

The Board of County Commissioners recently approved the format of their meeting minutes as summary minutes. While in the process of moving to audio/summary minutes, the Commissioners' Office will provide summary minutes only online. If you wish to have an audio file sent to you by email, please contact us at 406-258-4877. (A CD version of the recording can also be made.)

PUBLIC MEETING
BOARD OF COUNTY COMMISSIONERS
WEDNESDAY, JULY 16, 2008 – 1:30 P.M.
ROOM 201 –COURTHOUSE ANNEX
MINUTES

1. CALL TO ORDER

Commissioners Present: Chairman Jean Curtiss, Commissioner Bill Carey and Commissioner Larry Anderson. Absent: None.

Staff Present: Office of Planning & Grants Planner Vlad Kryukov, Deputy County Attorney James McCubbin, Public Works Director Greg Robertson, Deputy County Attorney Mike Sehestedt, Office of Planning & Grants Planner Tim Worley, and Assistant Public Works Director Charles Wright.

2. PLEDGE OF ALLEGIANCE

3. PUBLIC COMMENT

4. ROUTINE ADMINISTRATIVE ACTIONS

- a. Approval of Weekly Claims Lists (\$1,299,565.53)
Commissioner Larry Anderson made a motion that the Board of County Commissioners approve the weekly claims list in the amount of \$1,299,565.53. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

5. DECISIONS (from July 9, 2008 Hearings)

- a. Petition to Alter a Portion of a County Road (Remount Road in Huson)
Chairman Jean Curtiss opened the hearing.
Charles Wright presented the [staff report](#).
Public Comment
Executive Session
Commissioner Bill Carey made a motion that the Board of County Commissioners approve the petition to alter a portion of a county road, the Remount Road in Huson, as presented in the staff report. Commissioner Larry Anderson seconded the motion. The motion carried on a vote of 3-0.
- b. Petition to Abandon a Portion of a Public Road (Plat Book 1 Road located off Queen Anne Lane in Lolo)
Chairman Jean Curtiss opened the hearing.
Charles Wright presented the [staff report](#).
Public Comment
Executive Session
Commissioner Larry Anderson made a motion that the Board of County Commissioners approve the petition to abandon a portion of a public road located off Queen Anne Lane in Lolo, as presented in the staff report. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

6. HEARINGS (Certificates of Survey)

- a. Jones (Roscoe) Family Transfer
Chairman Jean Curtiss opened the hearing.
Mike Sehestedt presented the [staff report](#).
Applicant's representative presentation
Mike Sehestedt questioned the applicant's son.
Public Comment
Executive Session
Commissioner Bill Carey made a motion that the Board of County Commissioners approve the request by Roscoe Jones to create three parcels by use of the family transfer exemption based on the fact that there does not appear to be an attempt to evade subdivision review. Commissioner Larry Anderson seconded the motion. The motion carried on a vote of 3-0.
- b. Thorpe (Tom) Family Transfer
Chairman Jean Curtiss opened the hearing.
Mike Sehestedt presented the [staff report](#).
Mike Sehestedt questioned the applicant.
Public Comment
Executive Session
Commissioner Larry Anderson made a motion that the Board of County Commissioners approve the request by Tom and Jacqueline Thorpe to create two additional parcels by use of the family transfer exemption based on the fact that there does not appear to be an attempt to evade subdivision review. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

7. HEARING

- a. Appeal of County Attorneys Office Denial of Requested Subdivision Exemption
Chairman Jean Curtiss opened the hearing.
James McCubbin presented the [staff report](#).
Applicant's [response](#)
Public Comment
Executive Session
Recess and continue next week, July 23.

8. HEARING

- a. Pioneer Acres (18 lots on 47.06 acres) - approx. 2 miles west of Lolo on Highway 12, west of Sleeman Road Intersection
Chairman Jean Curtiss opened the hearing.
Tim Worley presented the [staff report](#).
Developer's representative presentation
Public Comment
[\(letter to Commissioners\)](#)
Executive Session and Public Comment
Commissioner Bill Carey made a motion that the Board of County Commissioners deny the variance request from Article 3.2.3(3) requiring installation of pedestrian walkways along Highway 12, based on the findings of fact and subject to the condition of approval contained in the staff report. Commissioner seconded the motion. Discussion on the motion. The motion carried on a vote of 3-0.
- Commissioner Bill Carey made a motion that the Board of County Commissioners **deny** the variance request from Article 3.3.1(5) prohibiting Lot 17 to be a Through Lot, based on the findings of fact and subject to the conditions of approval contained in the staff report. Commissioner Larry Anderson seconded the motion. The motion carried on a vote of 3-0.

Commissioner Larry Anderson made a motion that the Board of County Commissioners amend Condition #9 to read, "Plans for a 10' wide gravel combined bicycle/pedestrian pathway adjacent to the subdivision and adequately separated from required Primary Travel Corridor vegetation shall be reviewed and approved by County Public Works prior to final plat approval." Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0 with.

Commissioner Bill Carey made a motion that the Board of County Commissioners reinstate Condition #21 as stated in the original staff report, "The applicant shall provide proof of payment of cash-in-lieu of parkland subject to the review and approval of County Parks prior to final plat approval." Commissioner Bill Carey revised his motion to include deleting a portion of Condition #14 in the Planning Board Recommendations to read, "The Primary Travel Corridor shall also be shown as Common Area on the plat, ~~and shall count toward required parkland dedication,~~ and lot acreages on the final plat shall be adjusted accordingly, to be reviewed and approved by OPG prior to final plat approval." Commissioner Larry Anderson seconded the motion. The motion carried on a vote of 3-0.

Commissioner Bill Carey made a motion that the Board of County Commissioners approve the Pioneer Acres Subdivision be approved, based on the findings of fact and subject to the conditions of approval as amended and contained in the staff report. Commissioner Larry Anderson seconded the motion. The motion carried on a vote of 3-0.

9. CONSIDERATION

- a. Delridge Estates (4 lots on 1.92 acres) - North Avenue & 27th Avenue
Chairman Jean Curtiss opened the hearing.
Vlad Kryukov presented the [staff report](#).
Tim Worley presented [PowerPoint slides](#).
Developer's representative presentation
Jared Langley, Developer's comments
Public Comment
Executive Session

Commissioner Larry Anderson made a motion that the Board of County Commissioners approve the variance request from Article 3.2.3(2) of the Missoula County Subdivision Regulations requiring concrete boulevard sidewalks along 27th Avenue based on the findings of fact of the Commission. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

Commissioner Larry Anderson made a motion that the Board of County Commissioners approve the variance request from Article 3.2.3(2) of the Missoula County Subdivision Regulations requiring concrete boulevard sidewalks along North Avenue based on the findings of fact set forth in the staff report and subject to the conditions of approval. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

Commissioner Larry Anderson made a motion that the Board of County Commissioners approve the variance request from Article 3.2.3(2) of the Missoula County Subdivision Regulations requiring concrete boulevard sidewalks along the public road easement south of proposed Lots 3 and 4 based on the findings of fact set forth in the staff report and subject to the conditions of approval. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

Commissioner Larry Anderson made a motion that the Board of County Commissioners delete Condition of Approval #5. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

Commissioner Larry Anderson made a motion that the Board of County Commissioners delete Condition of Approval #12 and #14. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

Commissioner Larry Anderson made a motion that the Board of County Commissioners delete Condition of Approval #3. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

Commissioner Larry Anderson made a motion that the Board of County Commissioners approve the Delridge Subdivision, based upon the findings of fact as amended in the staff report, testimony taken today, and subject to the recommended conditions of approval. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

10. OTHER BUSINESS

11. RECESS

There being no further business to come before the Board, the Commissioners were in recess at 4:06 p.m.