

RESOLUTION 9912

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT TO ALLOW THE PROPERTY ADDRESSED AS 1205 3RD STREET NORTHWEST AND LEGALLY DESCRIBED AS MARK 13C, SECTION 2, TOWNSHIP 20 NORTH, RANGE 3 EAST, CASCADE COUNTY, MONTANA, TO ALLOW AN INDOOR SPORTS AND RECREATION LAND USE (INDOOR ARCHERY RANGE)

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WHEREAS, Daryl Rogers, own Mark 13C, Section 2, Township 20 North, Range 3 East, Cascade County, Montana; and,

WHEREAS, said Mark 13C is presently zoned as M-2 Mixed-use transitional district wherein a indoor sport and recreation (indoor archery range) is permitted upon processing and approval of a conditional use permit; and,

WHEREAS, the owner has applied for a conditional use permit to allow an indoor sports and recreation land use (indoor archery range) be established within the existing structure addressed as 1205 3rd Street Northwest and legally described as Mark 13C, Section 2, Township 20 North, Range 3 East, Cascade County, Montana, subject to the following conditions:

1. **Building Review for Life Safety.** The applicant shall submit detailed floor and fixture plan to the City Building Official and City Fire Marshall for review. The Applicant agrees, if require by the City Officials to correct all life safety and public health requirements for the indoor archery range and the conducting of said business be completed prior to the issuing of a Safety Inspection Certificate.
2. **Expiration of Conditional Use Permit.** Approval of the Conditional Use by City Commission shall grant the applicant authority to submit for review for a Safety Inspection Certificate. The application must be submitted within twelve months of approval of City Commission or the Conditional Use Permit shall expire. However, upon written application filed 30 days prior to the expiration date, the Planning Official may renew the Conditional Use Permit for a one period of up to six months providing good cause is shown.
3. **Land Use and Zoning.** Except as provided herein, development of the property shall be consistent with the allowed uses and development standards of the M-2 Mixed-use transition district designation.

4. **General Code Compliance.** The proposed project shall be developed consistent with the conditions in this report, and all codes and ordinances of the City of Great Falls, the State of Montana, and all other applicable regulatory agencies.
5. **Subsequent modifications and additions.** If after establishment of a conditional use, the owner proposes to expand or modify the use, buildings, and/or structures, the Director of the Planning and Community Development Department shall determine in writing if such proposed change would alter the finding for one or more review criteria. If such proposed change would alter a finding, the proposal shall be submitted for review as a new conditional use application. If such proposed change would not alter a finding, the owner shall obtain all other permits as may be required.
6. **Master Sign Package.** The applicant shall submit detailed a sign package of all the existing and proposed signage to the City Planning & Community Development Department for review. The Applicant agrees, if require will bring all signage into compliance with the current City Code.

and,

WHEREAS, the Great Falls Zoning Commission conducted a public hearing on January 11, 2011, 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 the property addressed as 1205 3rd Street Northwest and legally described as Mark 13C, Section 2, Township 20 North, Range 3 East, Cascade County, Montana, to allow an indoor sports and recreation land use (indoor archery range).

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

That a conditional use permit to allow the property addressed as 1205 3rd Street Northwest and legally described as Mark 13C, Section 2, Township 20 North, Range 3 East, Cascade County, Montana, to allow an indoor sports and recreation land use (indoor archery range), conditioned upon the owner complying with the said conditions; 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 15th day of February 2011.

Michael J. Winters, Mayor

ATTEST:

Lisa Kunz, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

James W. Santoro, City Attorney