



# Flathead County Planning & Zoning

1035 1st Ave W, Kalispell, MT 59901  
Telephone 406.751.8200 Fax 406.751.8210

## **PETITION FOR ZONING AMENDMENT**

*Submit this application, all required information, and appropriate fee (see current fee schedule) to the Planning & Zoning office at the address listed above.*

**FEE ATTACHED \$** \_\_\_\_\_

### **APPLICANT/OWNER:**

1. Name: Flathead County Planning and Zoning Phone: 751-8200
2. Mail Address: 1035 1st ave west
3. City/State/Zip: Kalispell, MT
4. Interest in property: Office responsible for administering zoning regulations within the jurisdiction

**Check which applies:**

Map Amendment

Text Amendment:

### **TECHNICAL/PROFESSIONAL PARTICIPANTS:**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Email: \_\_\_\_\_

### **IF THE REQUEST PERTAINS TO AN AMENDMENT TO THE TEXT OF THE ZONING REGULATIONS, PLEASE COMPLETE THE FOLLOWING:**

A. What is the proposed zoning text/map amendment?

The proposal would add a new definition to Section 3.40.050 (FCZR). The new definition would create a new (1) in Section 3.40.050 (FCZR) and shift the numbers the existing 5 definitions accordingly.

### **IF THE REQUEST PERTAINS TO AN AMENDMENT TO THE ZONING MAP PLEASE COMPLETE THE FOLLOWING:**

A. Address of the property: \_\_\_\_\_

B. Legal Description: \_\_\_\_\_

*(Lot/Block of Subdivision or Tract #)*

\_\_\_\_\_-\_\_\_\_\_-\_\_\_\_\_  
Section Township Range

*(Attach sheet for metes and bounds)*

C. Total acreage: \_\_\_\_\_

D. Zoning District: \_\_\_\_\_

E. The present zoning of the above property is: \_\_\_\_\_

F. The proposed zoning of the above property is: \_\_\_\_\_

G. State the changed or changing conditions that make the proposed amendment necessary: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**THE FOLLOWING ARE THE CRITERIA BY WHICH ZONING AMENDMENTS ARE REVIEWED. PLEASE PROVIDE A RESPONSE AND DETAILED EXPLANATION FOR EACH CRITERION FOR CONSIDERATION BY THE PLANNING STAFF, PLANNING BOARD, AND COMMISSIONERS.**

1. Is the proposed amendment in accordance with the Growth Policy/Neighborhood Plan?

**The proposed text amendment is made in accordance with the North Fork Neighborhood Plan because it is consistent with the goals and polices of the North Fork Neighborhood Plan and effectively implements Polices 2.5, 3.2 and 3.5. The proposed text amendment is made in accordance with the Flathead County Growth Policy because it is consistent with the goals and polices and implements Polices 12.5 and 12.6.**

2. Is the proposed amendment designed to:

a. Secure safety from fire and other dangers?

**The proposed text amendment is designed to secure safety from fire and other dangers because limiting the size and scale of extractive industries is appropriate give the remote location and delayed response times in the area.**

b. Promote public health, public safety and the general welfare?

**The proposed text amendment is designed to promote public health, safety and general welfare because limiting the size and scale of extractive industries is appropriate give the remote location and delayed response times in the area.**

c. Facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements?

**The proposed text amendment is designed to facilitate the adequate provision of public facilities because limiting the size and scale of extractive industries is appropriate give the lack of public facilities in the area.**

3. Does the proposed amendment consider:

a. The reasonable provision of adequate light and air?

**The proposed text amendment is giving consideration to the reasonable provision of light and air because limiting the size and scale of extractive industries will not result in an increase in dust.**

- b. The effect on motorized and non-motorized transportation systems?

**The proposed text amendment will not have an impact on motorized and non-motorized transportation systems because limiting the size and scale of extractive industry is appropriate for the existing road conditions and the existing trail system is on public land and will not be affected.**

- c. Compatible urban growth in the vicinity of cities and towns that at a minimum must include the areas around municipalities?

**The proposed text amendment will not have an impact on compatible urban growth in the vicinity of cities and towns because the zoning district is in a remote area of Flathead County and not in proximity of any incorporated areas.**

- d. The character of the district and its peculiar suitability for particular uses?

**The proposed text amendment would facilitate the character of the district and its peculiar suitability for particular uses because the North Fork Neighborhood Plan recommends limiting the size and scale of industrial uses and the text amendment would codify that recommendation.**

- e. Conserving the value of buildings and encouraging the most appropriate use of land throughout the jurisdictional area?

**The proposed text amendment would conserve the value of buildings and encouraging the most appropriate use of land throughout the jurisdictional area because the North Fork Neighborhood Plan recommends limiting the size and scale of industrial uses and the text amendment would codify that recommendation.**

- 4. Is the proposed amendment, as nearly as possible, compatible with the zoning ordinances of nearby municipalities?

**The proposed text amendment will not have an impact on zoning ordinances of nearby municipalities because the zoning district is in a remote area of Flathead County and there are no nearby municipalities.**

\*\*\*\*\*

*The signing of this application signifies approval for the Flathead County Planning & Zoning staff to be present on the property for routine monitoring and inspection during approval process.*

\_\_\_\_\_  
Owner/Applicant Signature(s)

\_\_\_\_\_  
Date

## APPLICATION PROCESS

### APPLICABLE TO ALL ZONING APPLICATIONS:

A. Pre-Application Meeting:

A pre-application meeting is highly recommended. This can be scheduled at no cost by contacting the Planning & Zoning office. Among topics to be discussed are: Master Plan compatibility with the application, compatibility of proposed zone change with surrounding zoning classifications, and the application procedure.

B. Completed application.

C. Application fee.

D. The application must be accepted as complete by the Flathead County Planning & Zoning staff prior to the date of the planning board meeting at which it will be heard in order that requirements of state statutes and the zoning regulations may be fulfilled.

### APPLICABLE TO APPLICATIONS FOR ZONE CHANGE:

A. Application Contents:

1. Completed Zone Change application, including signatures of all property owners applying for zoning map amendment.

IF this is a **MAP** amendment the following are also required:

- i) A map showing the location and boundaries of the property (*vicinity map*).
- ii) A Title Report of the subject property
- iii) **Certified** Adjoining Property Owners List must be submitted with the application (*see forms below*). The list will be sent directly to the Planning & Zoning office, unless you request otherwise. This list is valid for a period of 6 months from date generated. You may also get a certified adjoining landowners list from a title company if you choose.