

# **ORDINANCES OF THE CITY OF HELENA, MONTANA**

## **ORDINANCE NO. 3149**

**AN ORDINANCE CLARIFYING A CONDITIONAL USE  
BY AMENDING SECTION 11-40-5 OF THE HELENA CITY CODE**

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

Section 11-40-5 of the Helena City Code is hereby amended  
as follows:

11-40-5: **CONDITIONAL USE:** Licensed premises that are not permitted in a location because of subsection 11-40-3A3 of this chapter, ~~but are located three hundred feet (300') or more from school property,~~ may be permitted as a conditional use in accordance with the provisions of chapter 3 of this title, provided the use is otherwise permitted by this zoning ordinance. (Ord. 3097, 4-7-2008; amend Ord. \_\_\_\_\_, \_\_-\_\_-2011)

**FIRST PASSED BY THE COMMISSION OF THE CITY OF HELENA,  
MONTANA, THIS 5<sup>th</sup> DAY OF December, 2011.**

/S/ James E. Smith  
MAYOR

**ATTEST:**

/S/ Debbie Havens  
CLERK OF THE COMMISSION

# **ORDINANCES OF THE CITY OF HELENA, MONTANA**

**Ord. No. 3149**

FINALLY PASSED BY THE COMMISSION OF THE CITY OF HELENA,  
MONTANA, THIS 19<sup>th</sup> DAY OF December, 2011.

/S/ James E. Smith  
MAYOR

ATTEST:

/S/ Debbie Havens  
CLERK OF THE COMMISSION