

# City Council Work Session

5:30 PM  
Council Chambers  
January 21, 2020

**ATTENDANCE:**

**Mayor/Council** (please check)  Cole,  Shaw,  Yakawich,  Neese,  
 Ewalt,  Joy,  Choriki,  Purinton,  Ronning,  Boyett,  Brown  
**CM excused: ALL COUNCIL MEMBERS PRESENT**

**ADJOURN TIME:** 8:14 pm

## Agenda

<b>TOPIC #1</b>	<b>Project Recode</b>
<b>PRESENTER</b>	Nicole Cromwell, Planner, Zoning Coordinator, Code Enforcement Supervisor
<b>NOTES/OUTCOME</b>	

- Nicole Cromwell: PowerPoint presentation with an overview and discussion of:
- ADU – enforcement and experience of peer cities
- Registration and enforcement of restrictions not an issue in Idaho Falls or Boise, ID; Bismarck, ND; Des Moines, IA; Minneapolis, MN; or Rapid City & Sioux Falls, SD (cities surveyed for ADU code experience)
- Short Term Rentals – Finalizing draft code and in discussion with owners group
- Glossary – Code will have full Definitions section and we will develop a glossary of terms (abbreviations)
- Alcohol and Gambling – Re-tooling the code to regulate uses based on potential conflicts and impacts
- Brown: Small casino? Nicole: 9 machines or less, small signage. Gambling must be segregated from restaurant.
- Neese: will new code revoke properties that had approval through special review? Nicole: still working through legality issues. Technically, old codes will not be carried forward. Brent Brooks, City Attorney: will need to look into it.
- Yakawich: what about bar downtown with apartments above? Cromwell: EBURD, downtown support, and industrial districts are exempt.
- Mayor: could City consider an exemption for 100% neighborhood waiver of acceptance? Nicole: legislative decisions that City may not want to take on.
- Purinton: notification process? Nicole: mailed notices, legal ad in Yellowstone County News, and property posted with signage. New Code expands mailed notifications requirements.
- Signs – One code from seven, tailoring signs for new commercial zones
- Ewalt: will the size of American flags be limited? Nicole: no.
- Ronning: meeting the City had about signage were very contentious. GPS directs us to locations, signs not needed like before. Moving lights and messages, really

annoying and distracting. Nicole: electronic signage still allowed in some areas. Not in neighborhoods, must dim during dark hours. Certain rules apply.

- Shaw: how will businesses receive information for new signage? Nicole: Sign budget based on district. All listed in charts, much easier.
- Neese: old no longer valid signs? Nicole: level of changes to bring old signs into conformance based on percentages. Code requires abandoned signs to be removed within 6 months.
- Commercial Districts – New and refreshed. mixed use, downtown, industrial and public districts.
- Shaw: ADU approval for neighborhood office. Nicole: home occupations still allowed.
- Landscaping – Point-based system with enforceability
- Mayor: tying future building permit approval with landscaping plan follow through? Nicole: could be done.
- Purinton: trees can cause root damage, needs trimming and water use, blocks road visibility issues.
- Wyeth Friday, Planning Director: take temperature and weather into consideration. Trying to balance landscaping with safety. Recommend appropriate shrubs, bushes, etc.
- Off-street Parking – Adjusting for new code – allowing options
- Neese: adjust parking spots allowed for families? Nicole: Code was 1 space for studio/1 bedroom and 1.5 spaces for 2 bedroom or larger apartments. Changed to 1.5 for all.
- Frequently asked question:
- Are Planned Development zones changing (e.g. Parkland West, Briarwood, Rehberg Ranch)?
- No. Planned Development (PD) zones are customized zone districts agreed to by the city/county and include specific requirements. These zones will not be changed and will be shown on the map as PD (Planned Development). Planning staff keeps the official record of each PD on file. Questions on specific uses within each PD can be answered by Planning staff.
- **Public Comment:**
- **Dennis Ulvestad, 3040 Central Avenue, Billings, Montana:** stated different criteria punished some establishments. Would like waiver on parking meters.

<b>TOPIC #2</b>	<b>Council Discussion</b>
<b>PRESENTER</b>	
<b>NOTES/OUTCOME</b>	

- No Council discussion
- **Public Comment:**
- None

<b>TOPIC #3</b>	<b>Public Comment on Items Not on the Agenda</b>
<b>PRESENTER</b>	
<b>NOTES/OUTCOME</b>	

- **Dennis Ulvestad, 3040 Central Avenue, Billings, Montana:** increase speed from 25 to 35 mph Central to Broadwater on 8<sup>th</sup> Avenue.