

AN ORDINANCE TO AMEND THE PLANNED UNIT DEVELOPMENT FOR THE PROPERTY DESCRIBED AS ALL OF LOT 2, EAGLE WATCH ESTATES (LEGALLY DESCRIBED IN APPENDIX A) FROM "PUD" TO "PUD" (AMENDED) TO ALLOW USE OF LOT 2 FOR A 16 BED YOUTH ATTENTION HOME INCLUDING OFFICE SPACE FOR MISSOULA YOUTH HOMES AND A SIX UNIT APARTMENT BUILDING (TO BE BUILT AT A LATER PHASE), WHERE:

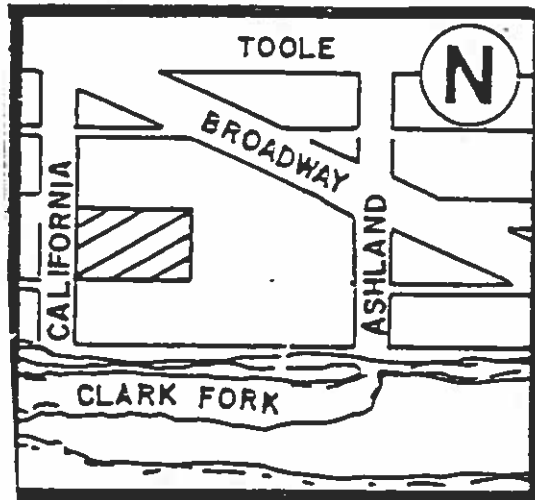
1. IT IS UNDERSTOOD THAT MISSOULA YOUTH HOMES WILL RETURN TO COUNCIL IN THE EVENT THAT THE SITE PROPOSED FOR APARTMENTS IS TO BE DEVELOPED TO DISCUSS POSSIBLE REIMBURSEMENT FOR THE VALUE OF THE LAND TO BE USED FOR SUCH APARTMENTS, AND CONDITIONED UPON,

A. SUCH SIX UNIT RENTAL APARTMENT BUILDING MEETING THE GUIDELINES OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM REQUIREMENTS FOR LOW AND MODERATE INCOME BENEFICIARIES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSOULA:

THAT THE PLANNED UNIT DEVELOPMENT ZONING FOR THE PROPERTY DESCRIBED IN ATTACHMENT A OF THIS ORDINANCE IS HEREBY AMENDED TO ALLOW THE USES PROPOSED BY MISSOULA YOUTH HOMES, UNDER THE CONDITION OUTLINED ABOVE.

SEVERABILITY. IF ANY SECTION, SUBSECTION, SENTENCE, CLAUSE, PHRASE OR WORD OF THIS ORDINANCE IS FOR ANY REASON HELD TO BE INVALID OR UNCONSTITUTIONAL, SUCH DECISION SHALL NOT AFFECT THE VALIDITY OF THE REMAINING PORTIONS OF THIS ORDINANCE. THE COUNCIL HEREBY DECLARES THAT IT WOULD HAVE PASSED THIS ORDINANCE AND EACH SECTION, SUBSECTION, SENTENCE, CLAUSE, PHRASE AND WORDS THEREOF, IRRESPECTIVE OF THE FACT THAN ANY ONE OR MORE SECTIONS, SUBSECTIONS, SENTENCES, CLAUSES, PHRASES OR WORDS HAVE BEEN DECLARED INVALID OR UNCONSTITUTIONAL, AND IF FOR ANY REASON THIS ORDINANCE SHOULD BE DECLARED INVALID OR UNCONSTITUTIONAL, THEN THE REMAINING ORDINANCE PROVISIONS WILL BE IN FULL FORCE AND EFFECT.



PASSED by a 12 Ayes vote and

APPROVED by the Mayor this 24th day of June, 1991.

ATTEST:

APPROVED:

Charles C. Stearns /s/
Charles C. Stearns
Finance Officer/City Clerk

Daniel Kemmis /s/
Daniel Kemmis
Mayor

(SEAL)