending MACRS Conference in Billings*

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