



ORDINANCE NO. 1892

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF BOZEMAN, MONTANA, AMENDING SECTIONS 36.04.360 OF THE BOZEMAN MUNICIPAL CODE TO AMEND THE BOUNDARIES OF THE MONTANA STATE UNIVERSITY RESIDENTIAL PARKING DISTRICT TO INCLUDE THE NORTH AND SOUTH SIDES OF THE 100 BLOCK OF WEST CLEVELAND STREET BETWEEN SOUTH GRAND AND SOUTH WILLSON AVENUES.

WHEREAS, the City Commission adopted Ordinance No. 1345 in 1992, and Ordinance No. 1376 in 1993, creating a procedure for the establishment of a residential on-street parking permit regulation program; and

WHEREAS, the City Commission adopted Ordinance No. 1377 in 1994, creating a residential on-street parking permit regulation program in the vicinity of Montana State University (MSU Residential District) and providing a procedure for revising the boundaries of this program; and

WHEREAS, the City Commission adopted Ordinance Nos. 1384, 1391, 1392, 1393, 1395, 1405, 1415, 1536, 1644, 1705, 1716, 1789 and 1867, each of which revised the boundaries of the MSU Residential district; and

WHEREAS, the City Commission received petitions requesting the revision of the boundaries of the MSU Residential District; and

WHEREAS, the Bozeman Parking Commission adopted Resolution PC2014-04 on June 11, 2014, recommending the City Commission adopt this Ordinance for revising the MSU Residential Parking District boundary.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BOZEMAN, MONTANA:

Section 1

That the Bozeman Municipal Code be amended by amending Section 36.04.360, so that such section shall read as follows:

“36.04.360 Montana State University Residential On-street Parking Permit Regulation Program

A. The area designated, pursuant to this chapter, as the Montana State University residential on-street parking permit program, and hereinafter referred to as “MSU Residential District,” shall be as follows, and as depicted on Exhibit “A,” attached hereto (listed streets and avenues include the full right-of-way unless specifically noted):

EXHIBIT A

Beginning at the northwest corner of the intersection of South 12th Avenue and West Dickerson Street, thence southerly along the west right-of-way of South 12th Avenue to the north right-of-way of West Alderson Street, thence westerly along the north right-of-way of West Alderson Street to the west right-of-way of South 13th Avenue, thence southerly along the west right-of-way of South 13th Avenue to the centerline of West College Street, thence easterly along the centerline of West College Street to the centerline of South 8th Avenue, thence southerly along the centerline of West 8th Avenue to the centerline of West Harrison Street, thence easterly along the centerline of West Harrison Street to the centerline of South 6th Avenue, thence southerly along the centerline of South 6th Avenue to the centerline of West Grant Street, thence easterly along the centerline of West Grant Street to the centerline of the alley between South 5th Avenue and South 6th Avenue, thence southerly along the centerline of the alley between South 5th Avenue and South 6th Avenue to the south right-of-way of West Grant Street, thence easterly along the south right-of-way of West Grant Street to the west right-of-way of South 5th Avenue, thence southerly along the west right-of-way of South 5th Avenue to the north right-of-way of West Lincoln Street, thence easterly along the north right-of-way of West Lincoln Street to the centerline of South 3rd Avenue, thence southerly along the centerline of South 3rd Avenue to the north right-of-way of West Kagy Boulevard, thence easterly along the north right-of-way of West Kagy Boulevard to the east right-of-way of South 3rd Avenue, thence northerly along the east right-of-way of South 3rd Avenue to the south right-of-way of South Grand Avenue, thence northerly along the south/east right-of-way of South Grand Avenue to the north right-of-way of West Lincoln Street, thence easterly along the north right-of-way of West Lincoln Street to the west right-of-way of South Willson Avenue, thence northerly along the west right-of-way

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of South Willson Avenue to the north right-of-way of West Cleveland Street, thence westerly along the north right-of-way of West Cleveland Street to the east right-of-way of South 3rd Avenue, thence northerly along the east right-of-way of South 3rd Avenue to the south right-of-way of West Harrison Street, thence easterly along the south right-of-way of West Harrison Street to the west right-of-way of South Grand Avenue, thence northerly along the west right-of-way of South Grand Avenue to the north right-of-way of West Harrison Street, thence westerly along the north right-of-way of West Harrison Street to the east right-of-way of South 3rd Avenue, thence northerly along the east right-of-way of South 3rd Avenue to the south right-of-way of West College Street, thence westerly along the south right-of-way of West College Avenue to the west right-of-way of South 3rd Avenue, thence southerly along the west right-of-way of South 3rd Avenue to the north right-of-way of West Harrison Street, thence westerly along the north right-of-way of West Harrison Street to the east right-of-way of South 5th Avenue, thence northerly along the east right-of-way of South 5th Avenue to the south right-of-way of West College Street, thence easterly along the south right-of-way of West College Street to the west right-of-way of South 4th Avenue, thence northerly along the west right-of-way of South 4th Avenue to the north right-of-way of West College Street, thence westerly along the north right-of-way of West College Street to the centerline of South 5th Avenue, thence northerly along the centerline of South 5th Avenue to the north right-of-way of West Alderson Street, thence easterly along the north right-of-way of West Alderson Street to the east right-of-way of South 5th Avenue, thence northerly along the east right-of-way of South 5th Avenue to the north right-of-way of West Dickerson Street, thence westerly along the north right-of-way of West Dickerson Street to the east right-of-way of South 7th Avenue, thence northerly along the east right-of-way of South 7th Avenue to the south right-of-way of West Story Street, thence easterly along the south right-of-way of West Story Street to the west right-of-way of South 7th Avenue, thence southerly along the west right-of-way of South 7th Avenue to the north right-of-way of West Dickerson Street, thence westerly along the north right-of-way of West Dickerson Street to the east right-of-way of South 8th Avenue, thence northerly along the east right-of-way of South 8th Avenue to the south right-of-way of West Story, thence northerly along the centerline of South 8th Avenue to the south right-of-way of West Koch Street, thence westerly to the west right-of-way of South 8th Avenue, thence southerly to the north right-of-way of West Story Street, thence westerly along the north right-of-way of West Story Street to the east right-of-way of South 10th Avenue, thence southerly along the east right-of-way of South 10th Avenue to the centerline of West Story Street, thence easterly along the centerline of West Story Street to the centerline of South 9th Avenue, thence southerly along the centerline of

South 9th Avenue to the north right-of-way of West Dickerson Street, thence westerly along the north right-of-way of West Dickerson Street to the Point of Beginning.

The district shall also include South 14th Avenue from West Dickerson Street to West College Street, the western half of South 15th Avenue from West Dickerson Street to West Alderson Street, South 15th from West Alderson Street to West College Street, and West Alderson Street from South 13th Avenue to South 14th Avenue.”

Section 2

Repealer.

All provisions of the ordinances of the City of Bozeman in conflict with the provisions of this ordinance are, and the same are hereby, repealed and all other provisions of the ordinances of the City of Bozeman not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 3

Savings Provision.

This ordinance does not affect the rights and duties that matured, penalties that were incurred or proceedings that were begun before the effective date of this ordinance. All other provisions of the Bozeman Municipal Code not amended by this Ordinance shall remain in full force and effect.

Section 4

Severability.

That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof, other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Bozeman Municipal Code as a whole.

Section 5

Codification.

This Ordinance shall be codified as indicated in Section 1 – 2.

Section 6

Effective Date.

This ordinance shall be in full force and effect thirty (30) days after final adoption.

PROVISIONALLY PASSED by the City Commission of the City of Bozeman, Montana, on first reading at a regular session held on the 23rd day of June, 2014.



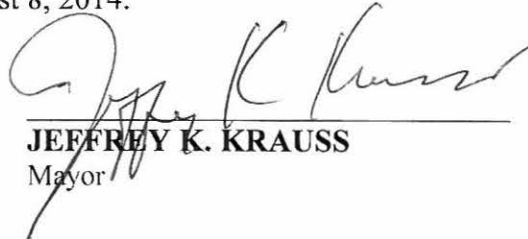
JEFFREY K. KRAUSS
Mayor

ATTEST:




STACY ULMEN, CMC
City Clerk

FINALLY PASSED, ADOPTED AND APPROVED by the City Commission of the City of Bozeman, Montana on second reading at a regular session thereof held on the 7th of July, 2014. The effective date of this ordinance is August 8, 2014.



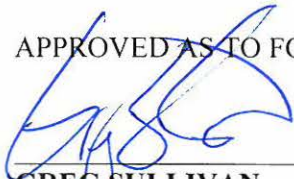
JEFFREY K. KRAUSS
Mayor

ATTEST:



STACY ULMEN, CMC
City Clerk

APPROVED AS TO FORM:



GREG SULLIVAN
City Attorney

Proposed additions to the MSU Residential District – Ordinance 1892

