

House Bill 673

In The House

February 6, 1981

Introduced and referred  
to Committee on Local  
Government.

February 13, 1981

Committee recommend bill  
do not pass.

1                    HOUSE    BILL NO. 673

2    INTRODUCED BY Loj

3  
4    A BILL FOR AN ACT ENTITLED: "AN ACT TO EXEMPT PLANNED UNIT  
5    DEVELOPMENT DISTRICTS FROM APPLICATION OF THE PROTEST  
6    PROVISION OF THE STATUTE GOVERNING ALTERATION OF ZONING  
7    REGULATIONS; AMENDING SECTION 76-2-305, MCA."

8  
9    BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10            Section 1. Section 76-2-305, MCA, is amended to read:

11            "76-2-305. Alteration of zoning regulations --  
12    protest. (1) Such regulations, restrictions, and boundaries  
13    may from time to time be amended, supplemented, changed,  
14    modified, or repealed. The provisions of 76-2-303 relative  
15    to public hearings and official notice shall apply equally  
16    to all changes or amendments.

17            (2) In case, however, of a protest against such change  
18    signed by the owners of 20% or more either of the area of  
19    the lots included in such proposed change or of those  
20    immediately adjacent in the rear thereof extending 150 feet  
21    therefrom or of those adjacent on either side thereof within  
22    the same block or of those directly opposite thereof  
23    extending 150 feet from the street frontage of such opposite  
24    lots, such amendment shall not become effective except by  
25    the favorable vote of three-fourths of all the members of

1    the city or town council or legislative body of such  
2    municipality.

3            ~~(3) Subsection (2) does not apply to alteration of~~  
4    ~~regulations, restrictions, and boundaries of a planned unit~~  
5    ~~development district."~~

-End-

-2-            INTRODUCED BILL  
                  HB 673