

RESOLUTION 9803

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT
TO ALLOW LOT 3, BLOCK 754, TENTH ADDITION TO GREAT FALLS,
ADDRESSED AS 1308 6TH AVENUE SOUTH,
TO SERVE AS A CONTRACTOR YARD, TYPE 1

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WHEREAS, Viann D. Stimac presently owns Lot 3, Block 754, Tenth Addition to Great Falls, addressed as 1308 6th Avenue South; and

WHEREAS, Norris' Wall Covering & Painting, L.L.C. is purchasing said Lot 3 from the present owner; and

WHEREAS, said Lot 3 is occupied by an approximate 3312 square foot shop structure wherein an auto body repair shop previously operated; and

WHEREAS, purchaser desires to use said shop structure to accommodate a wall covering and painting business, categorized as a contractor yard, type I; and

WHEREAS, said Lot 3 is presently zoned as R-3 Single-family high density district and was previously occupied by an auto body repair shop determined to be a legal nonconforming use; and,

WHEREAS, City Code provides that a legal nonconforming use may be changed to another nonconforming use upon processing and approval of a conditional use permit application; and

WHEREAS, Owner and purchaser have applied for a conditional use permit to allow Lot 3, Block 754, Tenth Addition to Great Falls, addressed as 1308 6th Avenue South to serve as a contractor yard, type I, thereby allowing the purchaser to operate his wall covering and painting business from the premises; and

WHEREAS, the Great Falls Zoning Commission conducted a public hearing on November 25, 2008, to consider said conditional use permit application and at the conclusion of said hearing, passed a motion recommending a conditional use permit be granted to allow Lot 3, Block 754, Tenth Addition to Great Falls, addressed as 1308 6th Avenue South, to serve as a contractor yard, type I.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:

That a conditional use permit to allow Lot 3, Block 754, Tenth Addition to Great Falls, addressed as 1308 6th Avenue South to serve as a contractor yard, type I is hereby approved; and,

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective immediately upon its passage and approval.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 6th day of January, 2009.

Dona R. Stebbins, Mayor

ATTEST:

Lisa Kunz, City Clerk

(SEAL OF CITY)

Approved for legal content:

David V. Gliko, City Attorney

State of Montana)
County of Cascade :ss
City of Great Falls)

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution 9803 was placed on its final passage by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 6th day of January, 2009, wherein it was approved by said Commission.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 6th day of January, 2009.

Lisa Kunz, City Clerk

(SEAL OF CITY)