

## SUBDIVISION MEETING

March 24, 2005

### Pledge of Allegiance.

Public Hearing - Justice Assistance Grant. (Sheriff Cheryl Liedle/Jaci Grenfell) The Commissioners will consider applying for a \$29,295.00 grant as a funding source for Missouri River Drug Task Force officer; signature of Interlocal Agreement with the City of Helena; and Sheriff Liedle designation letter. Law enforcement salaries, for MRDTF program. Staff recommends approval.

Grant Support Documents for Grandstreet Theater Window Project. Audra Zacherl reported the board for their historic window project. Matched by fundraising funds. Commissioner Varone moved to approve the grant document and authorize the chair to sign. Commissioner Murray seconded the motion and it carried unanimously.

Request to Amend the Restrictive Covenants for the Amended Plat of Gable Estates Major. (Applicant, Home Owner's Association c/o Chris Ries) (Planner, Jerry Grebenc) (cont. from 3/1/05) The Commissioners will consider amending the Restrictive Covenants related to fencing. The property is generally located north of Lincoln Road East and west of Mountain Heritage Road.

Staff recommends approval of the covenant to remove fencing.

Staff recommends approval to amend the restrictive covenants to include the language by FWP.

Staff recommends the county pay for the filing to amend the covenants.

Staff recommends the applicant pay for the covenants on the amended plat.

Commissioner Murray moved to approve staff recommendation and authorize the chair to sign.

Commissioner Varone seconded the motion and it carried unanimously.

Proposed Minor Subdivision, Preliminary Plat to be known as the Amended Plat of Lot 17-Seaver Park Addition. (Applicant, Grant Stratton) (cont. from 3/1/05) The Commissioners will consider creating two additional rental spaces, one for a garage/apartment and the other for mobile home, on a parcel of land already developed with 2 single family residences. The proposed subdivision lies in the SW1/4 of Section 26, T10N, R3W; generally located at 3434 Beck Street, Helena, MT.

Grant Stratton.

### Variances

1. Commissioner Murray moved to approve the variance on the 60 foot right of way. Commissioner Varone seconded the motion and it carried unanimously.
2. Turnaround. Commissioner Varone moved to approve the request for a turnaround. Commissioner Murray second the motion. As long as the fire department agrees. Ms. Morgan stated the fire chief verbally agreed to the turnaround.
3. Road is 1 foot smaller than the existing road. Commissioner Varone moved to approve the variance request. Commissioner Tinsley seconded the motion for discussion purposes. Commissioner Murray stated he would like the road to be construction to county road standard.

The road was at one point to a gravel standard. Jerry Grebenc stated the maximum the county could require is a gravel standard.

The motion to approve variance #3 failed 2-1.

Commissioner Murray moved to approve the proposal subject to 13 conditions as recommended by staff. Commissioner Varone seconded the motion.

### Amendments.

Condition 5. fine as it stands, Commissioner Murray moved to remove the words "if the variance is not granted" Commissioner Tinsley seconded the motion. Commissioner Varone opposed the motion. The motion carried 2-1.

Condition d. the applicant is fine with the conditions of approval.

Condition 6. Commissioner Murray moved to remove Winslow Avenue from this condition. Commissioner

Varone seconded the motion and it carried unanimously.

The motion to approve the proposal carried unanimously.

Public comments on items not mentioned above. None.

There is no other business, the meeting adjourned at 9:30.