

1 *Change* BILL NO. *143*
 2 INTRODUCED BY *Hamnis Palmyra Henderson*
 3 *Hennison Johnson*

1 adopted.

-End-

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR AND TO
 5 REGULATE INTERIM MUNICIPAL ZONING REGULATIONS."

6
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

8 Section 1. Interim zoning ordinances -- when permitted
 9 -- duration. The city or town council, or other legislative
 10 body of such municipality, to protect the public safety,
 11 health, and welfare and without following the procedures
 12 otherwise required preliminary to the adoption of a zoning
 13 ordinance, may adopt as an urgency measure, an interim
 14 ordinance prohibiting any uses which may be in conflict with
 15 a contemplated zoning proposal which the legislative body is
 16 considering or studying or intends to study within a
 17 reasonable time. Such interim ordinance shall take effect
 18 upon passage; however, such interim ordinance shall be of no
 19 further force and effect six (6) months from the date of
 20 adoption thereof; provided, however, that after notice
 21 pursuant to section 11-2704, and pursuant to public hearing,
 22 the legislative body may extend such interim ordinance for
 23 one (1) year. Any such extension shall require a two-thirds
 24 (2/3) vote for passage and shall become effective upon
 25 passage. Not more than two (2) such extensions may be

H.B. 143

Approved by Comm.
on Local Government

1 *Change* BILL NO. *143*
2 INTRODUCED BY *Kenneth Palmer Henderson*
3 *Hennrich Johnson*

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SECOND READING

HB 143

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Change BILL NO. *143*

INTRODUCED BY *Kenneth Palmer Henderson*
Hennrich Johnson

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Section 1. Interim zoning ordinances -- when permitted
-- duration. The city or town council, or other legislative
body of such municipality, to protect the public safety,
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ordinance prohibiting any uses which may be in conflict with
a contemplated zoning proposal which the legislative body is
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(2/3) vote for passage and shall become effective upon
passage. Not more than two (2) such extensions may be

1 adopted.

-End-

March 24, 1975

SENATE COMMITTEE OF THE WHOLE

AMENDMENTS TO HOUSE BILL NO. 143

That House Bill No. 143, third reading, be amended as follows:

1. Amend page 1, section 1, line 10.
Following: "municipality,"
Insert: "or the city-county zoning board where one exists,"
2. Amend page 1, section 1, line 17.
Following: "ordinance"
Insert: "shall only be applicable within the corporate boundaries of the city or town and"
3. Amend page 1, section 1, line 18.
Following: "passage;"
Insert: "provided, however, a hearing is first held upon notice reasonably designed to inform all affected parties and in no event shall notice be less than publication in an appropriate newspaper at least seven (7) days before the hearing; provided further,"

1 HOUSE BILL NO. 143
 2 INTRODUCED BY KEMMIS, PALMER, GUNDERSON, MELOY,
 3 HUENNEKENS, JOHNSON
 4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR AND TO
 6 REGULATE INTERIM MUNICIPAL ZONING REGULATIONS."
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8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Interim zoning ordinances -- when permitted
 10 -- duration. The city or town council, or other legislative
 11 body of such municipality, OR THE CITY-COUNTY ZONING BOARD
 12 WHERE ONE EXISTS, to protect the public safety, health, and
 13 welfare and without following the procedures otherwise
 14 required preliminary to the adoption of a zoning ordinance,
 15 may adopt as an urgency measure, an interim ordinance
 16 prohibiting any uses which may be in conflict with a
 17 contemplated zoning proposal which the legislative body is
 18 considering or studying or intends to study within a
 19 reasonable time. Such interim ordinance SHALL ONLY BE
 20 APPLICABLE WITHIN THE CORPORATE BOUNDARIES OF THE CITY OR
 21 TOWN AND shall take effect upon passage; PROVIDED, HOWEVER,
 22 A HEARING IS FIRST HELD UPON NOTICE REASONABLY DESIGNED TO
 23 INFORM ALL AFFECTED PARTIES AND IN NO EVENT SHALL NOTICE BE
 24 LESS THAN PUBLICATION IN AN APPROPRIATE NEWSPAPER AT LEAST
 25 SEVEN (7) DAYS BEFORE THE HEARING; PROVIDED FURTHER,

1 however, such interim ordinance shall be of no further force
 2 and effect six (6) months from the date of adoption thereof;
 3 provided, however, that after notice pursuant to section
 4 11-2704, and pursuant to public hearing, the legislative
 5 body may extend such interim ordinance for one (1) year.
 6 Any such extension shall require a two-thirds (2/3) vote for
 7 passage and shall become effective upon passage. Not more
 8 than two (2) such extensions may be adopted.

-End-