

**RESOLUTION NO. 2011 - 028**

**A FINAL RESOLUTION ADOPTING REVISIONS TO THE BOUNDARY OF  
THE GALLATIN GATEWAY COMMUNITY PLAN ADOPTED AS A  
REVISION TO THE GALLATIN COUNTY GROWTH POLICY**

This Resolution was introduced by the Gallatin County Planning Department, moved by Commissioner Skinner and seconded by Commissioner White. The Resolution was adopted 2:1. Chairman Murdock was opposed.

WHEREAS, in April 2003, the Gallatin County Commission adopted the Gallatin County Growth Policy pursuant to §76-1-6 MCA as a comprehensive plan to guide land use and development outside of the County's existing citizen petitioned "Part 1 zoning districts"; and

WHEREAS, pursuant to §76-1-6(4)(a) MCA, the Growth Policy may include neighborhood plans; and

WHEREAS, on March 17, 2009, the Gallatin County Commission adopted the Gallatin Gateway Community Plan as an amendment to the Gallatin County Growth Policy by Resolution #2009-033; and

WHEREAS, beginning in April, 2010, 42 landowners submitted letters requesting the boundary of the adopted Community Plan be amended to remove certain properties from the jurisdiction of the adopted boundary, and one property requested to be added to the boundary of the Community Plan; and

WHEREAS, on May 25 and June 22, 2010, the Gallatin County Planning Board recommended the Gallatin County Commission revise the map of the Gallatin Gateway Community Plan to honor all requests to be either added or removed; and

WHEREAS, on December 14, 2010, the Gallatin County Commission considered all requests to be added or removed along with the recommendation of the Planning Board and public testimony; and

WHEREAS, at the December 14, 2010 public hearing the Gallatin County Commission voted to create a revised map for the Gallatin County Community Plan excluding all landowners on the boundary of the Plan who had requested removal and hold another public hearing before the Gallatin County Planning Board to request comment by the Planning Board on the revised map; and

WHEREAS, on February 8, 2011 the Gallatin County Planning Board met to consider the map revised by the County Commission at the December 14, 2010 public hearing and did not pass on a resolution of recommendation; and

WHEREAS, Section 9.2 of the Gallatin County Growth Policy establishes specific criteria to be weighed in consideration of proposed amendments to the Growth Policy; and

WHEREAS, §76-1-604 MCA provides that the County Commission may revise an adopted Growth Policy following the same procedures for adoption of a Growth Policy; and

WHEREAS, on March 8, 2011, the Gallatin County Commission passed Resolution of Intent #2011-015 to amend the boundary of the Gallatin Gateway Community Plan.

NOW THEREFORE BE IT RESOLVED:

1. The Gallatin County Commission finds the procedural requirements of §76-1-602 through §76-1-604 MCA have been met;
2. The Gallatin County Commission finds the proposed amendments to the boundary of the Gallatin Gateway Community Plan meets the criteria of Section 9.2 of the Gallatin County Growth Policy and is consistent with the goals, policies, and intent of the Gallatin County Growth Policy, and therefore approves the Final Resolution to amend the boundary of the Gallatin Gateway Community Plan.
3. The amended boundary of the Gallatin Gateway Community Plan is described as:

**T2S R4E**

Section 34 = SE  $\frac{1}{4}$

Section 36 = S  $\frac{1}{2}$

**T2S R5E**

Section 31 = All of the W  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  except Certificate of Survey 2291

**T3S R4E**

Sections 1 and 2 = All

Section 3 = NE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$ ; SE  $\frac{1}{4}$ ; E  $\frac{1}{2}$  of the NE  $\frac{1}{4}$ ; Tract 1 of Certificate of Survey 1315B in the NE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ; Tract A of Certificate of Survey 1149 in the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$

Section 9 = All of the SE  $\frac{1}{4}$  except for the S  $\frac{1}{2}$  of the S  $\frac{1}{2}$  of the SE  $\frac{1}{4}$

Section 10 = All of the S  $\frac{1}{2}$  except for two acres described in Deed Book 2096, pg 611D; all land east of the centerline of Axtell-Gateway Road in the NE  $\frac{1}{4}$  as well as all of the E  $\frac{1}{2}$  of the NE  $\frac{1}{4}$ ;

Sections 11-12 = All

Section 13 = All of W  $\frac{1}{2}$  except for Tracts 1 and 2 of Certificate of Survey 220A

Section 15 = All of the NW  $\frac{1}{4}$  excepting the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ; the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ; that portion of Tract B of Certificate of Survey 2715A in the SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$

Section 16 = All except land north of the centerline of Gateway Foothills Road  
Section 22 = E ½ of the SE ¼  
Section 23 = N ½ except for that land described on Dependent Survey #9; all land west of the centerline of Highway 191 in the SW ¼;  
Section 24 = All in W ½ except for the S ½ of the SW ¼  
Sections 25 = All in the S ½ of the S ½ lying west of the centerline of Little Bear Road  
Section 26 = All except land described in Certificate of Survey 97  
Section 35 = All land in the SE ¼ lying west of the centerline of Wilson Creek Road; all land in the S ½ of the S ½ of the SE ¼ lying east of the centerline of Wilson Creek Road; the S ½ of the SW ¼ of the NE ¼; the SE ¼ of the NE ¼; the E ½ of the NE ¼ of the NE ¼  
Section 36 = All in the N ½ except for land in the NE ¼ described as Tracts A, B, and C of Certificate of Survey 425B and Tract 1 of Certificate of Survey 425A

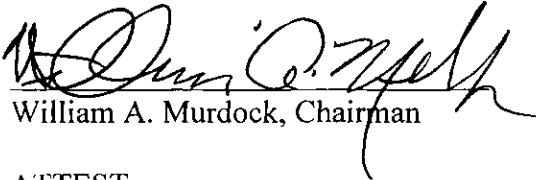
**T3S R5E**

Section 5 = Tract 1 of COS 2198 located in the NW ¼  
Section 6 = All in the W ½ of the W ½ except for Lot 2A of Minor Subdivision 69, Tract 2C of Certificate of Survey 1648, and Tract 3 of Certificate of Survey 1285  
Section 7 = all of the S ½ except for Tract 7 of Certificate of Survey 658, Tract 8A of Certificate of Survey 658A, Certificate of Survey 988, and Lot 12 of Cottonwood Meadows Subdivision; the W ½ of the NW ¼

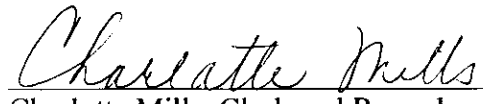
4. The Gallatin County Commissioners finds the Gallatin Gateway Community Plan and Future Land Use Map Amendment to the Growth Policy is consistent with the goals, policies, and intent of the Gallatin County Growth Policy, and therefore approves the Final Resolution to approve the attached Gallatin Gateway Community Plan and Future Land Use Map as a revision to the Gallatin County Growth Policy.

Dated this 12<sup>th</sup> day of April 2011.

**GALLATIN COUNTY COMMISSION**

  
William A. Murdock, Chairman

ATTEST:

  
Charlotte Mills, Clerk and Recorder