



# City of Libby Libby Montana

www.cityoflibby.com

PO Box 1428  
952 E. Spruce Street  
Libby MT, 59923  
(406) 293-2731  
Fax (406) 293-4090

---

## REGULAR COUNCIL MEETING #1665 MONDAY, NOVEMBER 18, 2024 @ 7:00 PM COUNCIL CHAMBERS – CITY HALL

### **CALL TO ORDER:**

- Pledge of Allegiance
- Prayer by Phil Coblentz
- Roll Call
- Welcome/Announcements
- Approve minutes for Special Council meeting held September 16, 2024 and regular Council meetings #1663 held October 21 , 2024.

### **COMMITTEE REPORTS:**

- City Administrators Report
- Fire
- Police
- Ordinances
- Lights/Streets/Sidewalks
- Building
- Water/Sewer
- Zoning Commission
- Cemetery/Parks
- Finance
- Wildlife
- City-County Board of Health
- Park District Manager of Projects

**PUBLIC COMMENT ON NON-AGENDA ITEMS:** This is an opportunity for the public to offer comments related to issues that are not currently on the agenda that the council has jurisdiction over. Public comment is limited to 3 minutes.

**OLD BUSINESS:** Each previous agenda item will be introduced by the mayor with a description of the item and explanation for the recommended action to be taken. Following council discussion on each item there will be an opportunity for public comment. Public comment is limited to 3 minutes concerning the agenda item being discussed only.

**NEW BUSINESS:** The mayor will introduce each new agenda item with a description of the item and an explanation for the recommended action to be taken. Following council discussion on each item, there will be an opportunity for public comment. Public comment is limited to 3 minutes concerning the agenda item being discussed only.

1. Heritage Museum update on MT. State Tourism Grant.
2. Approve Zoning Districts: Residential A, A2, B, and Residential Business, 1<sup>st</sup> reading.
3. Approve LOR offer to grant fund crosswalk flags for Mineral Avenue.
4. Approve reducing Mineral Avenue speed limit from 25mph to 20mph from 8<sup>th</sup> Street to 1<sup>st</sup> Street.
5. Appoint Ex-officio member of Government Study Commission.
6. Ordinances recommended by Libby Police Department (discussion).
7. Approve all claims received to date.
8. Approve all business license applications received to date.
  - a. Libby Qwik Stop, 120 W. 9<sup>th</sup> St., LLC., Gas station- new owners.
9. Swear in Local Government Study Commission: DC Orr, Karen Dinkins, and Vince Backen.

**UNFINISHED BUSINESS:** Each item will be introduced by the mayor (or assigned liaison) with a description of the item. Following council discussion on each item, there will be an opportunity for public comment. No action will be taken. Public comment is limited to 3 minutes concerning each item.

Discussion to amend Libby Development Fund Policy and application process.

**GENERAL COMMENTS FROM COUNCIL:** Public comment will not be taken during this portion of the meeting

**ADJOURNMENT:**

The manner of Addressing Council:

- Each person, not a Council member, shall address the Council at the time designated in the agenda or as directed by the Council, by stepping to the podium or microphone, giving that person's name and address in an audible tone of voice for the record, unless further time is granted by the Council, shall limit the address to the Council to three minutes.
- All remarks shall be addressed to the Council as a body and not to any member of the Council or Staff with no personal remarks allowed.
- No person, other than the Council and the person having the floor, shall be permitted to enter any discussion either directly or through a member of the Council, without the permission of the Presiding Officer.
- Any person making personal, impertinent, or slanderous remarks or who shall become boisterous or disruptive during the council meeting shall be forthwith barred from further presentation to the council by the presiding officer unless permission to continue is granted by a majority vote of the council.

**ATTENTION:**

To access this meeting electronically with **ZOOM**,  
Dial: 253-215-8782  
Meeting ID: **4042719951**  
Password: **151041**  
Posted: 11/14/24

## City of Libby

---

**From:** City of Libby, Montana  
**Sent:** Monday, November 11, 2024 4:27 PM  
**To:** clerk.treasurer@cityoflibby.com  
**Subject:** Contact Us Form submitted on City of Libby, Montana

---

**Name\*** Sherry Turner

---

**Phone**

---

**Email**

---

**Subject** The Shay#4 Restoration Project

---

**Message\*** I'd like to be on the next City Council meeting to brief the City on a MT State Tourism grant The Heritage Museum is applying for to complete the Shay #4 Restoration.

---

## Chapter 17.12 - RESIDENCE A DISTRICT

Sections:

### 17.12.010 – Purpose & Intent

Residential A is the largest of the residential districts. It is characterized predominantly by single-family detached dwellings. The purpose and intent are to maintain the walkability and density of housing of the neighborhoods.

### 17.12.020 - Uses.

Within any Residence A District, no building, structure, or premises shall be used or arranged or designed to be used, except for the following:

#### Primary Uses

- A. A detached dwelling for only one family or for one housekeeping unit;
- B. A detached dwelling for two families or for two housekeeping units;
- C. The taking of boarders or the leasing of rooms by a resident family, provided the total number of boarders and roomers does not exceed two in any one-family dwelling or does not exceed four in any two-family dwelling;
- D. Churches and other places of worship;
- E. Community centers , except those in which a chief activity is a gainful service or activity usually conducted as a business;
- F. Truck gardens or nurseries;
- G. Educational or religious institutions.;
- I. Municipal playgrounds and parks;

#### Accessory Uses

Accessory uses customarily incidental to any of the above permitted uses, but not including the conduct of a business or industry or any driveway or walk giving access thereto:

- A. A private garage on the same lot with or within the building to which it is accessory and in which garage no business or industry is conducted. Garage space may be provided for two motor vehicles on any lot and may be provided for one additional motor vehicle for each two thousand five hundred (2,500) square feet of lot area by which such lot area exceeds five thousand (5,000) square feet. Only one commercial vehicle may be stored on any lot.
- C. Where alleys are present, alleys must be used as vehicular access to the lot.

#### D. Home Occupations:

Customary home occupations are defined as those carried out in the residence of the occupant but which do not generate traffic to or from the residence; nor do does it invite on-site customers or direct sales. Home occupations may not consume more than one-half (1/2) of the floor area of one story; provided further, that no person is employed in said occupation other than a member of the immediate family residing in the home. No sign shall be used to advertise such occupation except as is provided in this section.

E. Signs:

1. Any sign provided for herein shall not materially alter the appearance of said lot or dwelling nor affect the welfare of the neighbors.
2. There shall be no electronic signs.
3. Any illuminated signs must be downward directional.
4. Signs pertaining to the lease or sale, or use of a lot or building may be placed on the property; provided that the total area of all such signs does not exceed eight (8) square feet.
5. Signs bearing the name or occupation of an occupant, shall not exceed six (6) square foot for each family housed.
6. Signs not exceeding twelve (12) square feet in area may be erected upon the premises of a church, or other institution for the purpose of displaying the name and activities or services therein provided.
7. Notwithstanding any other provision of this chapter, non-illuminated political or campaign signs may be placed on the property. Any such signs may not be placed on the property so as to obstruct the vision of any driver of motor vehicles to the extent a safety hazard is created. All campaign signs must be removed within three (3) days after the election to which the sign relates.

**17.12.030 - Lot area.**

The minimum lot size shall be six thousand (6,000) square feet for each dwelling.

**17.12.040 - Setbacks.**

No building shall be erected, reconstructed, or altered so as to project in any manner beyond the property line.

Front Yard

- A. No new building shall be erected with its street wall or walls nearer than twenty-five (25) feet to the front property line.
- B. Steps and/or ramps extending beyond the front wall of the building are exempt from the above provision.

Rear yard

There shall be a rear yard on every lot, with a minimum depth of twenty-four (24) feet for a one-story building, and thirty-six (36) feet for a two story or two and one-half story building.

Side yard

There shall be a side yard on each side of every building except as provided for accessory buildings. The minimum side setback shall be seven (7) feet and the least sum of the widths of both side yards shall be sixteen (16) feet.

Corner lot

In the case of a corner lot, the minimum side setback on the side street shall be fifteen (15) feet.

**17.12.050 - Building Footprint**

Each single-family residence shall have a minimum footprint of not less than seven hundred (700) square feet. Each unit of a two-family dwelling shall have a minimum footprint of not less than five hundred fifty (550) square feet including one bedroom, and another one hundred (100) square feet per each additional bedroom.

**17.12.060 - Height.**

No building shall exceed thirty (30) feet in height.

**17.12.070 - Accessory buildings.**

- A. Accessory buildings not more than fifteen (15) feet high may be located in the rear yard; provided such buildings occupy not more than twenty-five percent (25%) of the rear yard area; provided, further, such accessory buildings come not nearer than three (3) feet to any lot line.
- B. On corner lots, no wall of an accessory building shall be nearer to a side street property line than the side wall of the main building.
- C. Industrial storage (freight containers) are not permitted.

**17.12.080 - Vacant lots.**

Vacant lots shall be maintained and kept free of weeds. Certain uses of vacant lots may be permitted by written authority of the building inspector and the board of adjustment, with the consent of the owners of eighty percent (80%) of the property within three hundred (300) feet of the lot or lots.

**17.12.090 - Construction.**

All construction shall be in accordance with the City's adopted Building Code.

**17.12.100 – Outdoor Features, Storage and Temporary Storage (see Definitions)**

- A. Outdoor storage of materials is not permitted other than typical items designed for residential outdoor use.
- B. Recreational Fires: Must only be located in rear yards; and shall not be conducted within 25 feet of a structure or combustible material. A portable outdoor fireplace shall only be used in accordance with manufacturer's instructions and may not be operated within 15 feet of a structure or combustible material. (See International Fire Code Section 307 Open Burning, Recreational Fires and Portable outdoor fireplaces).

## Chapter 17.17 - RESIDENCE A-2 DISTRICT

Sections:

17.17 010 – Purpose & Intent

Residential A-2 is characterized by single-family detached dwellings, but with reduced setbacks from those in Residential A. It tends to be more suburban in design....

17.17.020 - Uses.

Within any Residence A-2 District, no building, structure, or premises shall be used or arranged or designed to be used, except for the following::

### Primary Uses

- A. A detached dwelling for only one family or for one housekeeping unit;
- B. A detached dwelling for two families or for two housekeeping units;
- C. The taking of boarders or the leasing of rooms by a resident family, provided the total number of boarders and roomers does not exceed two in any one-family dwelling or does not exceed four in any two-family dwelling;
- D. Churches and other places of worship;
- E. Community centers , except those in which a chief activity is a gainful service or activity usually conducted as a business;
- F. Truck gardens or nurseries;
- G. Educational or religious institutions.;
- H. Municipal playgrounds and parks;

### Accessory Uses

Accessory uses customarily incidental to any of the above permitted uses, but not including the conduct of a business or industry or any driveway or walk giving access thereto:

- A. A private garage on the same lot with or within the building to which it is accessory and in which garage no business or industry is conducted. Garage space may be provided for two motor vehicles on any lot and may be provided for one additional motor vehicle for each two thousand five hundred (2,500) square feet of lot area by which such lot area exceeds five thousand (5,000) square feet. Only one commercial vehicle may be stored on any lot.
- B. Where alleys are present, alleys must be used as vehicular access to the lot.
- C. Home Occupations:

Customary home occupations are defined as those carried out in the residence of the occupant but which do not generate traffic to or from the residence; nor do does it invite on-site customers or direct sales. Home occupations may not consume more than one-half (1/2) of the floor area of one story; provided further, that no person is employed in said occupation other than a member of the immediate family residing in the home. No sign shall be used to advertise such occupation except as is provided in this section.

D. Signs:

1. Any sign provided for herein shall not materially alter the appearance of said lot or dwelling nor affect the welfare of the neighbors.
2. There shall be no electronic signs.
3. Any illuminated signs must be downward directional.
4. Signs pertaining to the lease or sale, or use of a lot or building may be placed on the property; provided that the total area of all such signs does not exceed six (6) square feet.
5. Signs bearing the name or occupation of an occupant, shall not exceed six (6) square foot for each family housed.
6. Signs not exceeding twelve (12) square feet in area may be erected upon the premises of a church, or other institution for the purpose of displaying the name and activities or services therein provided.
7. Notwithstanding any other provision of this chapter, non-illuminated political or campaign signs may be placed on the property. Any such signs may not be placed on the property so as to obstruct the vision of any driver of motor vehicles to the extent a safety hazard is created. All campaign signs must be removed within three (3) days after the election to which the sign relates.

17.17.030 - Lot area.

The minimum lot size shall be six thousand (6,000) square feet for each dwelling.

17.17.040 - Setbacks.

No building shall be erected, reconstructed, or altered so as to project in any manner beyond the property line.

Front Yard

- A. No new building shall be erected with its street wall or walls nearer than fifteen (15) feet to the front property line.
- B. Steps and/or ramps extending beyond the front wall of the building are exempt from the above provision.

Rear yard

There shall be a rear yard on every lot, with a minimum depth of twenty-four (24) feet.

Side yard

There shall be a side yard on each side of every building except as provided for accessory buildings. The minimum side setback shall be seven (7) feet and the least sum of the widths of both side yards shall be sixteen (16) feet.

Corner lot

In the case of a corner lot, the minimum side setback on the side street shall be fifteen (15) feet.



17.17.050 - Building Footprint

Each single-family residence shall have a minimum footprint of not less than seven hundred (700) square feet. Each unit of a two-family dwelling shall have a minimum footprint of not less than five hundred fifty (550) square feet including one bedroom, and another one hundred (100) square feet per each additional bedroom.

17.17.060 - Height.

No building shall exceed twenty-four (24) feet in height.

17.12.070 - Accessory buildings.

- A. Accessory buildings not more than fifteen (15) feet high may be located in the rear yard; provided such buildings occupy not more than twenty-five percent (25%) of the rear yard area; provided, further, such accessory buildings come not nearer than three (3) feet to any lot line.
- B. On corner lots, no wall of an accessory building shall be nearer to a side street property line than the side wall of the main building.
- C. Industrial storage (freight containers) are not permitted.

17.17.080 - Vacant lots.

Vacant lots shall be maintained and kept free of weeds. Certain uses of vacant lots may be permitted by written authority of the building inspector and the board of adjustment, with the consent of the owners of eighty percent (80%) of the property within three hundred (300) feet of the lot or lots.

17.17.090 - Construction.

All construction shall be in accordance with the City's adopted Building Code.

17.17.100 – Outdoor Features, Storage and Temporary Storage (see Definitions)

- A. Outdoor storage of materials is not permitted other than typical items designed for residential outdoor use
- C. Recreational Fires: Must only be located in rear yards; and shall not be conducted within 25 feet of a structure or combustible material. A portable outdoor fireplace shall only be used in accordance with manufacturer's instructions and may not be operated within 15 feet of a structure or combustible material. (See International Fire Code Section 307 Open Burning, Recreational Fires and Portable outdoor fireplaces).

---

## Chapter 17.16 RESIDENCE B DISTRICT

### 17.16.010 – Purpose and Intent.

The purpose of the Residential B District is to promote residential uses with greater density than Residential A. This takes the form of small lots as well as smaller footprints for single family homes; and more opportunities for multi-family housing.

### 17.16.020 Uses.

Within any Residence B District, no building, structure, or premises shall be used, arranged, or designed to be used, except for one or more of the following uses:

#### Primary Uses

- A. Any use permitted in Residence A District;
- B. Multi-family dwelling units meeting the design standards set forth herein;
- C. Each single-family residence or other main buildings shall have a total floor area, under roof, of not less than five hundred (500) square feet, twenty percent (20%) of which may be on a second floor above ground. Each multiple-family dwelling shall have an area of not less than four hundred (400) square feet including first bedroom and one hundred fifty (150) square feet additional for each additional bedroom for each family, which may be distributed on two floors above ground;

#### Accessory Uses

Accessory uses customarily incidental to any of the above permitted uses, but not including the conduct of a business or industry or any driveway or walk giving access thereto:

- A. A private garage on the same lot with or within the building to which it is accessory, and in which garage no business or industry is conducted. Garage space may be provided for two motor vehicles on any lot and may be provided for one additional motor vehicle for each one thousand (1,000) square feet of lot area by which such lot area exceeds five thousand (5,000) square feet. Only one commercial vehicle may be stored on any lot.
- B. Where alleys are present, alleys must be used as vehicular access to the lot.
- C. Home Occupations:  
Customary home occupations are defined as those carried out in the residence of the occupant, but which do not generate traffic to or from the residence; nor do does it invite on-site customers or direct sales. Home occupations may not consume more than one-half (1/2) of the floor area of one story; provided further, that no person is employed in said occupation other than a member of the immediate family residing in the home. No sign shall be used to advertise such occupation except as is provided in this section.

---

D. Signs:

Any sign provided for herein shall not materially alter the appearance of said lot or dwelling nor affect the welfare of the neighbors.

1. There shall be no electronic signs.
2. Any illuminated signs must be downward directional.
3. Signs pertaining to the lease or sale, or use of a lot or building may be placed on the property, provided that the total area of all such signs does not exceed six (6) square feet.
4. Signs bearing the name or occupation of an occupant shall not exceed 6 (6) square foot for each family housed.
5. Signs not exceeding twelve (12) square feet in area may be erected upon the premises of a church, or other institution for the purpose of displaying the name and activities or services therein provided.
6. Notwithstanding any other provision of this chapter, non-illuminated political or campaign signs may be placed on the property. Such signs may not be placed on the property to obstruct the vision of any driver of motor vehicles to the extent a safety hazard is created. All campaign signs must be removed within three (3) days after the election to which the sign relates.

**17.16.030 – Lot area.**

The minimum lot area requirements shall be as follows:

Single-family dwelling	5,000 square feet
Two-family dwelling	6,000 square feet
Three-family dwelling	7,500 square feet
Four-family dwelling	10,000 square feet.

**17.16.040 – Setbacks**

No building shall be erected, reconstructed, or altered to project in any manner beyond the property line.

**Front yards**

- A. No new building shall be erected with its street wall or walls nearer than twenty-five (25) feet to the front property line.
- B. Steps and/or ramps, uncovered porches and covered but unenclosed porches on the first story, which do not extend more than ten (10) feet beyond the front wall of the building, are exempt from the foregoing provisions.

**Rear yards.**

There shall be a rear yard on every lot, which rear yard shall have a minimum depth of twenty-four (24) feet for a one-story building, thirty (30) feet for a two-story building and thirty-six (36) feet for a three-story building.

---

### Side yards.

There shall be a side yard on each side of every building except as above provided for accessory buildings. The minimum width of any side yard and the least sum of the widths of both side yards shall be as follows:

Height	Least Widths of Side Yard	Least Sum of Widths of Both Side Yards
Sixteen (16) feet	Five (5) feet	Fourteen (14) feet
Twenty-eight (28) feet	Six (6) feet	Fifteen (15) feet
Thirty-six (36) feet	Eight (8) feet	Twenty (20) feet.
45 feet in height	Fifteen (15) feet each side	N/A

### Corner lot.

In the case of a corner lot, the minimum side setback on the side street shall be fifteen (15) feet.

### 17.16.050 - Building Footprint

Each single-family residence or other main buildings shall have a total floor area, under roof, of not less than five hundred (500) square feet, twenty percent (20%) of which may be on a second floor above ground.

Each multiple-family dwelling shall have an area of not less than four hundred (400) square feet including first bedroom and one hundred fifty (150) square feet additional for each additional bedroom for each family, which may be distributed on two floors above ground.

### 17.16.060 Height.

No building shall exceed forty-five (45) feet. Multi-family dwellings may be higher than forty-five (45) feet with a Conditional Use Permit and Design Review with the Zoning Commission.

Buildings proposed to be more than 45 feet in height shall be submitted for design review with the Zoning Commission. Conditions that could be placed on such projects include but are not limited to:

1. Landscaping
2. Increased setbacks

### 17.16.070 Accessory buildings.

- A. Accessory buildings not more than fifteen (15) feet in height may be located in the rear yard; provided such buildings occupy not more than twenty-five percent (25%) of the rear yard area; provided, further, such accessory buildings come not nearer than three (3) feet to any lot line.
- B. On corner lots, no wall of an accessory building shall be nearer to a side street property line than the side wall of the main building.
- C. Industrial storage (freight containers) are NOT permitted.

---

### 17.16.080 Vacant lots.

Vacant lots shall be maintained and kept free of weeds. Certain uses of vacant lots may be permitted by written authority of the building inspector and the board of adjustment, with the consent of the owners of eighty percent (80%) of the property within three hundred (300) feet of the lot or lots.

### 17.16.090 Construction.

All construction shall be in accordance with the City's adopted Building Code.

### 17.12.100 – Outdoor Features, Storage and Temporary Storage (see Definitions)

~~A. Non-permanent parking structures may not be erected in the front yard without a permit for a set period, not to exceed 12 months while a permanent structure is being constructed.~~

~~B. Propane Tanks are not permitted in front yards~~

CB. Recreational Fires: Shall only be in rear yards; and shall not be conducted within 25 feet of a structure or combustible material. A portable outdoor fireplace shall only be used in accordance with manufacturer's instructions and may not be operated within 15 feet of a structure or combustible material. (See International Fire Code Section 307 Open Burning, Recreational Fires and Portable outdoor fireplaces)

### 17.16.110 - Parking

Parking shall be provided on property at a ratio of 2 spaces for each unit plus 1 guest space for every three (3) units.

---

## Chapter 17.20 BUSINESS-RESIDENCE RESIDENTIAL BUSINESS DISTRICT

### 17.20.010 Purpose Statement.

The purpose of the Residential Business district is to provide a transitional zone of residential uses blended with opportunities for low-impact commercial uses between fully commercial and fully residential districts. Historically, the district has been occupied by residential uses with some low-impact businesses intermixed.

### 17.20.010-020 Uses.

Within any Business-Residence District, no building, structure, or premises shall be used, arranged, or designed to be used except for one or more of the following uses:

#### Permitted Uses:

- A. Any primary or accessory uses permitted in a Residence A, A2 or Residence B Districts;
- B. Detached dwellings for not more than four (4) families or housekeeping units;
- C. Dormitories or apartment houses, boardinghouses, or roominghouses;

#### Conditional Uses:

- D. Any business may be placed-permitted in this district only by the written approval of the board-Board of adjustmentAdjustment. Such businesses shall be low-impact, i.e., not inviting traffic (other than consecutive vehicular trips for clients); non-retail.

Evaluating such applications shall follow the process detailed in Conditional Use Permit (17.10) with special consideration given to visual impact on neighboring residential uses. after written application, together with submission of plans and specifications showing actual location of proposed building and general arrangements on any piece of ground, it being the intention to restrict this area to service units and business as specifically outlined and still maintain a practical standard for residents, with the board of adjustment to make such decision in each case regarding:

1. Location of buildings;
2. Type of business other than above;
3. Type of building;
4. Setback line;
5. Side yard, if any; and
6. Lot area and other pertinent items as are consistent with good zoning practice and the practical development of this district.

### 17.20.030 Signs.

Any sign provided for herein shall not materially alter the appearance of said lot or dwelling nor affect the welfare of the neighbors.

- A. There shall be no electronic signs.
- B. Any illuminated signs must be downward directional.

- 
- C. Signs pertaining to the lease or sale, or use of a lot or building may be placed on the property, provided that the total area of all such signs does not exceed eight (8) square feet.
  - D. Signs bearing the name or occupation of an occupant shall not exceed six (6) square foot for each family housed.
  - E. Signs not exceeding twelve (12) square feet in area may be erected upon the premises of a church, or other institution for the purpose of displaying the name and activities or services therein provided.
  - F. Notwithstanding any other provision of this chapter, non-illuminated political or campaign signs may be placed on the property. Such signs may not be placed on the property so as to obstruct the vision of any driver of motor vehicles to the extent a safety hazard is created. All campaign signs must be removed within three (3) days after the election to which the sign relates.

#### **17.20.040 – Outdoor Features, Storage and Temporary Storage (see Definitions)**

- A. Outdoor storage of materials is not permitted other than typical items designed for residential outdoor use.
- B. Recreational Fires: Shall only be in rear yards; and shall not be conducted within 25 feet of a structure or combustible material. A portable outdoor fireplace shall only be used in accordance with manufacturer’s instructions and may not be operated within 15 feet of a structure or combustible material. (See International Fire Code Section 307 Open Burning, Recreational Fires and Portable outdoor fireplaces)

#### **17.20.050 – Performance Standards**

- A. Setbacks and building footprints for all buildings shall conform to the standards listed in Residential B District.
- B. Height of buildings may not be taller than adjacent properties that are in a different district; and may not exceed 45 feet (see Conditional Use above).
- C. Parking shall be in accordance with Chapter 17.34
  - E. ~~Provided, however, that all buildings shall be so placed that there shall be a front yard having a depth of not less than twenty five (25) feet from the inside sidewalk line on what is now U. S. Highway 2 as it runs on Ninth Street and Minnesota Avenue, also on Utah Avenue in the district, and a side yard of not less than ten (10) feet on the street side of all corner lots. Such yards, front and side, shall be entirely unoccupied by any structure or building.~~

(Ord. 1359, 1987)

#### **17.20.020-060 Vacant lots.**

Vacant lots shall be maintained and kept free of weeds. Certain uses of vacant lots may be permitted by written authority of the building inspector and the board of adjustment, with the consent of the owners of eighty percent (80%) of the property within three hundred (300) feet of the lot or lots.

~~These shall be kept free of debris, rubbish, or garbage at all times. Special uses of vacant lots may be permitted by written authority of the building inspector and the board of adjustment, with the consent of the owners of eighty percent (80%) of the property within three hundred (300) feet of the lot or lots.~~

(Ord. 1359, 1987)

---

## **17.20.030-070 Construction.**

All construction shall be in accordance with the City's adopted Building Code.

All construction shall be of a standard approved by the building inspector.

## **17.20.040 Signs.**

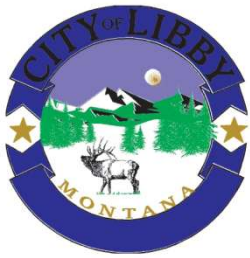
~~A. Signs pertaining to the lease, sale, or use of a lot or building may be placed thereon; provided, that the total area of all, such signs does not exceed eight square feet; provided, further, that on a lot or dwelling and pertaining to the use thereof or bearing the name or occupation of an occupant shall not exceed one square foot for each family housed. A sign or building board not exceeding twelve (12) square feet in area may be erected upon the premises of a church, or other institution, for the purpose of displaying the name and activities or services therein provided. Any sign provided for herein shall not materially alter the appearance of said lot or dwelling nor affect the welfare of the neighbors.~~

~~B. The above paragraph shall not apply to that property in the Business Residential District fronting on U. S. Highway #2.~~

~~C. Notwithstanding any other provision of this chapter, non-illuminated political or campaign signs may be placed on the property. Any such signs may not be placed on the property so as to obstruct the vision of any driver of motor vehicles to the extent a safety hazard is created. All campaign signs must be removed within three days after the election to which the sign relates.~~

~~(Ord. 1594 § 118, 2002; Ord. 1394, 1988; Ord. 1359, 1987)~~





## *City of Libby*

952 E. SPRUCE | POST OFFICE BOX 1428

LIBBY, MT. 59923 | Phone 406-293-2731 | Fax 406-293-4090 | Website:

[www.cityoflibby.org](http://www.cityoflibby.org)

### MEMO

**DATE:** November 13, 2024  
**TO:** Council Members  
**FROM:** Kristin Smith, Chair, Ordinance Committee  
**RE:** Recommended changes to Titles 9 and 10 of the Libby Municipal Code

---

At the request of the Mayor and Chief of Police, the Ordinance Committee met on Wednesday October 23<sup>rd</sup> at 6:05pm to discuss the proposed ordinances addressing a number of quality-of-life issues for residents of the City of Libby. All committee members were present. Approximately 6 members of the public were in attendance and offered some comments during the meeting.

The committee voted to send the following ordinances to City Council with the recommendation to adopt:

- Distracted Driving
- Aggressive Solicitation
- Urinating and Defecating in Public Places
- Camping, Sleeping in Motor Vehicles, and Storage of Personal Property
- Parking Violations fines update

The committee also discussed the proposed [Loud Vehicle/Stereo](#) ordinance and voted to send it to Committee of the Whole without a recommendation.

The committee submits the attached ordinances for consideration and unanimously recommends adoption.

Attachment(s): [Distracted Driving Ordinance](#)  
[Urinating/Defecating in Public](#)  
[Aggressing Solicitation](#)  
[Camping](#)  
[Parking Violations](#)

## **PROHIBITED OPERATION OF LOUD SOUND AMPLIFICATION SYSTEMS IN MOTOR VEHICLES**

### **Sections:**

### **Definitions:**

### **Acts Prohibited:**

### **Exemptions:**

### **Violation-Penalty:**

### **Definitions:**

Motor vehicle means a vehicle propelled by its own power and designed primarily to transport persons or property upon the highways of Libby. The term includes any moped, power driven bicycle, motorcycle, motor scooter, automobile, truck or other vehicle propelled by a motor of any kind. It does not include a bicycle that does not have a motor.

Plainly audible means any sound produced by a sound amplification system from within a motor vehicle, which can be clearly heard at a distance of fifty (50) feet or more.

Measurement standards shall be by the auditory senses, based upon direct line of sight. Words or phrases need not be discernable and bass reverberations are included.

Sound amplification *system* means any device, instrument or system, whether electrical, mechanical or otherwise, for amplifying sound or for producing or reproducing sound, including but not limited to any radio, stereo, musical instrument, phonograph, tape player, compact disc player, boom box, loud speaker or sound or musical recorder or player, or other electronic device used for the amplification of noise.

### **Acts Prohibited:**

No driver or occupant of a motor vehicle on any public or private property shall operate or permit the operation of a sound amplification system from within a motor vehicle so that the sound is plainly audible at a distance of fifty (50) or more feet from the motor vehicle.

### **Exemptions:**

(a) A system being operated to request assistance of an emergency nature or to warn of a hazardous situation;

(b) A system being operated on a vehicle of a gas, electric, communications or water utility company or governmental entity; or

(c) A system permitted by the Libby city council or the Libby Police Department; or

(d) An authorized emergency vehicle; or

(e) Audio alarm systems installed in vehicles.

**Violation-Penalty:**

Any person violating a provision of this chapter for which another penalty has not been provided shall, upon conviction thereof, be punished as set forth in [Section 1.28.010](#).(Ord. 760 § 1.04, 1973)

**ORDINANCE NO. \_\_\_\_\_ OF THE CITY OF LIBBY, MONTANA**

**AN ORDINANCE ADDING A NEW CHAPTER TO TITLE 10 -VEHICLES AND TRAFFIC ENTITLED “DISTRACTED DRIVING” and ADDING DEFINITIONS TO 10.04.020.**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA:**

**SECTION 1**

WHEREAS the City of Libby has seen an increase in traffic accidents due to distracted driving related to the use of cell phones; and

WHEREAS the City of Libby municipal code is lacking specific language to deter such behavior; and

WHEREAS it is in the public interest to try and reduce traffic accidents.

NOW THEREFORE BE IT RESOLVED, the following new chapter, 44, to Title 10, is hereby adopted:

**New Chapter in Title 10  
DISTRACTED DRIVING**

**DEFINITIONS:**

As used in this chapter, the following terms shall have the meanings indicated herein, unless the context otherwise clearly requires that another meaning is intended:

*HANDHELD ELECTRONIC COMMUNICATIONS DEVICE:* Includes wireless or cellular phones, personal digital assistants (PDAs), Blackberries, smartphones, laptop and notebook computers utilizing VOIP (voice over internet protocol) technology, wireless and cellular phones utilizing push to talk technology, GPS systems, navigational systems, and any other mobile communications device that uses shortwave analog or digital radio transmissions between the device and a transmitter to permit wireless communications to and from the user of the device.

*HANDS FREE DEVICE:* An external device that connects to a wireless telephone, wireless communications device or electronic communications device that allows use of the device without touching the telephone or wireless or electronic communications device with one's hands, and includes voice activated technologies that can be utilized without touching the device.

**ACTS PROHIBITED:**

- A. Use; Possession: No person shall use or have in their immediate physical possession a handheld electronic communications device while operating a motor vehicle, motorcycle,

quadricycle, or a bicycle on a public highway as defined in Montana Code Annotated section 61-1-101(23) within the city limits.

- B. Immediate Physical Possession: "Immediate physical possession" means touching the handheld electronic communications device, or physically holding the device in one's hand or up to one's ear. Simply having the electronic communications device on one's person or in a motor vehicle does not constitute immediate physical possession.
- C. Driving when the driver's view or driving mechanism is obstructed by the number of passengers or load in the front seat as specified in 61-8-360 MCA-Obstruction to driver's view or driving mechanism.
- D. Engaging in any activity that is not necessary for the safe operation of a vehicle, and which impairs, or reasonably would be expected to impair, the ability of the operator to drive the vehicle safely.

**EXEMPTIONS:**

- 1. This provision shall not apply to any person reporting a health, fire, safety, or police emergency.
- 2. This provision shall not apply to governmental fire agencies, ambulance services, law enforcement agencies, emergency responders, or any other "authorized emergency vehicle" as defined in Montana Code Annotated section 61-8-102(2)(a).
- 3. This provision shall not apply to passengers in a motor vehicle, or persons using a handheld electronic communications device while maintaining a motor vehicle in a stationary position, not in gear, while in a parking lane or space out of moving traffic lanes.
- 4. This provision shall not apply to persons using a "hands free device". Use of a hands free device is permitted while operating a motor vehicle provided the driver does not touch the wireless telephone or wireless or electronic communications device with one's hands while operating a motor vehicle.
- 5. This provision shall not apply to drivers using two-way radios while in the performance and scope of their work-related duties.
- 6. This provision shall not apply to drivers holding a valid amateur radio operator license issued by the federal communications commission while using a two-way radio.

**VIOLATION-PENALTY:**

Any person violating a provision of this chapter for which another penalty has not been provided shall, upon conviction thereof, be fined as set forth in [Section 1.28.010](#) with a minimum fine of \$85.

City of Libby Ordinance No. \_\_\_\_\_

**SECTION 2**

This ordinance is effective thirty days after final passage.

**FIRST PASSED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA THIS  
\_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

ATTEST:

\_\_\_\_\_  
Leann Monigold, City Clerk

**FINALLY PASSED AND ADOPTED PASSED BY THE COUNCIL OF THE CITY OF  
LIBBY, MONTANA THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

ATTEST:

\_\_\_\_\_  
Leann Monigold, City Clerk

**APPROVED BY THE MAYOR OF THE CITY OF LIBBY, MONTANA THIS \_\_\_\_\_  
DAY OF \_\_\_\_\_, 2024**

\_\_\_\_\_  
Peggy Williams, Mayor

**ORDINANCE NO. \_\_\_\_\_ OF THE CITY OF LIBBY, MONTANA**

**AN ORDINANCE ADDING A NEW CHAPTER TO TITLE 9 -PUBLIC PEACE  
MORALS AND SAFETY - ENTITLED “URINATING AND DEFECATING IN PUBLIC  
PLACES”**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA:**

**SECTION 1**

WHEREAS the City of Libby has seen an increase in incidents of public urination defecation;  
and

WHEREAS the City of Libby municipal code is lacking specific language to deter such  
behavior; and

WHEREAS for the sake of protecting public health and safety, the City desires to reduce this  
behavior.

NOW THEREFORE BE IT RESOLVED, the following new chapter to Title 9 V., is hereby  
adopted:

**New Chapter in Title 9V.**

**URINATING AND DEFECATING IN PUBLIC PLACES**

**Acts Prohibited:**

It shall be unlawful for any person to deposit or cause to be deposited, any human waste material  
on any public street, sidewalk, parking lot, alley, park, or other public place or any private  
property upon which the public is admitted by easement or license (other than in a public toilet  
or restroom designed to receive waste material), or in any place exposed to public view.

**Human Waste Material Defined:**

For the purposes of this chapter “human waste material” means human urine or human fecal  
matter discharged from the body.

**Exemptions.**

1. Persons who violate this ordinance due to verified medical conditions shall be exempt  
from the enforcement provisions of this ordinance.
2. If the act of urinating is on private property not open to public view.

City of Libby Ordinance No. \_\_\_\_\_

**VIOLATION-PENALTY:**

Any person violating a provision of this chapter for which another penalty has not been provided shall, upon conviction thereof, be fined as set forth in [Section 1.28.010](#) with a minimum fine of \$185.

**SECTION 2**

This ordinance is effective thirty days after final passage.

**FIRST PASSED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

ATTEST:

\_\_\_\_\_  
Leann Monigold, City Clerk

**FINALLY PASSED AND ADOPTED PASSED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

ATTEST:

\_\_\_\_\_  
Leann Monigold, City Clerk

**APPROVED BY THE MAYOR OF THE CITY OF LIBBY, MONTANA THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024**

\_\_\_\_\_  
Peggy Williams, Mayor



**ORDINANCE NO. \_\_\_\_\_ OF THE CITY OF LIBBY, MONTANA**

**AN ORDINANCE ADDING A NEW CHAPTER TO TITLE 9 -PUBLIC PEACE  
MORALS AND SAFETY - ENTITLED “AGGRESSIVE SOLICITATION” and ADDING  
DEFINITIONS TO SAME.**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA:**

**SECTION 1**

WHEREAS the city deems it necessary to find solutions which make it easier for people to remain in public places peacefully rather than be excluded from them to make it easier for the city’s diverse residents and visitors to share public areas with less conflict; and

WHEREAS the city deems it necessary to find solutions to encourage courteous behavior of people to promote greater tolerance and civility towards each other while narrowly defining unacceptable behaviors; and

WHEREAS there has been an increase in the number of persons aggressively soliciting, or while soliciting, interfering with, obstructing, harassing, threatening and intimidating other pedestrians, or impeding vehicles and pedestrians in traffic on city streets in recent years. This conduct has been either related to obstruction of pedestrian passage or soliciting of pedestrians; and

WHEREAS the police department and county law enforcement have received an increase in complaints from citizens and or businesses where aggressive solicitors have made people and or customers afraid to walk near the aggressive solicitors in downtown city streets and other public areas due to the aggressive, intimidating conduct of persons soliciting and/or conduct of persons harassing, intimidating, interfering with, obstructing or accosting pedestrians or people in public places; and

WHEREAS the city deems it necessary to protect the rights of its citizens and visitors to move openly and freely on the city streets, sidewalks, walkways, parks and other public places without fear of being aggressively solicited, harassed, interfered with, obstructed, accosted, intimidated, injured or robbed by aggressive individuals soliciting them or interfering with their passage; and

WHEREAS the city deems it necessary to protect pedestrians, in public places on public property from obstruction, interference, intimidation, harassment, damage or injury caused or partially attributable to being aggressively solicited, accosted, harassed, interfered with or obstructed by any person, especially someone with a weapon; and

WHEREAS the city deems it necessary to protect citizens in vehicles from solicitation in general to protect and preserve the welfare and safety of citizens in vehicles and pedestrians on city streets.

NOW THEREFORE BE IT RESOLVED, the following new chapter to Title 9 V., is hereby adopted:

**New Chapter in Title 9 V.  
AGGRESSIVE SOLICITATION**

**DEFINITIONS:**

The following definitions shall apply to the provisions of this chapter.

*AGGRESSIVE MANNER* shall mean:

1. Approaching or speaking to a person, or following a person before, during or after soliciting if that conduct is intended or is likely to cause a reasonable person to fear bodily harm to oneself or to another, or damage to or loss of property or otherwise be intimidated into giving money or other things of value;
2. Continuing to solicit from a person after the person has given a negative response to such soliciting;
3. Intentionally touching or causing physical contact with another person without that person's consent in the course of soliciting;
4. Intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid physical contact;
5. Using violent or threatening gestures towards a person solicited;
6. Using profane or abusive language which is likely to provoke an immediate violent reaction from the person being solicited;
7. Following the person being solicited, with the intent of asking that person for money or things of value.

*HARASS* means words, conduct, or actions directed toward another which would reasonably be expected to annoy, alarm, or cause emotional distress.

*INTIMIDATE* means to engage in conduct which would make a reasonable person fearful of imminent harm to his person or property or feel threatened.

*KNOWINGLY*" means a person acts knowingly with respect to conduct or to a circumstance described by an ordinance defining an offense when he is aware of his conduct or that the circumstance exists. A person acts knowingly with respect to the result of conduct described by an ordinance defining an offense when he is aware that it is highly probable that such result will be caused by his conduct. When knowledge of the existence of a particular fact is an element of an offense, such knowledge is established if a person is aware of a high probability of its existence. Equivalent terms such as "knowing" or "with knowledge" have the same meaning.

*PUBLIC PLACE* means a place to which the public or a substantial group of people has access.

*PURPOSELY* means a person acts purposely with respect to a result or to conduct described by an ordinance defining an offense if it is his conscious object to engage in that conduct or to cause that result. When a particular purpose is an element of an offense, the element is established although such purpose is conditional, unless the condition negates the harm or evil sought to be

prevented by the law defining the offense. Equivalent terms such as "purpose" and "with the purpose" have the same meaning.

*SOLICITING* shall mean asking for money or objects of value, with the intention that the money or object be transferred at that time and at that place. Soliciting shall include using the spoken, written or printed word, bodily gestures, signs or other means for the purpose of urging, requesting, commanding or obtaining an immediate donation of money or other thing of value or soliciting the sale of goods or services.

## **PURPOSE**

The purpose of this chapter is to protect the health, safety and welfare of the citizens of and visitors to the city by prohibiting acts of aggression or interference towards pedestrians as allowed by Section 7-32-4304 of the Montana Code Annotated. This includes prohibiting aggressive soliciting actions that threaten, harass, intimidate or cause fear of bodily injury in pedestrians; general soliciting in places where pedestrians and citizens are more open to threats of aggression or harm; general soliciting that poses a threat of harm to pedestrians and vehicle traffic; and false or misleading soliciting actions. The following prohibitions are necessary and desirable for the following reasons:

### **Aggressive Soliciting**

No person shall solicit in an aggressive manner in any public place.

### **Soliciting in Certain Places.**

It shall be unlawful for any person to solicit within twenty-five (25) feet of the following places\*:

- A. Banks and ATM's. Any entrance or exit of any check cashing business or bank, or any automated teller machine. Provided, however, that when an automated teller machine is located within a building or facility, such distance shall be measured from the entrance or exit of the facility.
- B. Motor Vehicles and Parking Lots. Any public transportation vehicle, bus or bus station or stop, or in any public or private parking lot or structure.
- C. A commercial building in the City of Libby's central business districts located on Mineral Ave., California St., and or on 9<sup>th</sup>. St.
- D. Any outdoor patio or sidewalk café where food or drink is served.
- E. Any vendor's location when the vendor has a valid permit.
- F. The entrance to or exit from any public toilet facility, which includes any temporary use site (port-a-toilet).
- G. Any entrance/exit to, any pedestrian foot bridge or pedestrian tunnel
- H. Private or residential property after having been asked to leave or asked to refrain from soliciting by the owner or other person lawfully in possession of such property.

\*Exemption. An event that has obtained a Special Events Permit issued by the city may be provided an exemption to the provisions of this section.

**False or Misleading Soliciting.**

It shall be unlawful for any person to knowingly make any false or misleading representation while soliciting a donation. False or misleading representations include, but are not limited to, the following:

- A. Stating that the solicitor is from out of town and stranded when such is not true.
- B. Stating or suggesting falsely that the solicitor is either a present or former member of the armed service.
- C. Wearing or displaying an indication of physical disability, when the solicitor does not suffer the disability indicated.
- D. Stating the solicitor is homeless, when he or she is not.

**VIOLATION-PENALTY:**

Any person violating a provision of this chapter for which another penalty has not been provided shall, upon conviction thereof, be fined as set forth in [Section 1.28.010](#) with a minimum fine of \$85.

**SECTION 2**

This ordinance is effective thirty days after final passage.

**FIRST PASSED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA THIS  
\_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

ATTEST:

\_\_\_\_\_  
Leann Monigold, City Clerk

City of Libby Ordinance No. \_\_\_\_\_

**FINALLY PASSED AND ADOPTED PASSED BY THE COUNCIL OF THE CITY OF LIBBY, MONTANA THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

ATTEST:

\_\_\_\_\_  
Leann Monigold, City Clerk

**APPROVED BY THE MAYOR OF THE CITY OF LIBBY, MONTANA THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024**

\_\_\_\_\_  
Peggy Williams, Mayor

## **URINATING AND DEFECATING IN PUBLIC PLACES**

### **Sections:**

### **Acts Prohibited:**

### **Human Waste Material Defined:**

### **Exemption:**

### **Violation – Penalty:**

### **Acts Prohibited:**

It shall be unlawful for any person to deposit or cause to be deposited, any human waste material on any public street, sidewalk, parking lot, alley, park, or other public place or any private property upon which the public is admitted by easement or license (other than in a public toilet or restroom designed to receive waste material), or in any place exposed to public view.

### **Human Waste Material Defined:**

For the purposes of this chapter “human waste material” means human urine or human fecal matter discharged from the body.

### **Exemption.**

Persons who violate this ordinance due to verified medical conditions shall be exempt from the enforcement provisions of this ordinance.

### **Violation – Penalty:**

Any person violating a provision of this chapter for which another penalty has not been provided shall, upon conviction thereof, be punished as set forth in [Section 1.28.010](#).

### 1.28.020 Parking violations declassified as misdemeanors.

Violations of the following sections, or portions thereof, shall be declassified as misdemeanors and maximum fines of one hundred dollars (\$100.00) shall be set as penalties for violations of such sections:

No parking—Certain times	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.52.010
No parking—All times	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.52.020
No parking—Customer parking	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.52.030
No parking—Fifteen (15) minutes	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.52.031
No parking—Emergency	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.52.032
No parking—General	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> 75, 4 <sup>th</sup> and subsequent \$100	10.52.035
No parking—Stop, stand, park	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.030
No parking—Curbs/signs	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.040
Improper parking—Unattended	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.060
Parking too long on street	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.070
Parking on private property	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.080
Parking—Obstructing traffic	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.090
Parking in alleys	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.100
Parking large vehicles	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.110
Parking—Tank trucks	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.120
Parking—Loading zone	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.140
Parking—Freight loading zone	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.150
Parking of buses prohibited	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.180
Parking—Bus and taxicab stands	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.190
Parking—Miscellaneous	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.24.200
Parking- Handicap only	\$100	MCA 49-4-307
Parking during snow removal	1 <sup>st</sup> offense \$25, 2 <sup>nd</sup> \$50, 3 <sup>rd</sup> \$75, 4 <sup>th</sup> and subsequent \$100	10.88.010

---

(Res. 1685, 2007)

(Ord. No. 1883, 8-1-2016)