

ORDINANCE 24-_____

**AN ORDINANCE OF THE CITY OF BILLINGS,
PROVIDING THAT THE BILLINGS, MONTANA CITY
CODE (BMCC) BE AMENDED BY REVISING SECTIONS
24-426 PERMIT FOR LOADING OR UNLOADING BY
BACKING TO CURB AND 24-431 PERMIT FOR CURB
LOADING ZONES**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILLINGS THAT:

1. That Section 24-426 Permit for Loading or Unloading by Backing to Curb of the Billings Montana City Code (BMCC) is amended and renumbered so that such section shall read as follows:

The city administrator is authorized to issue special loading permits to allow the stopping, standing or backing of a vehicle to the curb for the purpose of loading or unloading merchandise or materials in central business district alleys or in designated loading zones and subject to the terms and conditions of such permit. Application for a loading permit shall be made on the forms and in accordance with the procedure prescribed by the city administrator. A fee, set by the city administrator, of ~~twelve dollars (\$12.00)~~ for the permit shall be charged. Such permit may be issued to holders of business tax receipts, governmental entities, educational or nonprofit organizations and shall grant to such persons the privileges as therein stated and authorized herein. Every such permit shall be annual and shall expire on the last day of the fiscal year (June 30). ~~midnight on the last day of the month of issuance.~~

2. That Section 24-431 Permit for Curb Loading Zones of the Billings Montana City Code (BMCC) is amended and renumbered so that such section shall read as follows:

The city administrator shall not hereafter designate or sign any curb loading zone upon special request of any person unless such person makes application for a permit for such zone and for two (2) signs to indicate the ends of each such zone. The city administrator upon granting a permit and issuing such signs may, by general regulations, impose conditions upon the use of such signs, provide for reimbursement of the city for the value thereof in event of their loss or damage, and provide for the return of such signs in the event of their misuse. The granting of any such permit and any special conditions imposed thereon shall be subject to city council approval. Every such permit shall expire at the end of the fiscal calendar year.

3. **EFFECTIVE DATE.** This ordinance shall be effective thirty (30) days after second reading and final adoption as provided by law.
4. **REPEALER.** All resolutions, ordinances, and sections of the City Code inconsistent herewith are hereby repealed.
5. **SEVERABILITY.** If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and, to this end, the provisions of this ordinance are declared to be severable.

PASSED by the City Council on first reading the _____ day of _____, 2024.

PASSED, ADOPTED and APPROVED on second reading this _____ day of _____, 2024.

CITY OF BILLINGS

BY: _____

William A. Cole, Mayor

Attest:

BY: _____

Denise R. Bohlman, City Clerk