

**ORDINANCE 3185**

**AN ORDINANCE AMENDING TITLE 2, CHAPTER 9, ESTABLISHING SECTIONS 010-040, OF THE OFFICIAL CODE OF THE CITY OF GREAT FALLS (OCCGF), PERTAINING TO THE BOARD OF APPEALS**

\* \* \* \* \*

**WHEREAS**, the City Commission established Title 2 of the OCCGF outlining provisions pertaining to Administration and Personnel; and

**WHEREAS**, OCCGF Title 2, Chapter 9 pertaining to the Great Falls Board of Adjustment had previously been repealed; and

**WHEREAS**, the City Commission wishes to establish a Board of Appeals consisting of the membership of the Great Falls Board of Adjustment; and

**WHEREAS**, the City Commission wishes to establish the Board of Appeals to hear and decide appeals where it is the specifically identified body to do so by City Ordinance, Commission resolution, or the OCCGF; and

**WHEREAS**, the Great Falls Board of Adjustment recommended that the City Commission adopt Ordinance 3185 at its annual meeting on January 10, 2019.

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

Section 1. OCCGF Title 2, Chapter 9, is hereby amended as depicted by Exhibit "A" attached hereto and by reference incorporated herein, with deleted language identified by ~~strikeout~~ and inserted language **bolded**; and

Section 2. This ordinance shall be in full force and effect thirty (30) days after second reading and final adoption by the City Commission.

ACCEPTED by the City Commission of the City of Great Falls, Montana on first reading February 5, 2019.

ADOPTED by the City Commission of the City of Great Falls, Montana on second reading February 19, 2019.

\_\_\_\_\_  
Bob Kelly, Mayor

ATTEST:

(CITY SEAL)

\_\_\_\_\_  
Darcy Dea, Deputy City Clerk

APPROVED FOR LEGAL CONTENT:

\_\_\_\_\_  
Sara R. Sexe, City Attorney

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

I, Darcy Dea, Deputy City Clerk of the City of Great Falls, Montana, do certify that I did post as required by law and as prescribed and directed by the Commission, Ordinance 3185 on the Great Falls Civic Center posting board and the Great Falls City website.

\_\_\_\_\_  
Darcy Dea, Deputy City Clerk

(CITY SEAL)

Title 2 - ADMINISTRATION AND PERSONNEL

Chapter 9 BOARD OF ADJUSTMENT APPEALS

**Chapter 9 BOARD OF ADJUSTMENT APPEALS**

**Sections:**

~~Repealed.~~

~~(Ord. 3169, 2017). See Title 17. Board of Adjustment.~~

**2.9.010 Creation.**

**2.9.020 Membership.**

**2.9.030 Purpose and Duties.**

**2.9.040 Meetings, Authority, Powers and Procedures.**

**2.9.010 Creation.**

There is created a Board of Appeals, which may be referred to in the Official Code of the City of Great Falls (OCCGF), as the Board of Appeals or Board of Adjustment/Appeals.

**2.9.020 Composition and Appointment of Members.**

The membership, terms of appointment, officers and other membership conditions of the Board of Appeals shall be those applicable to the Board of Adjustment, as identified in OCCGF Title 17.

**2.9.030 Purpose and Duties.**

- A. The Board of Appeals shall hear and decide appeals where it is specifically identified as the body to hear and decide appeals by:
  - 1. City Ordinance;
  - 2. Commission resolution; or
  - 3. The OCCGF.

**2.9.040 Meetings, Authority, Powers and Procedures.**

All provisions of Title 17, Chapter 12, Article 5, except as may be set forth in OCCGF Title 17, shall apply to the meetings, authority, general powers and procedures of the Board of Appeals.

Exhibit "B"

Title 2 - ADMINISTRATION AND PERSONNEL

Chapter 9 BOARD OF APPEALS

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**Sections:**

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2.9.020 Membership.

2.9.030 Purpose and Duties.

2.9.040 Meetings, Authority, Powers and Procedures.

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