

# ORDINANCES OF THE CITY OF HELENA, MONTANA

## ORDINANCE NO. 3226

AN ORDINANCE AMENDING CITY OF HELENA ORDINANCE No. 2359 AND AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF HELENA FOR A ZONE CHANGE FROM A PLI (PUBLIC LANDS AND INSTITUTIONS) DISTRICT TO A B-2 (GENERAL COMMERCIAL) DISTRICT FOR A PORTION OF TRACT 2, CONTAINING APPROXIMATELY 1.72 ACRES, FOR PROPERTY GENERALLY LOCATED SOUTH OF SKYWAY REGIONAL SHOPPING CENTER, EAST OF INTERSTATE 15, AND WEST OF NORTH WASHINGTON STREET IN THE CITY OF HELENA, MONTANA

**WHEREAS**, the Helena City Commission has determined that Ordinance No. 2359 should be amended and the zoning designation for a portion of Tract 2, owned by the Helena Regional Airport Authority and legally described as a Portion of Tract 2 as shown on Certificate of Survey #306900, generally located south of Skyway Regional Shopping Center, east of Interstate 15, and west of North Washington Street, with no property address assigned, should be changed as follows:

From a PLI (Public Lands and Institutions) District to a B-2 (General Commercial) District, more particularly described below:

A portion of Tract 2 as shown on Certificate of Survey #306900 and described as: Beginning at the southeast corner of the Skyway Regional Shopping Center minor subdivision, said point also being on the west ROW line of Washington Street, thence along said ROW line south 00°16'07" east, 242.39 feet; thence north 68°46'17" west, 527.37 feet; thence north 00°01 '08" west, 51.28 feet to a point on the south line of said Skyway Regional Shopping Center minor subdivision; thence along said south subdivision line north 89°58'52" east, 490.47 feet to the point of beginning; generally located south of Skyway Regional Shopping Center, east of Interstate 15 and west of North Washington Street, containing approximately 1.72 acres.

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**WHEREAS**, the official zoning map of the City of Helena, Montana, as noted in Section 11-1-3 of the Helena City Code, should be amended to change the zoning designation for said property; and

**WHEREAS**, a public hearing was held on **January 10, 2017**, before the Helena Zoning Commission concerning said amendment of Ordinance No. 2359 and said rezoning, and the Zoning Commission unanimously recommended **APPROVAL** of the amendment and zone change; and

**WHEREAS**, a public hearing was held on **February 13, 2017**, before the Helena City Commission concerning amendment of Ordinance No. 2359 and said rezoning at which staff recommended **APPROVAL** of the amendment and zone change; and

**WHEREAS**, said amendment and zone change appear to be in the best interests of the City of Helena, Montana, and the inhabitants thereof; and

**WHEREAS**, in considering said amendment and zone change, the City of Helena has given due consideration to the matters set forth in §76-2-304, MCA.

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:**

**Section 1.** City of Helena Ordinance No. 2359 is amended and the zoning designation of the property legally described as a

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portion of Tract 2 as shown on Certificate of Survey #306900, is changed as follows:

From a PLI (Public Lands and Institutions) District to a B-2 (General Commercial) District, more particularly described below:

A portion of Tract 2 as shown on Certificate of Survey #306900 and described as: Beginning at the southeast corner of the Skyway Regional Shopping Center minor subdivision, said point also being on the west ROW line of Washington Street, thence along said ROW line south 00°16'07" east, 242.39 feet; thence north 68°46'17" west, 527.37 feet; thence north 00°01'08" west, 51.28 feet to a point on the south line of said Skyway Regional Shopping Center minor subdivision; thence along said south subdivision line north 89°58'52" east, 490.47 feet to the point of beginning; generally located south of Skyway Regional Shopping Center, east of Interstate 15 and west of North Washington Street, containing approximately 1.72 acres.

**Section 2.** The official zoning map of the City of Helena, Montana, is hereby modified to reflect the changes made herein.

**FIRST PASSED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA,  
THIS 13<sup>th</sup> DAY OF FEBRUARY, 2017.**

/s/ James E. Smith  
MAYOR

ATTEST:

/s/ Debbie Havens  
CLERK OF THE COMMISSION

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FINALLY PASSED BY THE COMMISSION OF THE CITY OF HELENA,  
MONTANA, THIS 13<sup>th</sup> DAY OF MARCH, 2017.

/s/ James E. Smith

MAYOR

ATTEST:

/s/ Debbie Havens

CLERK OF THE COMMISSION