



Livingston City Commission Agenda

May 16, 2023

5:30-8:30 PM

City – County Complex, Community Room, and Zoom

<https://us02web.zoom.us/j/83563439666?pwd=MzZ2WEp5Vkh5MThQbkhWd2FBK1dxQT09>

MEETING ID: 835 6343 9666 **Passcode 651307** Call in: (669) 900-6833

1. Call to Order

2. Roll Call

3. Public Comment

Individuals are reminded that public comments should be limited to item over which the City Commission has supervision, control jurisdiction, or advisory power (MCA 2-3-202)

4. Consent Items

- A. APPROVE MINUTES FROM MAY 2, 2023, REGULAR MEETING. Pg. 4**
- B. RATIFY CLAIMS PAID 04.12.2023-04.28.2023. Pg. 14**
- C. APPROVE APPLICATION FOR RESERVED PARKING SPACE FOR DISABLED RESIDENT A. LEWIS. Pg. 26**
- D. SPECIAL EXCEPTION REQUEST FOR HAWKES GRADUATION PARTY/BBQ ON JUNE 3, 2023. Pg. 36**
- E. CONSIDER LIVINGSTON AREA CHAMBER REQUEST TO REDUCE STREET CLOSURE FEES FOR THE ANNUAL CAR SHOW ON JUNE 3, 2023. Pg. 48**

5. Proclamations

- A. A PROCLAMATION BY THE LIVINGSTON CITY COMMISSION, DECLARING MAY 20, 2023, AS NATIONAL KIDS TO PARK DAY IN LIVINGSTON MONTANA. Pg. 55**
- B. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, RECOGNIZING NATIONAL PUBLIC WORKS WEEK MAY 21-27, 2023. Pg. 57**
- C. A PROCLAMATION OF THE CITY COMMISSION DECLARING ACCEPTANCE AND OPENNESS AMONG ALL OUR CITIZENS. Pg. 59**

6. Scheduled Public Comment

- A. COMMUNITY SUPPORT TEAM INTRODUCTION TO COMMISSION**
- B. RECREATION DEPARTMENT UPDATE**
- C. SHANE CENTER PAVILLION PRESENTATION Pg. 61**

7. Public Hearings

Individuals are reminded that testimony at a public hearing should be relevant, material, and not repetitious. (MCA 7-1-4131 and Livingston City Code Section 2-21)

- A. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING BY MAKING TEXT AMENDMENTS PERTAINING TO ZONING CODE CHAPTER 30 ARTICLE II. DEFINITIONS, SECTION 30.30 DISTRICT DESCRIPTIONS, TABLE 30.40 LIST OF USES, TABLE 30.41 RESIDENTIAL DENSITY REQUIREMENTS, AND SECTION 30.51 OFF-STREET PARKING AND LOADING ZONES. Pg. 77**

8. Ordinances

9. Resolutions

- A. RESOLUTION NO. 5090: A RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT BOND (SPECIAL IMPROVEMENT DISTRICT NO. 181), SERIES 2023; FIXING THE FORM AND DETAILS AND PROVIDING FOR THE EXECUTION AND DELIVERY THEREOF AND SECURITY THEREFOR AND PROVIDING FOR A LOAN FROM DNRC. Pg. 107**
- B. RESOLUTION NO. 5091: A RESOLUTION OF THE CITY OF LIVINGSTON CITY COMMISSION AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT WITH THE ABBI AGENCY FOR PROFESSIONAL SERVICES TO UPDATE THE CITY LOGO AND BRANDING FOR THE CITY OF LIVINGSTON. Pg. 130**

10. Action Items

- A. DISCUSS/APPROVE/DENY: SPECIAL EXCEPTION PERMIT REQUEST FROM SHANE LELANI CENTER. Pg. 170**
- B. CLOSED SESSION PURSUANT TO MONTANA CODE ANNOTATED 2-3-203(3).**

11. City Manager Comment

12. City Commission Comments

13. Adjournment

Calendar of Events

Supplemental Material

Notice

- Public Comment: The public can speak about an item on the agenda during discussion of that item by coming up to the table or podium, signing-in, and then waiting to be recognized by the Chairman. Individuals are reminded that public comments should be limited to items over which the City Commission has supervision, control, jurisdiction, or advisory power (MCA 2-3-202).

- Meeting Recording: An audio and/or video recording of the meeting, or any portion thereof, may be purchased by contacting the City Administration. The City does not warrant the audio and/or video recording as to content, quality, or clarity.
- Special Accommodation: If you need special accommodations to attend or participate in our meeting, please contact the Fire Department at least 24 hours in advance of the specific meeting you are planning on attending.

File Attachments for Item:

A. APPROVE MINUTES FROM MAY 2, 2023, REGULAR MEETING.



Livingston City Commission Minutes

May 02, 2023

5:30-8:30 PM

City – County Complex, Community Room

<https://us02web.zoom.us/j/82075082386?pwd=U3laclpDYUYxOGUzNTFvVzVPcGtQdz09>

Meeting ID: 820 7508 2386 Passcode: **107382** Call In (669) 900-6833

1. Call to Order

2. Roll Call: In attendance Chair Melissa Nootz, Vice-Chair Karrie Kahle, Commissioner Friedman, Commissioner Schwarz, Commissioner Lyons. City Manager Grant Gager, and Recording Secretary Faith Kinnick.

3. Public Comment 5:31 p.m. (00:00:58)

Individuals are reminded that public comments should be limited to item over which the City Commission has supervision, control jurisdiction, or advisory power (MCA 2-3-202)

Leslie Feigel, of Livingston Area Chamber spoke regarding the 'donut' zoning, parade route and invited the commission to the grand opening of the Maps of Lewis & Clark Exhibit on May 19th at the Chamber.

Patricia Grabow shared she had sent material to the commission regarding the Band Shell and Civic Center, the area is now listed on the National Historic Registry, wants a committee to look at water issues in our area.

Keegan Nashan shared concerns about access to public proceedings following events that happened in Helena at the legislative session. Including the removal of representatives from the floor, and the abrupt end of live broadcast. Potential impacts on local residents.

4. Consent Items 5:44 p.m. (00:13:41)

A. ACCEPT MINUTES FROM APRIL 18, 2022 REGULAR MEETING.

B. ACCEPT CITY COURT REPORT FROM MARCH 2023.

C. AUTHORIZE A SUB-RECIPIENT AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT REVOLVING LOAN FUND, WITH MSU EXTENSION.

D. CONSIDERATION OF AGREEMENT 20017.

E. ACCEPT THE URBAN RENEWAL AGENCY RECOMMENDATION TO APPOINT JULIE EVANS TO FILL VACANCY.

Schwarz motioned for approval of consent items A-E, seconded by Kahle, all in favor, passes 5-0.

5. Proclamations 5:45 p.m. (00:14:24)

A. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, DECLARING MAY 2023 AS 'NO MOW MAY' IN THE CITY OF LIVINGSTON.

Nootz read proclamation. Gager shared the City will participate in event at Mars Park, Mayors Landing, Myer’s Riverview Park, the former roping arena area, and Reservoir Park. Encouraged residents to participate and support our early spring pollinators in their yards.

6. Scheduled Public Comment

7. Public Hearings

Individuals are reminded that testimony at a public hearing should be relevant, material, and not repetitious. (MCA 7-1-4131 and Livingston City Code Section 2-21)

8. Ordinances

9. Resolutions

10. Action Items 5:49 p.m. (00:18:23)

A. CONSIDERATION OF OPEN CONTAINER ENFORCEMENT WAIVER DURING THE 5th ANNUAL CREEK TO PEAK EVENT.

Gager introduced item, and shared the applicant was agreeable to the additional safety requirements outlined by the Fire Department. The Commission had a few clarifying questions and heard from the applicant. The Commission received comments from Leslie Feigel regarding alcohol at the event. Schwarz motioned for approval, seconded by Lyons, all in favor, passes 5-0.

B. CONSIDERATION OF OPEN CONTAINER ENFORCEMENT WAIVER DURING THE 1ST ANNUAL FOSSILS FEST AT MILES PARK. 5:58 p.m. (00:27:43)

Gager introduced item, and shared since this is the first event, LPD & Fire did not have additional requirements. The Commission received comments from Leslie Feigel regarding wristbands for alcohol at the event. No deliberations. Schwarz motioned for approval, seconded by Lyons, all in favor, passes 5-0.

C. UPDATE ON STRATEGIC PLAN GUIDING PRINCIPLES. 6:06 p.m. (00:35:26)

Gager introduced item. Heard clarifying comments from Lyons. Nootz and Kahle shared concerns about mission statement, and it was purposely omitted by committee. Nootz noted need to clarify Housing and discuss who it is for. Noted under Infrastructure, include access to clean water. Missing from HHS & Emergency Services, a social worker. Nootz thanked Gager for work on this document but needed some edits. Discussion item only, no vote or deliberation.

D. CLOSED SESSION PURSUANT TO MONTANA CODE ANNOTATED 2-3-203(3). 6:19 p.m. (00:48:48)

Nootz motioned to enter into closed session, seconded by Kahle. Reconvened in normal session at 7:20 p.m.

11. City Manager Comment 7:20 p.m. (00:49:46)

Gager shared the City did receive notification from the State that the application nominating the Miles Park has been tentatively approved in Washington and expects it to be listed on the registry sometime in June. Added the city newsletter included a link to the survey related to the Wellness Center Project. Encouraged residents to participate.

12. City Commission Comments 7:22 p.m. (00:51:17)

Lyons is eager to end the meeting while the sun is still up and the weather is good. Schwarz asked about the paving in the alley between Geyser and Clark. Gager answered. Shared concerns raised from constituents about project behind American Bank, Gager will follow-up. Kahle shared experience with Nootz judging 4-H projects over the weekend. Nootz commended the survey and concurs with Lyons.

13. Adjournment

Schwarz motioned for adjournment, seconded by Lyons, all in favor passes 5-0. Adjourned at 7:25 p.m.

RECEIVED
MAY 21 2023
RC

GRAND OPENING - FRIDAY MAY 19 @ 5PM:

THE MAPS of LEWIS AND CLARK



LIVINGSTON AREA CHAMBER of COMMERCE
VISITOR INFORMATION CENTER



Thank you for participating in the 2023 99th annual Livingston Parade. We want to remind everyone that this is a family friendly event, which draws and focuses on our community, families, and children. As a result, we want to remind everyone this parade is not a venue for protests, Private agendas or personal political views, nudity, hate, or **disrespect** for any other business, float participant, person, or group.

Let's keep this parade going for another 99 years and keep it fun and friendly.

PARTICIPANT RULES

#1

To prevent injury, ABSOLUTELY NO THROWING OF CANDY OR ITEMS FROM CENTER OF PARADE ROUTE.

**Violators will lose opportunity to participate in next year's parade.

#2

FOR SAFETY, VEHICLES MAY NOT rev engines or spin wheels.

#3

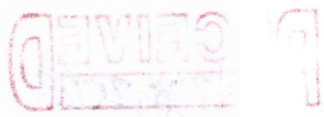
EACH PARTICIPATING ENTRY IS LEGALLY RESPONSIBLE & LIABLE for the control & conduct of its entire presentation including individuals, group members, vehicles, riders, wagons, carts, bikes, animals, equipment, etc.

#4

NO SOLICITING -NO PROTESTING -NO LEWD, SUGGESTIVE, NUDITY REMOVAL OF CLOTHING during the parade please, AS YOU WILL BE REMOVED IMMEDIATELY AND NOT ALLOWED TO ENTRY AGAIN.

#5

NO LITTERING ON OUR STREETS, PLEASE USE GARBAGE BINS PROVIDED



#6

ALL FLOATS AND ENTRIES WILL BE APPROVED AND VISITED BY THE ETHICS COMMITTEE TO RECEIVE A YELLOW CARD BEFORE BEING ALLOWED TO ENTER THE PARADE ROUTE.

Signature required X--- Below on application

CARS

Line up on West Geyser between 2nd & 3rd Streets. JUDGING WILL BE ON ROUTE BY THE POST OFFICE.

HORSES

Unload at Civic Center, Line up crosses bridge on Yellowstone St. then turn right onto Geyser St. Stop at 3rd. Horse entries are judged during the parade at the judging table. HORSES ARE BEHIND OLD CAR ENTRYS.

FLOATS

THE LARGE FLOATS CAN BE PREPARED AT PARK HIGH SCHOOL.

ALL OTHER ENTRIES

PARK AT THE MIDDLE SCHOOL LOT OR ON RIVER DR. ON LEFT AND BE COURTEOUS AND ABOVE ALL PATIENT.

BANDS ON FOOT

Meet at corner of South 2nd & Geyser. Please notify parade attendees where you are waiting in the shade.

SHRINE ENTRIES

Meet at north side of swimming pool South 2nd Street.

**PORTA-POTTIE LOCATIONS- MIDDLE SCHOOL SIDEWALK,
BY SWIMMING POOL, HIGHSCHOOL PARKING LOT IN FRONT
AND START OF PARADE ON GEYSER AND 2ND.**

**BINDING WAIVER
OF LIABILITY**

All Parade Entries and Participants, Spectators and By-
Standers participate at their own risk.

*The Livingston Area Chamber of Commerce, City of Livingston,
Park County, and all their employees, volunteers and
representatives will not be held liable or responsible
for any property damage, personal or business losses or
injuries prior to, during or after the Parade.*

PARADE ROUTE starts at the Corner of Geyser & South 2nd

All Judging in enroute and we also have 3 announcer stations
through the route as well!

*Trophies are awarded after the parade at the Chamber
Office the following day.*

SPECIAL NOTICE

All entries must be appropriate family entertainment.

Entries removed from the parade line-up for poor behavior or violation of the rules will not be refunded.

LACC will not be held responsible for reimbursing any other costs of that presentation.

2:00 PM Parade line-up begins & Ethics committee visits begin.

3:00 PM PARADE BEGINS !!!

Be on time—Be prepared to wait. Bring water, snacks, sunscreen & umbrellas. Judging will take place on the parade route at the Judge's table.

This Year's Parade Theme is

Livingston to the Moon and Back!

We are supporting our very own community member who is an astronaut who is heading to the Moon! Check out our video on our website at www.DiscoverLivingston.com

Call Chamber with any questions

406-222-0850.

Livingston Roundup Parade

July 2, 2023

PLEASE RETURN THIS FORM WITH YOUR ENTRY FEE

Business/Org _____

Address _____

Phone _____

PRINT REP NAME _____

Description _____

JUDGED ENTRY - Circle One: YES NO

JUDGED CATEGORIES

_____ Theme float _____ Patriotic float _____ Free Style float

_____ Cars 1900-1949 _____ Cars 1950-2014 _____ Horses _____ Group Horses

ENTRY FEES —circle one (Put YR & MODEL on back)

(Walking Children—Free) No Ads Individual—\$5 No Ad Auto \$10

No Ads Reunions— \$50 No Ads Horse Group—\$25 No Ads Auto/Horse—\$10

Ad Single Horse\$25 Ad Horse Group \$40 Non-Profit Org.— \$50

Political Candidates —\$125 Chamber Member—\$50 Non-Chamber Business -\$110

Payment Info: _____

AGREEMENT:

Registrant accepts & AGREES that displaying Entry will abide by Participant guidelines, Special Notice, Liability Waiver & won't throw anything from center of route. REP'S SIGNATURE & DATE REQUIRED: X _____

I have read and agree to rules #1- #6 X _____

Public Comment Sign-In Sheet

If you would like to make a public comment, please note your name and address will be recorded here. This document is an official public record. Thank you!

| PRINTED NAME | ADDRESS |
|-----------------------|------------------|
| 1. Lesley Feigal LADD | 303 E. Park St. |
| 2. Patricia Grabow | 204 E. Callender |
| 3. Keegan Nashan | 478 O'Rea Creek |
| 4. | |
| 5. | |
| 6. | |
| 7. | |
| 8. | |
| 9. | |
| 10. | |
| 11. | |
| 12. | |
| 13. | |
| 14. | |
| 15. | |
| 16. | |
| 17. | |
| 18. | |
| 19. | |
| 20. | |

File Attachments for Item:

B. RATIFY CLAIMS PAID 04.12.2023-04.28.2023.

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|---|----------------------------|----------------|-----------------------|--------------|-----------------------|-------------|------------|
| A & I DISTRIBUTORS | | | | | | | |
| 84 | A & I DISTRIBUTORS | 3919178 | DEF FLUID | 04/08/2023 | 473.57 | 473.57 | 04/25/2023 |
| Total A & I DISTRIBUTORS: | | | | | 473.57 | 473.57 | |
| ADVANCED ENGINEERING & | | | | | | | |
| 3605 | ADVANCED ENGINEERING & | 86700 | PROFESSIONAL SERVICES | 04/11/2023 | 893.79 | 893.79 | 04/25/2023 |
| Total ADVANCED ENGINEERING &: | | | | | 893.79 | 893.79 | |
| ALL SERVICE TIRE & ALIGNMENT | | | | | | | |
| 22 | ALL SERVICE TIRE & ALIGNME | 65807 | Tire Repair | 04/13/2023 | 20.00 | 20.00 | 04/25/2023 |
| Total ALL SERVICE TIRE & ALIGNMENT: | | | | | 20.00 | 20.00 | |
| ALSCO | | | | | | | |
| 10005 | ALSCO | LBIL1840915 | towel service | 04/03/2023 | 26.91 | 26.91 | 04/25/2023 |
| Total ALSCO: | | | | | 26.91 | 26.91 | |
| BLACKSTONE PUBLISHING | | | | | | | |
| 2219 | BLACKSTONE PUBLISHING | 2074433 | 8 AUDIO BOOKS | 11/16/2022 | 160.00 | 160.00 | 04/25/2023 |
| 2219 | BLACKSTONE PUBLISHING | 2075990 | 6 AUDIO BOOKS | 12/01/2022 | 299.35 | 299.35 | 04/25/2023 |
| 2219 | BLACKSTONE PUBLISHING | 2093841 | 7 AUDIOBOOKS | 03/23/2023 | 306.33 | 306.33 | 04/25/2023 |
| 2219 | BLACKSTONE PUBLISHING | 2095316 | 1 Audiobook | 04/03/2023 | 40.00 | 40.00 | 04/25/2023 |
| 2219 | BLACKSTONE PUBLISHING | 2096351 | 9 AUDIO BOOKS | 04/10/2023 | 360.00 | 360.00 | 04/25/2023 |
| Total BLACKSTONE PUBLISHING: | | | | | 1,165.68 | 1,165.68 | |
| CARQUEST AUTO PARTS | | | | | | | |
| 23 | CARQUEST AUTO PARTS | 1912-574093 | LUBE | 03/02/2023 | 22.91 | 22.91 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574127 | SPRAY ADHESSIVE | 03/02/2023 | 21.59 | 21.59 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574168 | OIL FILTER | 03/02/2023 | 34.56 | 34.56 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574267 | LUBE | 03/03/2023 | 133.14 | 133.14 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574526 | FRAM | 03/07/2023 | 21.15 | 21.15 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574538 | AIR FILTER | 03/07/2023 | 66.12 | 66.12 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574591 | TRAILER CABLE | 03/05/2023 | 13.90 | 13.90 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574670 | BUTT TERMINAL | 03/08/2023 | 11.60 | 11.60 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-5747096 | LED MARKER | 03/09/2023 | 15.65 | 15.65 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574738 | SHOP TOWEL | 03/09/2023 | 112.89 | 112.89 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574740 | SHOP TOWEL | 03/09/2023 | 59.70 | 59.70 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574742 | SHOP TOWEL | 03/09/2023 | 119.40 | 119.40 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574765 | OIL FILTER | 03/09/2023 | 13.12 | 13.12 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574799 | OIL FILTER | 03/10/2023 | 26.24 | 26.24 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574800 | AIR FILTER | 03/10/2023 | 57.38 | 57.38 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-574998 | BRAKE CLEAN | 03/13/2023 | 123.54 | 123.54 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575000 | OIL FILTER | 03/13/2023 | 26.24 | 26.24 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575005 | FILTER FUEL | 03/13/2023 | 31.14 | 31.14 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575006 | FILTERS | 03/13/2023 | 174.76 | 174.76 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575106 | BRAKE CLEAN | 03/14/2023 | 30.84 | 30.84 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575122 | BATTERY | 03/14/2023 | 146.25 | 146.25 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575173 | CONV OIL | 03/15/2023 | 71.64 | 71.64 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575596 | SPARK PLUG/AIR FILTER | 03/20/2023 | 54.09 | 54.09 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575716 | FUEL FILTER | 03/21/2023 | 19.24 | 19.24 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575718 | INNER AIR ELEMENT | 03/21/2023 | 101.76 | 101.76 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575733 | OIL FILTER | 03/21/2023 | 52.48 | 52.48 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-575808 | MAGNETIC RETRIEVER | 03/22/2023 | 20.22 | 20.22 | 04/25/2023 |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|-------------------------------------|----------------------------|----------------|----------------------------|--------------|-----------------------|-------------|------------|
| 23 | CARQUEST AUTO PARTS | 1912-576051 | REFLEX MONOTUBE | 03/24/2023 | 152.98 | 152.98 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-576091 | H7 TWIN | 03/24/2023 | 14.17 | 14.17 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-576331 | MOLDED COOL HOSE | 03/28/2023 | 13.58 | 13.58 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-5765463 | FRAM ANT DEX | 03/29/2023 | 36.08 | 36.08 | 04/25/2023 |
| 23 | CARQUEST AUTO PARTS | 1912-576735 | LONG LIFE MINI LAMP | 04/01/2023 | 1.88 | 1.88 | 04/25/2023 |
| Total CARQUEST AUTO PARTS: | | | | | 1,738.56 | 1,738.56 | |
| CENGAGE LEARNING INC | | | | | | | |
| 10001 | CENGAGE LEARNING INC | 80889113 | 1 BOOK | 03/15/2023 | 25.19 | 25.19 | 04/25/2023 |
| Total CENGAGE LEARNING INC: | | | | | 25.19 | 25.19 | |
| CHARTER COMMUNICATIONS | | | | | | | |
| 3440 | CHARTER COMMUNICATIONS | 019544503182 | ELEVATOR PHONE | 03/18/2023 | 49.99 | 49.99 | 04/25/2023 |
| Total CHARTER COMMUNICATIONS: | | | | | 49.99 | 49.99 | |
| CITY OF LIVINGSTON | | | | | | | |
| 131 | CITY OF LIVINGSTON | TK2023-0110 | Bond Conversion | 04/13/2023 | 370.00 | 370.00 | 04/20/2023 |
| Total CITY OF LIVINGSTON: | | | | | 370.00 | 370.00 | |
| CMI INC | | | | | | | |
| 10005 | CMI INC | 8057090 | BAC-STEEL | 04/21/2023 | 227.90 | 227.90 | 04/25/2023 |
| Total CMI INC: | | | | | 227.90 | 227.90 | |
| COFFMAN'S PEAK ELECTRIC, LLC | | | | | | | |
| 3491 | COFFMAN'S PEAK ELECTRIC, L | 12410940 | CLINIC LIFT STATION | 04/14/2023 | 996.00 | 996.00 | 04/25/2023 |
| 3491 | COFFMAN'S PEAK ELECTRIC, L | 12410941 | ASTRO TIMER INSTALL | 04/14/2023 | 913.10 | 913.10 | 04/25/2023 |
| Total COFFMAN'S PEAK ELECTRIC, LLC: | | | | | 1,909.10 | 1,909.10 | |
| DAKOTA SUPPLY GROUP | | | | | | | |
| 10004 | DAKOTA SUPPLY GROUP | S102611900.00 | COUPLINGS CURB BOX LIDS | 04/06/2023 | 10,672.50 | 10,672.50 | 04/25/2023 |
| 10004 | DAKOTA SUPPLY GROUP | S102611900.00 | MJ LONG SLEEVE | 04/12/2023 | 513.34 | 513.34 | 04/25/2023 |
| Total DAKOTA SUPPLY GROUP: | | | | | 11,185.84 | 11,185.84 | |
| DANA SAFETY SUPPLY, INC. | | | | | | | |
| 3234 | DANA SAFETY SUPPLY, INC. | 844263 | UNINSTALL AND REINSTALL RA | 04/13/2023 | 1,135.00 | 1,135.00 | 04/25/2023 |
| Total DANA SAFETY SUPPLY, INC.: | | | | | 1,135.00 | 1,135.00 | |
| DELTA SIGNS & GRAPHICS | | | | | | | |
| 509 | DELTA SIGNS & GRAPHICS | 2844 | CEMETARY SIGNS | 04/14/2023 | 470.00 | 470.00 | 04/25/2023 |
| Total DELTA SIGNS & GRAPHICS: | | | | | 470.00 | 470.00 | |
| DEMCO | | | | | | | |
| 199 | DEMCO | 7284405 | Book Prep Supplies | 03/28/2023 | 280.34 | 280.34 | 04/25/2023 |
| Total DEMCO: | | | | | 280.34 | 280.34 | |
| FARSTAD OIL | | | | | | | |
| 3353 | FARSTAD OIL | 104741 | Diesel 400G | 04/10/2023 | 1,588.00 | 1,588.00 | 04/25/2023 |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|--|---------------------------|----------------|---------------------------|--------------|-----------------------|-------------|------------|
| 3353 | FARSTAD OIL | 104810 | Diesel 493G | 04/13/2023 | 1,786.14 | 1,786.14 | 04/25/2023 |
| Total FARSTAD OIL: | | | | | 3,374.14 | 3,374.14 | |
| FIRE DYNAMICS TRAINING | | | | | | | |
| 10005 | FIRE DYNAMICS TRAINING | 2023-02 | PROFESSIONAL SERVICES | 03/31/2023 | 1,000.00 | 1,000.00 | 04/25/2023 |
| Total FIRE DYNAMICS TRAINING: | | | | | 1,000.00 | 1,000.00 | |
| FOUR CORNERS RECYCLING, LLC | | | | | | | |
| 2919 | FOUR CORNERS RECYCLING, | 4878 | FULL FEES | 03/28/2023 | 4,911.60 | 4,911.60 | 04/25/2023 |
| 2919 | FOUR CORNERS RECYCLING, | 4878 | Pull fees CREDIT | 03/28/2023 | 1,290.69- | 1,290.69- | 04/25/2023 |
| Total FOUR CORNERS RECYCLING, LLC: | | | | | 3,620.91 | 3,620.91 | |
| GENERAL DISTRIBUTING COMPANY | | | | | | | |
| 1845 | GENERAL DISTRIBUTING COM | 0001229846 | CYLINDER RENTAL | 03/31/2023 | 35.46 | 35.46 | 04/25/2023 |
| Total GENERAL DISTRIBUTING COMPANY: | | | | | 35.46 | 35.46 | |
| GRAYBEAL'S ALL SERVICE | | | | | | | |
| 98 | GRAYBEAL'S ALL SERVICE | 13032 | SERVICE CALL | 01/20/2023 | 114.94 | 114.94 | 04/25/2023 |
| Total GRAYBEAL'S ALL SERVICE: | | | | | 114.94 | 114.94 | |
| HAWKINS, INC | | | | | | | |
| 470 | HAWKINS, INC | 6447457 | Chlorine cylinder | 04/15/2023 | 100.00 | 100.00 | 04/25/2023 |
| Total HAWKINS, INC: | | | | | 100.00 | 100.00 | |
| HILLYARD OF MONTANA | | | | | | | |
| 63 | HILLYARD OF MONTANA | 605075342 | SupplIES | 04/04/2023 | 171.21 | 171.21 | 04/25/2023 |
| Total HILLYARD OF MONTANA: | | | | | 171.21 | 171.21 | |
| HORIZON AUTO PARTS | | | | | | | |
| 1920 | HORIZON AUTO PARTS | 965406 | BRAKE PARTS CLEANER | 04/05/2023 | 7.78 | 7.78 | 04/25/2023 |
| 1920 | HORIZON AUTO PARTS | 966185 | FUEL HOS | 04/14/2023 | 2.54 | 2.54 | 04/25/2023 |
| Total HORIZON AUTO PARTS: | | | | | 10.32 | 10.32 | |
| INDUSTRIAL COMM & ELEC OF BOZEMAN | | | | | | | |
| 3455 | INDUSTRIAL COMM & ELEC OF | 33994 | RADIO BASE STATION REPAIR | 04/05/2023 | 655.00 | 655.00 | 04/25/2023 |
| Total INDUSTRIAL COMM & ELEC OF BOZEMAN: | | | | | 655.00 | 655.00 | |
| INGRAM LIBRARY SERVICE | | | | | | | |
| 1539 | INGRAM LIBRARY SERVICE | 74974928 | 10 BOOKS | 03/13/2023 | 157.44 | 157.44 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 74974929 | 38 BOOKS | 03/13/2023 | 538.17 | 538.17 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 74974930 | 1 Book | 03/13/2023 | 19.54 | 19.54 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 74974931 | 1 Book | 03/13/2023 | 12.64 | 12.64 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75008847 | 6 Books | 03/15/2023 | 97.11 | 97.11 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75091810 | 15 BOOKS | 03/20/2023 | 227.31 | 227.31 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75091811 | 3 BOOKS | 03/20/2023 | 50.93 | 50.93 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75091812 | 1 Book | 03/20/2023 | 19.43 | 19.43 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75141050 | 2 Books | 03/22/2023 | 39.77 | 39.77 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75184712 | 1 Book | 03/24/2023 | 36.76 | 36.76 | 04/25/2023 |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|--|----------------------------|----------------|-----------------------|--------------|-----------------------|-------------|------------|
| 1539 | INGRAM LIBRARY SERVICE | 75211365 | 13 BOOKS | 03/27/2023 | 215.25 | 215.25 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75278191 | 2 Books | 03/30/2023 | 48.00 | 48.00 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75325213 | 1 Book | 04/03/2023 | 20.05 | 20.05 | 04/25/2023 |
| 1539 | INGRAM LIBRARY SERVICE | 75325214 | 14 BOOKS | 04/03/2023 | 225.56 | 225.56 | 04/25/2023 |
| Total INGRAM LIBRARY SERVICE: | | | | | 1,707.96 | 1,707.96 | |
| INSTY-PRINTS | | | | | | | |
| 250 | INSTY-PRINTS | 15337 | NAME PLATE | 04/17/2023 | 79.10 | 79.10 | 04/25/2023 |
| 250 | INSTY-PRINTS | 15352 | Business cards-PIERCE | 04/07/2023 | 49.95 | 49.95 | 04/25/2023 |
| Total INSTY-PRINTS: | | | | | 129.05 | 129.05 | |
| IRRIGATION INNOVATIONS | | | | | | | |
| 10002 | IRRIGATION INNOVATIONS | 7443 | MARCH SNOW REMOVAL | 04/09/2023 | 600.00 | 600.00 | 04/25/2023 |
| Total IRRIGATION INNOVATIONS: | | | | | 600.00 | 600.00 | |
| KELLEY CONNECT | | | | | | | |
| 10001 | KELLEY CONNECT | 33755224 | AGREEMENT 112-1689019 | 03/31/2023 | 230.57 | 230.57 | 04/25/2023 |
| 10001 | KELLEY CONNECT | IN1288973 | JH16414 | 04/03/2023 | 5.53 | 5.53 | 04/25/2023 |
| 10001 | KELLEY CONNECT | IN1290338 | JH13332 | 04/04/2023 | 24.49 | 24.49 | 04/25/2023 |
| 10001 | KELLEY CONNECT | IN1290338 | JH13332 | 04/04/2023 | 24.49 | 24.49 | 04/25/2023 |
| 10001 | KELLEY CONNECT | IN1290338 | JH13332 | 04/04/2023 | 24.49 | 24.49 | 04/25/2023 |
| 10001 | KELLEY CONNECT | IN1290338 | JH13332 | 04/04/2023 | 24.49 | 24.49 | 04/25/2023 |
| Total KELLEY CONNECT: | | | | | 334.06 | 334.06 | |
| KELLEY, DARREN | | | | | | | |
| 3585 | KELLEY, DARREN | 2023.4.7 | REIMB-REPAIRS | 04/07/2023 | 40.78 | 40.78 | 04/25/2023 |
| Total KELLEY, DARREN: | | | | | 40.78 | 40.78 | |
| KEN'S EQUIPMENT REPAIR, INC | | | | | | | |
| 1390 | KEN'S EQUIPMENT REPAIR, IN | 60598 | HOSE AND FITTINGS | 04/05/2023 | 186.55 | 186.55 | 04/25/2023 |
| Total KEN'S EQUIPMENT REPAIR, INC: | | | | | 186.55 | 186.55 | |
| LEHRKIND'S COCA-COLA | | | | | | | |
| 2830 | LEHRKIND'S COCA-COLA | 1999702 | Water | 04/19/2023 | 30.00 | 30.00 | 04/25/2023 |
| Total LEHRKIND'S COCA-COLA: | | | | | 30.00 | 30.00 | |
| LIVINGSTON CHAMBER OF COMMERCE | | | | | | | |
| 618 | LIVINGSTON CHAMBER OF CO | 20436A | 2023 MEMBERSHIP | 01/09/2023 | 100.00 | 100.00 | 04/25/2023 |
| Total LIVINGSTON CHAMBER OF COMMERCE: | | | | | 100.00 | 100.00 | |
| LIVINGSTON FLOORING AND CARPET CENTER | | | | | | | |
| 10000 | LIVINGSTON FLOORING AND C | 2988 | FLOORING | 02/10/2023 | 140.45 | 140.45 | 04/25/2023 |
| 10000 | LIVINGSTON FLOORING AND C | 2988 | FLOORING | 02/10/2023 | 140.44 | 140.44 | 04/25/2023 |
| 10000 | LIVINGSTON FLOORING AND C | 2988 | FLOORING | 02/10/2023 | 140.44 | 140.44 | 04/25/2023 |
| 10000 | LIVINGSTON FLOORING AND C | 2988 | FLOORING | 02/10/2023 | 140.44 | 140.44 | 04/25/2023 |
| Total LIVINGSTON FLOORING AND CARPET CENTER: | | | | | 561.77 | 561.77 | |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|-----------------------------------|----------------------------|----------------|-----------------------------------|--------------|--------------------|-------------|------------|
| LIVINGSTON UTILITY BILLING | | | | | | | |
| 147 | LIVINGSTON UTILITY BILLING | 2023.4.28 | 1012100 | 04/05/2023 | 416.35 | 416.35 | 04/25/2023 |
| Total LIVINGSTON UTILITY BILLING: | | | | | 416.35 | 416.35 | |
| MASTERCARD | | | | | | | |
| 3184 | MASTERCARD | 2023_02 BAKE | Doggie Poop Bags | 03/01/2023 | 499.95 | 499.95 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 BAKE | Online Arborist Classes | 03/01/2023 | 53.90 | 53.90 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 BAKE | Arborist Membership | 03/01/2023 | 100.00 | 100.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 BAKE | Fuel | 03/01/2023 | 43.26 | 43.26 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 CHAB | Accountability Tags | 03/01/2023 | 35.05 | 35.05 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 CHAB | Coffee RY Fire | 03/01/2023 | 78.00 | 78.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Coffee Pot Replacement | 03/01/2023 | 20.99 | 20.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Toilet Paper for Parks | 03/01/2023 | 191.92 | 191.92 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Printers for WRF | 03/01/2023 | 599.98 | 599.98 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Ball Valves for Parks Pools | 03/01/2023 | 191.94 | 191.94 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Nitrile Gloves | 03/01/2023 | 113.74 | 113.74 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Nitrile Gloves | 03/01/2023 | 113.73 | 113.73 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Batteries | 03/01/2023 | 44.32 | 44.32 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Coffee | 03/01/2023 | 199.90 | 199.90 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Coffee | 03/01/2023 | 199.90 | 199.90 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Toilet Paper | 03/01/2023 | 95.96 | 95.96 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Toilet Paper | 03/01/2023 | 95.96 | 95.96 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Toilet Paper | 03/01/2023 | 95.96 | 95.96 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Toilet Paper | 03/01/2023 | 95.96 | 95.96 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Toilet Paper | 03/01/2023 | 95.96 | 95.96 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Toilet Paper | 03/01/2023 | 95.96 | 95.96 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Grass Seed | 03/01/2023 | 300.00 | 300.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 DELA | Light Bulbs | 03/01/2023 | 8.01 | 8.01 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 FETT | Supplies | 03/01/2023 | 47.98 | 47.98 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 FETT | Supplies | 03/01/2023 | 94.97 | 94.97 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 FETT | Supplies | 03/01/2023 | 24.99 | 24.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 FETT | Supplies | 03/01/2023 | 8.99 | 8.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 FETT | GFOA Closing Event | 03/01/2023 | 35.00 | 35.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 FETT | CPFO Exam Fees | 03/01/2023 | 600.00 | 600.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GILB | Office Supplies | 03/01/2023 | 7.50 | 7.50 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GILB | Medic 3 Repair | 03/01/2023 | 2,399.81 | 2,399.81 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GILB | Vehicle Maint. Supplies | 03/01/2023 | 41.96 | 41.96 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GILB | Vehicle Maint. Supplies | 03/01/2023 | 9.45 | 9.45 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GLAS | Fax Fee | 03/01/2023 | .31 | .31 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GLAS | Fax | 03/01/2023 | 34.99 | 34.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GRA | 3 4-pack mini stretch cord | 03/01/2023 | 5.97 | 5.97 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GRA | 2 office chairs; 2 chair mats | 03/01/2023 | 249.90 | 249.90 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GRA | service charges | 03/01/2023 | 17.99 | 17.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GRA | postage purchase | 03/01/2023 | 100.00 | 100.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 GRA | 5 4-pack mini stretch cord | 03/01/2023 | 9.95 | 9.95 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 HAEF | Lead Free Swivel Adapter | 03/01/2023 | 273.40 | 273.40 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 HAEF | 2"" BackFlow Preventer | 03/01/2023 | 887.00 | 887.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 HAPP | temporary recording system for co | 03/01/2023 | .99 | .99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 HOFF | Standard UCC SSL Renewal | 03/01/2023 | 499.98 | 499.98 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 HOL | Lunch with Darryl Brunson | 03/01/2023 | 38.00 | 38.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 JOHN | return office supply | 03/01/2023 | 99.95- | 99.95- | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 JOHN | adobe subscription | 03/01/2023 | 14.99 | 14.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 JOHN | office supply | 03/01/2023 | 147.24 | 147.24 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 JOHN | credit cancelation | 03/01/2023 | 245.43- | 245.43- | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | Office Supplies | 03/01/2023 | 137.52 | 137.52 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | City Commission Zoom Account | 03/01/2023 | 41.50 | 41.50 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | Office Supplies | 03/01/2023 | 41.63 | 41.63 | 03/20/2023 |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|-------------------|-------------|----------------|-----------------------------------|--------------|--------------------|-------------|------------|
| 3184 | MASTERCARD | 2023_02 KINNI | Office Supplies | 03/01/2023 | 1,412.00 | 1,412.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | Board & Committee Account | 03/01/2023 | 57.05 | 57.05 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | Employee Jacket- Kirkegard | 03/01/2023 | 198.85 | 198.85 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | Zoom Account-5001269153 Plann | 03/01/2023 | 57.05 | 57.05 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | Office Supplies | 03/01/2023 | 30.48 | 30.48 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 KINNI | Subscription software | 03/01/2023 | 60.00 | 60.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 218.18 | 218.18 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 300.00 | 300.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 507.91 | 507.91 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 505.48 | 505.48 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 514.78 | 514.78 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Grant Program Upgrade | 03/01/2023 | 19.99 | 19.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 505.70 | 505.70 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 503.30 | 503.30 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Office Supplies | 03/01/2023 | 14.78 | 14.78 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Office Supplies | 03/01/2023 | 16.99 | 16.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Office Supplies | 03/01/2023 | 8.97 | 8.97 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Recruiting | 03/01/2023 | 510.39 | 510.39 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Public Employee Relations | 03/01/2023 | 419.40 | 419.40 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 LOW | Public Employee Relations | 03/01/2023 | 209.99 | 209.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 PURK | postage for annual filings | 03/01/2023 | 17.10 | 17.10 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 PURK | January Medwrite | 03/01/2023 | 5,938.39 | 5,938.39 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Pizza Order for Kids Night Out | 03/01/2023 | 73.20 | 73.20 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Spring Break Camp Supplies | 03/01/2023 | 13.10 | 13.10 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Spring Break Camp Supplies | 03/01/2023 | 100.81 | 100.81 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Spring Break Camp Supplies | 03/01/2023 | 22.94 | 22.94 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Spring Break Camp Supplies | 03/01/2023 | 33.05 | 33.05 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Spring Break Camp Supplies | 03/01/2023 | 10.49 | 10.49 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Spring Break Camp Supplies | 03/01/2023 | 7.49 | 7.49 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Spring Break Camp Supplies | 03/01/2023 | 6.29 | 6.29 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Basketballs | 03/01/2023 | 294.88 | 294.88 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Basketballs | 03/01/2023 | 102.22 | 102.22 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | National Membership and material | 03/01/2023 | 283.04 | 283.04 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Graphic Design Program | 03/01/2023 | 134.36 | 134.36 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Facility Cameras | 03/01/2023 | 100.00 | 100.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TARR | Wristbands - Basketball | 03/01/2023 | 39.90 | 39.90 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | 1" Heater Hose | 03/01/2023 | 65.98 | 65.98 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Quick Tach Adapter for Bobcat Ski | 03/01/2023 | 334.00 | 334.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | High Back Seat for Bobcat SkidSt | 03/01/2023 | 134.94 | 134.94 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Hydraulic Tilt Cylinder | 03/01/2023 | 853.98 | 853.98 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Filter Cover Rotor Pump Kit | 03/01/2023 | 28.56 | 28.56 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Moniter Wall Mount | 03/01/2023 | 29.99 | 29.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Computer Moniter | 03/01/2023 | 119.99 | 119.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Booster Pump Motor | 03/01/2023 | 424.45 | 424.45 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Front Windshield Washer Pump | 03/01/2023 | 8.99 | 8.99 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | 1 Radio, 1 Mount, 1 Antenna | 03/01/2023 | 647.10 | 647.10 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | 2 Mounts & Antennas | 03/01/2023 | 183.95 | 183.95 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | 3 Mounts & Antenna | 03/01/2023 | 269.76 | 269.76 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Laboratory Dual Input Bench Top | 03/01/2023 | 325.00 | 325.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | OSHA General Industry Training | 03/01/2023 | 53.10 | 53.10 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | OSHA General Industry Training | 03/01/2023 | 59.00 | 59.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Whatman Glass Microfiber Filter | 03/01/2023 | 104.00 | 104.00 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Moniter Wall Mount/USB Sharing | 03/01/2023 | 101.98 | 101.98 | 03/20/2023 |
| 3184 | MASTERCARD | 2023_02 TIDW | Various Tools and Supplies | 03/01/2023 | 141.10 | 141.10 | 03/20/2023 |
| Total MASTERCARD: | | | | | 25,835.44 | 25,835.44 | |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|---------------------------------------|----------------------------|----------------|-----------------------------|--------------|-----------------------|-------------|------------|
| MISC | | | | | | | |
| 99999 | MISC | 2023.4.17 | ReSTITUTION CR2023-001 | 04/17/2023 | 18.99 | 18.99 | 04/25/2023 |
| 99999 | MISC | 2023.4.19 | ReSTITUTION TK2020-0086 | 04/19/2023 | 20.00 | 20.00 | 04/25/2023 |
| 99999 | MISC | 3041014260 | REFUND ANNE GERONIMO | 03/28/2023 | 70.45 | 70.45 | 04/27/2023 |
| 99999 | MISC | 72069 | Reissue Check #4639 | 04/17/2023 | 590.00 | 590.00 | 04/17/2023 |
| 99999 | MISC | TK2022-0249 | Bond Release | 04/12/2023 | 1,475.00 | 1,475.00 | 04/20/2023 |
| 99999 | MISC | TK2022-0258 | Bond Release | 03/28/2023 | 1,070.00 | 1,070.00 | 04/20/2023 |
| 99999 | MISC | TK2023-0088 | Bond Release | 03/30/2023 | 305.00 | 305.00 | 04/20/2023 |
| 99999 | MISC | TK2023-0115 | Bond Release | 04/13/2023 | 520.00 | 520.00 | 04/20/2023 |
| Total MISC: | | | | | 4,069.44 | 4,069.44 | |
| MONTANA DOG COMPANY | | | | | | | |
| 10005 | MONTANA DOG COMPANY | 000005-R-0002 | KINETIC POWER | 03/08/2023 | 294.00 | 294.00 | 04/25/2023 |
| Total MONTANA DOG COMPANY: | | | | | 294.00 | 294.00 | |
| MONTANA HISTORICAL SOCIETY | | | | | | | |
| 10002 | MONTANA HISTORICAL SOCIET | LIB 23-03 | microfilm | 04/05/2023 | 130.00 | 130.00 | 04/25/2023 |
| Total MONTANA HISTORICAL SOCIETY: | | | | | 130.00 | 130.00 | |
| NEWMAN SIGNS INC. | | | | | | | |
| 64 | NEWMAN SIGNS INC. | TRFINVO4610 | SPECIAL TRAFFIC BANNERS | 04/04/2023 | 1,904.94 | 1,904.94 | 04/25/2023 |
| Total NEWMAN SIGNS INC.: | | | | | 1,904.94 | 1,904.94 | |
| NORTHWEST PIPE FITTINGS, INC | | | | | | | |
| 423 | NORTHWEST PIPE FITTINGS, I | 5791829-2 | COMP BALL CURB STOP | 04/04/2023 | 3,972.50 | 3,972.50 | 04/25/2023 |
| 423 | NORTHWEST PIPE FITTINGS, I | 5901187 | COVER ASSEMBLY | 04/04/2023 | 193.78 | 193.78 | 04/25/2023 |
| Total NORTHWEST PIPE FITTINGS, INC: | | | | | 4,166.28 | 4,166.28 | |
| NORTHWESTERN ENERGY | | | | | | | |
| 151 | NORTHWESTERN ENERGY | 3015965-1 202 | 330 BENNETT-FIRE TRAINING C | 04/04/2023 | 266.17 | 266.17 | 04/12/2023 |
| 151 | NORTHWESTERN ENERGY | 3837245-4 4.2 | 220 E PARK | 04/11/2023 | 746.28 | 746.28 | 04/25/2023 |
| Total NORTHWESTERN ENERGY: | | | | | 1,012.45 | 1,012.45 | |
| PARK COUNTY TREASURER - TECH | | | | | | | |
| 1702 | PARK COUNTY TREASURER - T | 2023.4.13 | MARCH COLLECTIONS | 04/13/2023 | 130.00 | 130.00 | 04/25/2023 |
| Total PARK COUNTY TREASURER - TECH: | | | | | 130.00 | 130.00 | |
| PARK COUNTY TREASURER/M.L.E.A. | | | | | | | |
| 2156 | PARK COUNTY TREASURER/M. | 2023.4.13 | MARCH COLLECTIONS | 04/13/2023 | 140.00 | 140.00 | 04/25/2023 |
| Total PARK COUNTY TREASURER/M.L.E.A.: | | | | | 140.00 | 140.00 | |
| PARK COUNTY VICTIM WITNESS | | | | | | | |
| 1544 | PARK COUNTY VICTIM WITNES | 2023.4.13 | MARCH COLLECTIONS | 04/13/2023 | 314.00 | 314.00 | 04/25/2023 |
| Total PARK COUNTY VICTIM WITNESS: | | | | | 314.00 | 314.00 | |
| RECREATION SUPPLY CO. | | | | | | | |
| 3033 | RECREATION SUPPLY CO. | 492293 | Pool WATER REGULATOR | 04/01/2023 | 8,438.58 | 8,438.58 | 04/25/2023 |
| 3033 | RECREATION SUPPLY CO. | 493840 | Pool RUBBER BASE | 04/15/2023 | 6,560.51 | 6,560.51 | 04/25/2023 |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|--|---------------------------|----------------|--------------------------|--------------|--------------------|-------------|------------|
| 3033 | RECREATION SUPPLY CO. | RTN011719 | RETURN | 04/17/2023 | 473.25- | 473.25- | 04/25/2023 |
| Total RECREATION SUPPLY CO.: | | | | | 14,525.84 | 14,525.84 | |
| REPUBLIC SERVICES #670 | | | | | | | |
| 10000 | REPUBLIC SERVICES #670 | 0670-0003929 | DISPOSAL/RECYCLING | 03/31/2023 | 104,426.49 | 104,426.49 | 04/25/2023 |
| Total REPUBLIC SERVICES #670: | | | | | 104,426.49 | 104,426.49 | |
| SPECIAL LUBE | | | | | | | |
| 1814 | SPECIAL LUBE | 224-280-9305 | Oil Change | 04/17/2023 | 59.59 | 59.59 | 04/25/2023 |
| Total SPECIAL LUBE: | | | | | 59.59 | 59.59 | |
| TEAR IT UP L.L.C. | | | | | | | |
| 2999 | TEAR IT UP L.L.C. | 56675 | Shredding | 03/05/2023 | 50.00 | 50.00 | 04/25/2023 |
| 2999 | TEAR IT UP L.L.C. | 56675 | Shredding | 03/05/2023 | 50.00 | 50.00 | 04/25/2023 |
| Total TEAR IT UP L.L.C.: | | | | | 100.00 | 100.00 | |
| TOTAL FIRE PROTECTION WEST LLC | | | | | | | |
| 10004 | TOTAL FIRE PROTECTION WES | 12478181 | SAFTY AND RISK MANAGEMEN | 04/12/2023 | 586.00 | 586.00 | 04/25/2023 |
| TOTAL FIRE PROTECTION WEST LLC: | | | | | 586.00 | 586.00 | |
| TOWN & COUNTRY FOODS - LIVINGSTON | | | | | | | |
| 2595 | TOWN & COUNTRY FOODS - LI | 2023.3.30 | Water | 03/30/2023 | 4.58 | 4.58 | 04/25/2023 |
| 2595 | TOWN & COUNTRY FOODS - LI | 27 | Water | 04/04/2023 | 4.58 | 4.58 | 04/25/2023 |
| Total TOWN & COUNTRY FOODS - LIVINGSTON: | | | | | 9.16 | 9.16 | |
| TREE INCARNATION ARBOR CARE | | | | | | | |
| 10004 | TREE INCARNATION ARBOR CA | 2023.4 | REMOVAL HAZARDOUS LIMB | 04/01/2023 | 175.00 | 175.00 | 04/25/2023 |
| Total TREE INCARNATION ARBOR CARE: | | | | | 175.00 | 175.00 | |
| UPS STORE #2420, THE | | | | | | | |
| 292 | UPS STORE #2420, THE | 2023.4.14 | Postage FOR ECG REPAIR | 04/14/2023 | 303.10 | 303.10 | 04/25/2023 |
| Total UPS STORE #2420, THE: | | | | | 303.10 | 303.10 | |
| USA BLUEBOOK | | | | | | | |
| 1430 | USA BLUEBOOK | 20719 | RePLACEMENT CAP | 02/24/2023 | 212.69 | 212.69 | 04/25/2023 |
| Total USA BLUEBOOK: | | | | | 212.69 | 212.69 | |
| VERIZON WIRELESS | | | | | | | |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 60.83 | 60.83 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 46.57 | 46.57 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 19.04 | 19.04 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 19.04 | 19.04 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 19.04 | 19.04 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | .00 | .00 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 60.83 | 60.83 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.48 | 42.48 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 19.04 | 19.04 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.50 | 42.50 | 04/25/2023 |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|-----------------------------|----------------------|----------------|-----------------------|--------------|--------------------|-------------|------------|
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.48 | 42.48 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 200.05 | 200.05 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.48 | 42.48 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 19.04 | 19.04 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.48 | 42.48 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 16.16 | 16.16 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 16.16 | 16.16 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.50 | 42.50 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.50 | 42.50 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 19.04 | 19.04 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 13.54 | 13.54 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 11.80 | 11.80 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 46.57 | 46.57 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.48 | 42.48 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028945 | APRIL 2023 CELLPHONES | 04/08/2023 | 42.48 | 42.48 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 65.14 | 65.14 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 10.21 | 10.21 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 10.21 | 10.21 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 24.14 | 24.14 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | .00 | .00 | |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 12.65 | 12.65 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 20.40 | 20.40 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 12.65 | 12.65 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 12.65 | 12.65 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 12.65 | 12.65 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| 879 | VERIZON WIRELESS | 9932028946 | APRIL 2023 CELLPHONES | 04/08/2023 | 45.53 | 45.53 | 04/25/2023 |
| Total VERIZON WIRELESS: | | | | | 1,656.87 | 1,656.87 | |
| WHISTLER TOWING, LLC | | | | | | | |
| 3237 | WHISTLER TOWING, LLC | 7506 | ENGINE 1 REPAIR | 04/10/2023 | 210.00 | 210.00 | 04/25/2023 |
| Total WHISTLER TOWING, LLC: | | | | | 210.00 | 210.00 | |
| Grand Totals: | | | | | 193,421.66 | 193,421.66 | |

| Vendor | Vendor Name | Invoice Number | Description | Invoice Date | Net Invoice Amount | Amount Paid | Date Paid |
|--------|-------------|----------------|-------------|--------------|-----------------------|-------------|-----------|
|--------|-------------|----------------|-------------|--------------|-----------------------|-------------|-----------|

Dated: _____

Mayor: _____

City Council: _____

City Recorder: _____

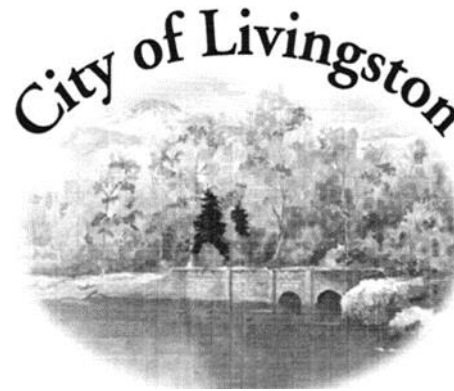
File Attachments for Item:

C. APPROVE APPLICATION FOR SPECIAL PARKING SPACE

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingstonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: 5/16/2023
To: Chair Nootz and City Commissioners
From: Grant Gager

Staff Report for Approval of a Special Reserved Parking Space

Recommendation and Summary

Staff is recommending the Commission approve the reservation and installation of a special parking space to enable parking by a disabled City resident by adopting the following motion:

“I move to approve the reservation and installation of a special parking space located at 325 S. F Street and authorize the City Manager to direct installation of the required signage and paint.”

The reasons for the recommendation are as follows:

- Chapter 9 of the Livingston Municipal Code allows for the creation of special parking spaces in certain circumstances.
- The City has received a request from a resident that conforms to the requirements of the Livingston Municipal Code for issuance of a special reserved parking space. City Commission approval is required to issue such a space.

Introduction and History

Chapter 9 of the Livingston Municipal Code (LMC) provides requirements for the operation and parking of vehicles in the City of Livingston. Importantly, Section 9-243.C. of the LMC allows for the creation of Special Reserved Parking Spaces for disabled persons adjacent to their residence subject to the approval of the City Commission.

Analysis

The City has received an application for a Special Reserved Parking Space at 325 S. F Street in the City of Livingston that meets the requirements established in the LMC and staff is requesting City Commission approval for reservation and installation of such a space. The permit will not be provided until the fee and appropriate vehicle registration documents are provided.

Fiscal Impact

The \$50.00 fee established in the LMC for Special Reserved Parking Spaces is intended to provide for signage installation and cover the City’s cost.

Strategic Alignment

Issuance of such a Special Reserved Parking Space fulfills the goals and requirements of the Livingston Municipal Code.

Attachments

- Attachment A: Special Reserved Parking Space Application

RECEIVED
5/1/23
FW

City of Livingston
Application for Special Parking Spaces
Reserved for Disabled Persons On a Public Street
(Please note this process may take up to 90 days from date of submission)

Name of Applicant: Alyce A. Lewis

Address: 325 South F. Street Phone: (406) 223-5196

Type of Special Parking Space Requested:

 General Public Use Reserved for Personal Use of a Disabled Person. (\$50 fee)

Specific Location of the Requested Space: 325 So. F. St.

Reason for the Request: need to be in front of my house

If requesting a "special parking space" reserved for personal use in a residential area, please answer the following questions:

1. Do you operate a vehicle displaying a specialty inscribed license plate issued by the state of Montana to disabled persons and displaying a wheelchair symbol, or the letters "DV" issued to disabled veteran's, or do you possess a special parking permit issued by the State of Montana to persons with a disability?
(Please provide a copy of the vehicle registration). Yes No

2. Is the requested parking space adjacent to your permanent residence? Yes No

3. Does reasonably accessible and practicable off street parking exist? Yes No

4. License plate number of vehicle(s) designated to use the space: 49-5130F 49-1350C

5. Are the designated vehicles operated by you? Yes No

Administrative Use Only

Date application received: 5-1-23 Reviewed by: Mike Strubbe

Does request meet criteria? Yes No

Comments

City Commission Action: Approved Denied Date:

Installation of Sign:

Sign installed by: Date:

Amount Collected: Check no.

Removal of Sign

Sign removed by: Date

Reason for Removal:

CITY OF LIVINGSTON
220 E PARK ST
LIVINGSTON MT 59047 (406) 222-1142

Receipt No: 1.008512 Apr 26, 2023

LEWIS, ALYCE

Finance
Handicap Signs LEWIS 50.00

Total: 50.00

Cash 50.00
Total Applied: 50.00

Change Tendered: .00

04/26/2023 3:46 PM

Montana Vehicle Registration

Valid Through Date **05/31/2023**

Renewal Cust Nbr **2541002**

| | | | | | | | |
|-----------|----------------|------------|-------------------|------------|---------------------------|---------------|--|
| County | Park | Issue Date | 05/20/2022 | Tab Nbr | A06142479 | Park Fee Paid | |
| Usage | Regular | User | pj4903 | Plate Nbr | 495130F | | |
| Reg Usage | Regular | Fleet Nbr | | Plate Type | Std County Lg (PC) | | |
| Reg Type | | OTN | | | | | |

Owners / Lessors

Alyce Calhoun Lewis
325 S F St
Livingston, MT 590473511

| | | | | | | | |
|----------|--------------------------|-----------|-------------|---------|----------------|-----------|----------------|
| VIN | 1MEFM50U43A627294 | Year | 2003 | Make | Mercury | Model | Sable |
| Veh Type | Passenger (PC) | Style | 4D | Color | Gold | Ext Model | |
| Weight | 3344 | Ton Code | | | | Veh Nbr | 1659761 |
| Decl GVW | | GVW Class | | GVW Beg | | GVW End | |

Alyce Calhoun Lewis
325 S F St
Livingston, MT 590473511



By registering this vehicle the applicant acknowledges having knowledge of the FMCSR and FHMR, if applicable.

Tab Number
A06142479

Month Number
05



State of Montana
Attention Vehicle Owner

When applying tab to rear license plate:

1. Thoroughly clean license plate.
2. Peel tab from backing.
3. Place tab where indicated on face of dry, clean plate or over the top of the prior year's tab.
4. Firmly rub tab and edges down.

This registration receipt must be in the motor vehicle or trailer to which it pertains at all times. The driver or person in control of the vehicle or trailer must display this receipt to a peace officer or any officer or employee of the Montana Department of Justice or Department of Transportation, upon demand of the officer or employee.

Montana law requires the owner of any motor vehicle that is registered and operated on a public highway or a private way commonly used by the public in this state to continuously maintain mandatory motor vehicle liability insurance in the amounts specified by law. Unless this vehicle qualifies for an exemption under Mont. Code Ann. § 61-6-303, such as a motorcycle or quadricycle, mandatory motor vehicle liability insurance is required.

Proof of compliance with the mandatory liability insurance law must be in the motor vehicle. The owner or driver of the motor vehicle must display the insurance card or other proof of compliance to any peace officer, judge or other authorized individual upon demand. Violation of this requirement is a misdemeanor that carries the same penalties as a no insurance violation.

Next time, you may renew your vehicle registration online at <https://mt.vitu.com/mvdyourway/vrguest/>

Public Safety is a Partnership: Buckle Up Slow Down - Dont Drink and Drive

dojmt.gov/driving

IMPORTANT: REMOVE BEFORE
DRIVING VEHICLE



Any Alteration Voids Permit

0531669

Disabled Persons Parking
Identification Permit

| YEAR | EXPIRES | MONTH |
|------|---------|-------|
| 22 | | JAN |
| 23 | | FEB |
| 24 | | MAR |
| 25 | | APR |
| 26 | | MAY |
| 27 | | JUN |
| 28 | | JUL |
| 29 | | AUG |
| 30 | | SEP |
| 31 | | OCT |
| 32 | | NOV |
| 33 | | DEC |



ILLEGAL TO DUPLICATE THIS PERMIT

A.C.L.



1 800 PICK UPS
www.ups.com

Google





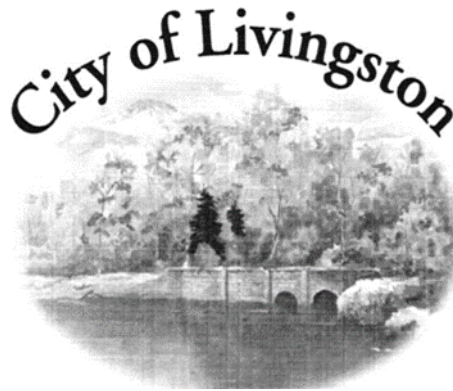
File Attachments for Item:

D. SPECIAL EXCEPTION REQUEST FOR HAWKES GRADUATION PARTY/BBQ ON JUNE 3, 2023.

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingtonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: May 16, 2023
To: Chair Nootz and City Commissioners
From: Grant Gager, City Manager

Staff Report for Consideration of Kenny and Nicole Hawkes request for a Special Event Exception to the City of Livingston Alcohol Consumption Restrictions

Recommendation and Summary

Staff is recommending the City Commission approve the exception to the enforcement of restrictions on consumption of beer or liquor during the Hawkes Graduation party scheduled on June 3, 2023, by adopting the following motion:

“I move to approve the request to create an exception to the enforcement of the Open Container Statute during the Hawkes Graduation Party on June 3, 2023:”

The reasons for the recommendation are as follows:

- The Livingston Municipal Code allows the City Commission to provide exceptions for special events to allow public consumption of beer or liquor.
- The City has received a request from a special event operator for such an exception and the operator has provided the necessary information.

Introduction and History

Kenny and Nicole Hawkes submitted a Special Event Permit application to the city, as they plan to host a Graduation party and Pig Roast for 50 of their neighbor friends and family, on Saturday, June 3, 2023.

The Hawkes are requesting the use and closure of Comet Boulevard, and has additionally requested an exception pursuant to Section 10-8. B., that would allow the consumption of beer or liquor within the public right-of-way during the event. No alcohol sales will take place, the applicant will provide some alcohol and is seeking an exception to the open container enforcement from 3:00 p.m. to 11:00 p.m. on Saturday, June 3, 2023, such provisions will allow for the Hawkes to host a Graduation Party/BBQ for friends and family in front of their shop.

Analysis

City staff has reviewed the application submitted by the applicant and the application has been conditionally approved by staff, pending Commission approval.

Fiscal Impact

Application fees will offset any costs associated with the event as associated road closure costs.

Attachments

- Attachment A: Special Event Application
- Attachment B: Comet Boulevard closure map and photos
- Attachment C: Registration Payment Receipt
- Attachment D. Liability insurance policy

City of Livingston Special Event Permit Application

The City of Livingston Special Event Permit Application applies to City of Livingston Streets, Facilities, Parks and Trails; this does NOT include private property. Completed applications must be submitted at least 6 weeks prior to the event date. (8 weeks if requesting fee waivers, see Section 7 for eligibility)

Applications are not considered complete until the following items have been submitted:

- Signed Application
- Non-refundable application fee: \$50 resident / \$80 non-resident
- Refundable Deposit if utilizing any COL equipment or Facility
- Proof of Liability Insurance
 - \$1,500,000 and \$750,000 per occurrence
 - Fire Casualty and Property loss insurance on the premises in the minimum amount of \$500,000.00 with a loss payable provisions to the City.
- Proposed maps/layout of event
 - If run/walk, include locations of water stations/volunteers/traffic control devices

Application Information (should also serve as the event day contact)

Renter/Contact Name: Kenny Hawkes

Organization: _____

Email Address: khawkes4@aol.com Tax ID Number: _____

Address: 609 Orion Way City, State, Zip: Livingston MT 59047

Mobile Phone: 406-539-2734 Work Phone: _____

Group insuring event: _____

Insurance Company: _____ Policy Number: _____

Insurance Agent: _____ Insurance Phone: _____

Insurance Address: _____

Event Information

Name of Event: ~~Graduation Party~~ Hawkes Graduation Date of Event: 6-3-2023

Event Type: Graduation Party Approx # of Attendees: 50

Proposed Route(s) and/or Map(s) Attached: _____ Time(s) of event: 3pm to 11pm

| | | | |
|----------------------|--------------------|-------------------|-----------------------|
| Set up | Event | Event | Cleanup |
| Begins: <u>12 pm</u> | Begins: <u>3pm</u> | ends: <u>11pm</u> | Complete: <u>11pm</u> |

Please provide a brief description of your event: (use additional sheet if you need more space)
Pig Roast on Comet Blvd in front of my shop

Please identify any safety / security issues:

Do you plan for your event to:

Have food: If yes, have you contacted the Park County Sanitarian at 406-222-4145 and followed all requirements?

Accumulate waste: If yes, please notate your disposal plan (We recommend 1 – 96 Gallon can per 200 people):

Using my own Dump trailer

The City of Livingston will supply additional trash cans for your event, if utilizing, please notate quantity:

____ Mon – Fri, 7am – 4pm: \$20 for first can; \$10 per additional can

____ Mon – Fri, 4pm-10pm; Saturday & Sunday: \$30 for first can; \$15 per additional can

Need restrooms: If yes, how do you plan to accommodate? (We recommend one toilet per 250 people)

NO

Need electricity: If yes, what for and what source do you plan to use?

NO

Utilize parking: If yes, how do you plan to accommodate?

street

Utilize City park/facility/space: If yes, please name the space and provide record of reservation. Contact the Recreation Department at 406-223-2233 to reserve.

Use a stage, bleachers, tents or other temporary structures:

If yes, please attach a drawing of proposed location(s) and sizes. \$30 irrigation locate fee applies when in parks.

***Utilize Cones, A-frames or Barricades from the City of Livingston:**

Candlestick Cones: ____ @ \$3 each A-Frames: ____ @ \$7 each Barricades: ____ @ \$12 each

Construction Fencing: ____ @ \$15 / 100 feet

**When rented individually these items do require a \$100 refundable deposit upon return of items*

Street Closure: If yes, please notate number of streets* in accurate space provided as well as on the route map

____ Mon – Fri, 7am – 4pm: \$110 each (up to 2 streets) \$50 per street over 2

Mon – Fri, 4pm-10pm; Saturday & Sunday: \$200 each (up to 2 streets) \$100 per street over 2

**A street is considered one city block. Permit Holder understands responsibility to notify ALL residents / businesses affected by closure*

Alcohol to be served at event: If yes, describe the location of sales, liquor license to be used and measures to insure proper ID for purchases and persons supervising the operation:

No

Liquor Liability Attached as described in Section 7

Proof of Alcohol Server Training as described in Section 7

Requests for special animal policy considerations as described in Section 7:

If yes, please describe:

Will the event require camping or temporary housing:

If yes, have you the Park County Sanitarian at

406-222-4145 to set up a temporary housing plan and answer the following questions:

_____ Date(s) Camping will occur _____ Location of camp site(s) _____ Number of campers

_____ Number of tents _____ Location of tent(s) _____ Fire Ring(s) needed? *(must be authorized by Fire Dept)*

Please describe plan for water/sanitation facilities and parking:

Agreement to the City of Livingston Special Event conditions. Application hereby agrees to comply with the City of Livingston Special Event Conditions (Policy & Fee Schedule – Section 7). Upon signing this application, the applicant agrees not to violate any state or city codes in the presentation of the requested special event.

In consideration for permission to conduct its activity as requested, applicant agrees to indemnify, defend and hold harmless the City of Livingston, its officers, agents, employees and volunteers from damage to property and for injury to or death of any person from all liability claims, actions or judgements which may arise from the activity. Applicants also agree to obtain valid save or hold harmless agreements from all participants in its activity, protecting the City of Livingston from all losses arising out of its activity, including damages of any kind or nature.

I, Kenny Hawkes hereby agree to the terms of insurance as set forth by the City of Livingston for my special event, and realize I must attach proof of insurance with this document in order for my application to be considered complete.

Responsible Party (must have authority to sign) Date

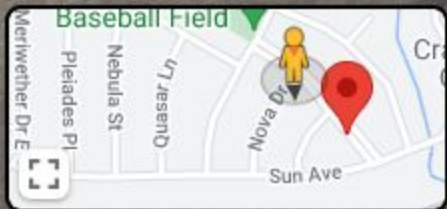
City of Livingston Parks & Recreation Date





ONE WAY
←

COMING





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
5/2/23

45

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

| | | |
|--|--|------------------------|
| PRODUCER Gavne Insurance Agency 406 S Main St Livingston, MT 59047 | CONTACT NAME: Melissa Gavne PHONE (A/C No., Ext.): 406-222-8670 E-MAIL ADDRESS: melissagavne@wispwest.net | FAX (A/C. No.): |
| | INSURER(S) AFFORDING COVERAGE | |
| INSURED Kenny and Nicole Hawkes 609 Orion Way Livingston, MT 59047 | INSURER A: USLI | NAIC # |
| | INSURER B: | |
| | INSURER C: | |
| | INSURER D: | |
| | INSURER E: | |
| | INSURER F: | |

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR | TYPE OF INSURANCE | ADDL INSD | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS |
|----------|---|-----------|--|---------------|-------------------------|-------------------------|--|
| A | <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER: | | | MSE023Y1014 | 6/3/23 | 6/5/23 | EACH OCCURRENCE \$ 1,000,000 |
| | | | DAMAGE TO RENTED PREMISES (Ea occurrence) \$ | | | | |
| | | | MED EXP (Any one person) \$ 5,000 | | | | |
| | | | PERSONAL & ADV INJURY \$ | | | | |
| | | | | | | | GENERAL AGGREGATE \$ 2,000,000 |
| | | | | | | | PRODUCTS - COMP/OP AGG \$ |
| | | | | | | | \$ |
| | AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY | | | | | | COMBINED SINGLE LIMIT (Ea accident) \$ |
| | | | | | | | BODILY INJURY (Per person) \$ |
| | | | | | | | BODILY INJURY (Per accident) \$ |
| | | | | | | | PROPERTY DAMAGE (Per accident) \$ |
| | | | | | | | \$ |
| | <input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$ | | | | | | EACH OCCURRENCE \$ |
| | | | | | | | AGGREGATE \$ |
| | | | | | | | \$ |
| | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below | | Y/N | N/A | | | PER STATUTE OTH-ER |
| | | | | | | | E.L. EACH ACCIDENT \$ |
| | | | | | | | E.L. DISEASE - EA EMPLOYEE \$ |
| | | | | | | | E.L. DISEASE - POLICY LIMIT \$ |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

| | |
|---|---|
| CERTIFICATE HOLDER City of Livingston 220 East Park Street Livingston, MT 59047 | CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Melissa Gavne |
|---|---|



Livingston Recreation Department
 229 River Drive
 Livingston, MT 59047
 406-223-2233
 rec@livingstonmontana.org
 http://www.livingstonmontana.org/

Registration/Payment Receipt 52891700

05/09/2023 03:47 PM

Account Information

Nicole Hawkes
 609 Orion Way
 Livingston, MT 59047

Payment

Check (#6238) \$200.00
 Memo: Road Closure for Graduation

Received By

Rec Fam at Civic Center

| Item | Amount Paid |
|---------------------------------------|-------------|
| Road Closure Evening/Wkend/Holiday | \$200.00 |
| FOR BALANCE DUE BY: 06/02/2023 | |
| Subtotal | \$200.00 |
| Total Payment | \$200.00 |
| Change in Balance | (\$200.00) |
| Account Balance | \$0.00 |
| <i>(As of 05/09/2023 03:47 PM)</i> | |

Thank you for reserving a facility with the City of Livingston

Reservation Status: A reservation is considered binding after The Facility Rental Agreement has been established and approved by City Personnel.

If a Special Event Application is required, the reservation is not considered binding until after all City departments have approved the Special Event Application. Rental applicants may not advertise until after this time.

Cancellation Policy: Deadline for cancellation is 7 days prior to your event. We cannot give refunds after the deadline. The City of Livingston will not be held responsible for emergencies that may arise that require the Civic Center, Band Shell or Gazebo area to be closed, i.e. floods, electrical outages, sewer backups, or any other unavoidable emergency situations. Should this occur, the rental fee and deposit will be refunded, unless the renter is able to reschedule the event. Notification of any emergency situation will be given to the renter as soon as possible.

Problems: If you encounter a problem during your rental, please call The Recreation Department Office at 223-2233, or Recreation Manager at 222-8155 **only** if you cannot get in contact with the Recreation Department staff. If it is an emergency and you cannot reach any of the listed contacts, please call 222-2050 and ask for the person on call for Public Works.

The City of Livingston does not deny access to the facility to anyone on the basis of race, sex, religion, creed, national origin, or political views. Further, permitting any group to use the facility does not imply the endorsement of any views by the City of Livingston. The City of Livingston reserves the right to refuse application for good cause or to revoke the rental applicant's permit privileges.

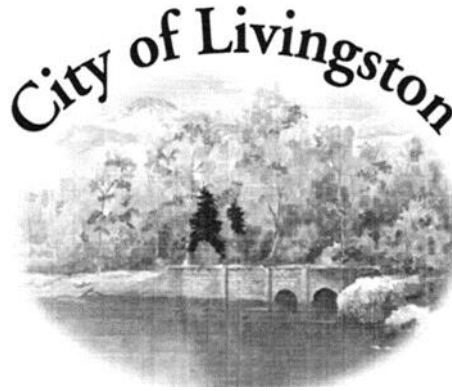
File Attachments for Item:

E. CONSIDER LIVINGSTON AREA CHAMBER REQUEST TO REDUCE STREET CLOSURE FEES FOR THE ANNUAL CAR SHOW ON JUNE 3, 2023.

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingtonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: 5/16/2023
To: Chair Nootz and City Commissioners
From: Grant Gager, City Manager

Staff Report for Consideration of Special Event Fee Reduction Request

Recommendation and Summary

Staff is recommending the City Commission reject a fee reduction request for the Livingston Area Chamber of Commerce car show special event by adopting the following motion:

“I move to reject the request to reduce fees for the car show special event.”

The reasons for the recommendation are as follows:

- The City has received a request from a special event operator for a reduction in special event fees.
- The Livingston Municipal Code does not provide for a reduction or waiver from fees.

Introduction and History

The Livingston Chamber of Commerce has submitted a special event application for a car show on Main Street. The event includes a requested road closure on Main Street. As part of the application, the applicant is requesting a reduction in fees for the event to \$245 from the calculated \$675 which includes \$600 for road closures and \$75 for trash receptacles.

Analysis

City staff has reviewed the application and neither the fire nor police departments have requested coverage of the event to ensure public and participant safety. No exception to the alcohol container requirements was requested. However, the road closure will necessitate dedication of staff resources to both close and open the affected area of Main Street on the event day, which is a Saturday.

Fiscal Impact

A reduction in event fees will result in a loss of revenue to the General Fund. Fees are intended to reimburse the City for resources expended for certain activities.

Attachments

- Attachment A: Event Application

303 East Park St. Livingston MT 59047

406-222-0850

www.DiscoverLivingston.com

3/30/23

Re: Car show 2023

Dear City Manager and Commissioners,

Please find this formal request to reduce the Street closure fees for the 17th Annual Livingston Wheels Car Show on June 3rd, 2023.

We would like to have the fee be the \$245.00 (200.00 for closure and 45.00 for two garbage's) as in the prior year for these two nonprofit partners as an exchange for sponsorship from the City and we would pull the closures to the corner for later pick up by city staff.

We are going to put out the street closed Saturday signage on Wednesday as we are constantly dealing with apartment vehicles and more not moving their cars and this causes potential for injury to the show cars and or people walking in the closure area when the non-show cars try to leave in the middle of the show. The difficulty is when the sidewalks were done there were poles that were removed and not all sections of the closure have anywhere to place a sign. Also maybe an ordinance change or ordinance change for closed area events to allow for ticketing. Also, a possibility to use candlesticks to attach the signs to from the city might be an option.

Thank you for the support from all these wonderful years in kicking off the summer fun for Livingston.

The map closure is attached.

Thank you for your time in this very important matter.

Leslie Feigel, CEO
Livingston Chamber
303 E. Park Street
Livingston, Montana 59047
406-222-0850
Info@livingston-chamber.com

City of Livingston Special Event Permit Application

The City of Livingston Special Event Permit Application applies to City of Livingston Streets, Facilities, Parks and Trails; this does NOT include private property. Completed applications must be submitted at least 6 weeks prior to the event date. (8 weeks if requesting fee waivers, see Section 7 for eligibility)

Applications are not considered complete until the following items have been submitted:

- Signed Application
- Non-refundable application fee: \$50 resident / \$80 non-resident
- Refundable Deposit if utilizing any COL equipment or Facility
- Proof of Liability Insurance
 - \$1,500,000 and \$750,000 per occurrence
 - Fire Casualty and Property loss insurance on the premises in the minimum amount of \$500,000.00 with a loss payable provisions to the City.
- Proposed maps/layout of event
 - If run/walk, include locations of water stations/volunteers/traffic control devices

Application Information (should also serve as the event day contact)

| | |
|--|---------------------------------------|
| Renter/Contact Name: Leslie Feigel, CEO | Gil Swartz |
| Organization: Livingston Area Chamber of Commerce | Livingston Wheels car club |
| Email Address: info@livingston-chamber.com | Tax ID Number: 81-0160223 |
| Address: 303 E. Park St | City, State, Zip: Livingston MT 59047 |
| Mobile Phone: 406-223-6603 | Work Phone: 406-222-0850 |
| Group insuring event: The Harford Co | |
| Insurance Company: Lightfoot & Associates | Policy Number: P918934SBA |
| Insurance Agent: Harper West | Insurance Phone: 720-261-2249 |
| Insurance Address: 8354 Northfield Blvd ste3700, SanAntonio TX 78257 | |

Event Information

| | |
|---|--------------------------------|
| Name of Event: 17th annual Car Show | Date of Event: June 3, 2023 |
| Event Type: Car show | Approx # of Attendees: 300-500 |
| Proposed Route(s) and/or Map(s) Attached: YES | Time(s) of event: 9-3 |
| Set up Begins: 8am | Event Begins: 9am |
| Event ends: 3pm | Cleanup Complete: 4pm |

Please provide a brief description of your event: (use additional sheet if you need more space)

The annual car show on Main St as a start to Living History Day in Livingston. Two Museums open for exhibits and living history day for family fun, the visitor center open with Lewis and Clark exhibit and the 17th Annual Livingston Wheels car club Show and Shine on Main St. Wagon rides, music, vendors and family fun in downtown Livingston.

The Livingston Chamber hosts for the LWCC-

Will the event require camping or temporary housing: **NO** If yes, have you the Park County Sanitarian at 406-222-4145 to set up a temporary housing plan and answer the following questions:

_____ Date(s) Camping will occur _____ Location of camp site(s) _____ Number of campers
_____ Number of tents _____ Location of tent(s) _____ Fire Ring(s) needed? *(must be authorized by Fire Dept)*

Please describe plan for water/sanitation facilities and parking:

Agreement to the City of Livingston Special Event conditions. Application hereby agrees to comply with the City of Livingston Special Event Conditions (Policy & Fee Schedule – Section 7). Upon signing this application, the applicant agrees not to violate any state or city codes in the presentation of the requested special event.

In consideration for permission to conduct its activity as requested, applicant agrees to indemnify, defend and hold harmless the City of Livingston, its officers, agents, employees and volunteers from damage to property and for injury to or death of any person from all liability claims, actions or judgements which may arise from the activity. Applicants also agree to obtain valid save or hold harmless agreements from all participants in its activity, protecting the City of Livingston from all losses arising out of its activity, including damages of any kind or nature.

I, Leslie J Feigel, CEO hereby agree to the terms of insurance as set forth by the City of Livingston for my special event, and realize I must attach proof of insurance with this document in order for my application to be considered complete.

5/27/23 -?

Responsible Party (must have authority to sign)

Date

City of Livingston Parks & Recreation

Date

Murray
Post Office

Fiesta en Jalisco
Sacred Mysteries
Katabatic
Boehme apothecia
Montana Cup

Pura Vida
Raised by Wolves
Calamity's

Alchemy Exchange
American Bank
The Owl
Obsidian
Theater
Coffee Crossing
The Wok
Payoh Law

Ryker's Studio
Bitterroot Records
The Soup Bar
Campione's

Livingston Bar & Grille
MT Watch
Wheatgrass books & Gifts
The Stockman
Firefly Studios
Bobs Outdoors
Whiskey Creek
Insty Prints
Danforth
Tru North
The Mint

The Fainting Goat
Sky Federal Bank

Blue Sli
Interval Art
Stay Golden
Cloud 9 massg
Dang Doods
Calendar Apt
Dawn Joseph
St Johns

Park Street

Calendar St. vendors

entry →

vendors

+++++

1st Interstate Bank
Elk River
Cath Lane
K Blunrock
Cat
Moody
Val Hill
Elks

406 Accting
Miles Apts
Silver Jewelry
BBBS
Lav Bakery
HRDC
Root 66
Sarah Seofield
Livingston Lady
Key
Insurance
Toms

Haitt
Saddle mtn HC
The Lost Relic
Edward Jones
Kite Store
Cactus Blossom

Routed in MT
Sax & Fryer
PCCF

Wolf's Merch
Visions West Gallery
Robert Osborn Gallery
Sheila Hariska Gallery
Elemental Kitch
Coldwell Bank
L'Esprit
Empire of Serenity
Livingston Home Outfitters
CHP
CHP
The Office Lounge

2nd street

Main Street

The Frame Garden
Medicine Bird Gallery
Kitchen Store
Riverside Hardware
Modann Art
Pinky's
High Trash Boutique
Park Photo
Curated Closet
Parks Reese
Livingston Center for Art & Culture
Fly Squirrel Gallery
Opportunity Bank
Educatio School
Pickle Barrel

Voyich Law
Elaine Well Salon
Legends Hair studio
Blue Rider Tattoo
FireHall Fitness
Happy Hands &

Lewis St.

Food resource ctr

Los Pinos
Rainbow Entr
SageBrush ctr
Park County Senior Center
O'Reily's

UnWined Wine Bar/Casino
Rental apts
Neptune's Taphouse

M Design
Art Gallery
Collaborative Health
MT Title
Action Pawm
Out of the Blue
ERA
Lyons Mane
Callie's Second Hand
10 Gallery
Avery's
Edward Jones
H&R Block
Nevins Glass

Hair Nails Linda
MT block flats
Rhythm Estetics
Go Astray
Parlour Living



CERTIFICATE OF LIABILITY INSURANCE

| | |
|-----------------|----|
| DATE (MM/DD/YY) | 54 |
| 03/30/20 | |

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

| | |
|--|---|
| PRODUCER 720-261-2249 877-546-8204 Lightfoot & Associates LLC 8354 Northfield Blvd Suite 3700 San Antonio, Tx 78257 | CONTACT NAME: Lightfoot & Associates LLC PHONE (A/C, No, Ext): 720-261-2249 FAX (A/C, No): 877-546-8204 E-MAIL ADDRESS: harperlwest@yahoo.com |
| INSURER(S) AFFORDING COVERAGE | |
| INSURER A: The Hartford | |
| INSURER B: | |
| INSURER C: | |
| INSURER D: | |
| INSURER E: | |
| INSURER F: | |

INSURED
 Livingston Area Chamber of Commerce
 303 E Park Street
 Livingston, MT 59047

RECEIVED
APR 10 2023

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR | TYPE OF INSURANCE | ADDL INSR | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS |
|----------|---|-----------|----------|---------------|-------------------------|-------------------------|---|
| A | GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR _____ GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC | ✓ | | 34SBAPP9189 | 04/30/2023 | 04/30/2024 | EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000 _____ \$ |
| | AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS | | | | | | |
| | UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED _____ RETENTION \$ _____ | | | | | | EACH OCCURRENCE \$ AGGREGATE \$ _____ \$ |
| | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y / N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below | | N/A | | | | WC STATUTORY LIMITS _____ OTHER _____ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$ |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 Certificate holder is listed as additional insured

| | |
|--|--|
| CERTIFICATE HOLDER City of Livingston Montana E. Callender Street Livingston, MT 59047 | CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <div style="text-align: center;"> </div> |
|--|--|

File Attachments for Item:

A. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, DECLARING MAY 20, 2023, AS NATIONAL KIDS TO PARK DAY IN LIVINGSTON MONTANA.



Proclamation
of the Livingston City Commission
Proclaiming May 20, 2023, as Kids to Parks Day
in the City of Livingston, Montana

WHEREAS, May 20, 2023, is the twelfth Kids to Parks Day organized and launched by the National Park Trust held annually on the third Saturday of May; and

WHEREAS, The Kids to Parks Day empowers kids and encourages families to get outdoors and visit local parks, public lands, waters, State and National Parks; and

WHEREAS, we should encourage more kids to lead a more active lifestyle to combat child hood health issues such as obesity, diabetes, hypertension, and

WHEREAS, Kids to Parks Day will broaden children's appreciation for nature and the outdoors; and

WHEREAS, Kids to Parks Day will recognize the importance of recreating responsibly while enjoying the benefits of the outdoors; and

NOW, THEREFORE, BE IT RESOLVED that on behalf of the Livingston City Commission, I, Melissa Nootz, chair, do hereby proclaim, May 20, 2023, to be:

KIDS TO PARKS DAY IN LIVINGSTON, MONTANA

Further, I urge all Livingston residents to make time on May 20, 2023, to take the children in their lives to a neighborhood, state or national park.

Signed this ___ day of May, 2023.

MELISSA NOOTZ, Chair
Livingston City Commission

Faith Kinnick,
Recording Secretary

File Attachments for Item:

B. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, RECOGNIZING NATIONAL PUBLIC WORKS WEEK MAY 21-27, 2023.



NATIONAL PUBLIC WORKS WEEK PROCLAMATION

MAY 21–27, 2023

“CONNECTING THE WORLD THROUGH PUBLIC WORKS”

WHEREAS, public works professionals focus on infrastructure, facilities and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life and well-being of the people of the City of Livingston and,

WHEREAS, these infrastructure, facilities and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers, and employees at all levels of government and the private sector, who are responsible for rebuilding, improving, and protecting our nation’s transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and,

WHEREAS, it is in the public interest for the citizens, civic leaders and children the City of Livingston, to gain knowledge of and to maintain an ongoing interest and understanding of the importance of public works and public works programs in their respective communities; and,

WHEREAS, the year 2023 marks the 63rd annual National Public Works Week sponsored by the American Public Works Association/Canadian Public Works Association be it now,

RESOLVED, I, Melissa Nootz, Chair of the Livingston City Commission, do hereby designate the week May 21–27, 2023 as National Public Works Week; I urge all citizens to join with representatives of the American Public Works Association and government agencies in activities, events, and ceremonies designed to pay tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they make to protecting our national health, safety, and quality of life.

DONE at the City of Livingston this 16th day of May 2023.

MELISSA NOOTZ, Chair
Livingston City Commission

FAITH KINNICK,
Recording Secretary

File Attachments for Item:

C. A PROCLAMATION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON DECLARING ACCEPTANCE AND OPENNESS AMONG ALL OUR CITIZENS.



Proclamation

A Proclamation of the City Commission declaring Acceptance and Openness Among All Our Citizens

WHEREAS, it is the policy of the City of Livingston to prevent “harassment and discrimination based upon race, color, sex, gender identity/expression, sexual orientation, religion, national origin, disability or housing status;” and

WHEREAS, the City of Livingston seeks to continue to become a more equitable, welcoming and connected community, and is dedicated to protecting all residents from hate crimes and seeks to end bigotry in all forms; and

WHEREAS, the FBI has defined a hate crime as a “criminal offense against a person or property motivated in whole or in part by an offender’s bias against a race, religion, disability, sexual orientation, ethnicity, gender, or gender identity;” and

WHEREAS, data from the FBI reports in 2019, 15,588 law enforcement agencies participated in the Hate Crime Statistics Program. Of these agencies, 2,172 reported 7,314 hate crime incidents involving 8,559 offenses 1,395 offenses were based on sexual-orientation bias reports indicate:

- 62.2 percent were classified as anti-gay (male) bias.
- 24.5 percent were prompted by anti-lesbian, gay, bisexual, or transgender bias.
- 10.2 percent were classified as anti-lesbian bias.
- 1.9 percent were classified as anti-bisexual bias.
- 1.2 percent were the result of anti-heterosexual bias.

WHEREAS, the Human Rights Campaign reported that 2021 was the deadliest year on record for trans and gender- non conforming people across the nation; and

WHEREAS, the City Commission of the City of Livingston wishes to publically support and stand in solidarity with all members of our community by: condemning hate activity; opposing hateful and hurtful actions; and supporting the LGBTQ+ community for the purpose of establishing a City that is safe, welcoming and embraces all members.

NOW, THEREFORE, the Livingston City Commission pledges to stand firmly with our community members and support the efforts of our allies by condemning hate crimes, challenging bigotry and discrimination, supporting marginalized people and advocating for policies and legislation that honor everyone’s basic human rights so that all are valued and accepted in our community; and

BE IT FURTHER RESOLVED, I, Melissa Nootz, Chair of the City Commission do hereby encourage other municipal leaders across our state and nation to join us to strengthen our fight against all forms of discrimination, intolerance and hateful activity.

DATED this 16th day of May, 2023

Signed: _____
Melissa Nootz, Chair

Signed: _____
Grant Gager, City Manager

Attest: _____
Faith Kinnick, Recording Secretary

File Attachments for Item:

C. SHANE CENTER PAVILLION PRESENTATION

CITY COMMISSION SPECIAL EXCEPTION PERMIT

THE SHANE LALANI CENTER FOR THE ARTS

MAY 16, 2023

THE CATALYST

- SPRING 2020
 - REIMAGINE HOW WE FULFILL OUR MISSION
- THE PIVOT
 - EXPAND PROGRAMMING WITH INCREASED NUMBER OF OUTDOOR EVENTS
 - COURTYARD CONCERTS



SUMMER OUTDOOR CONCERT SERIES
Food! Fun! Music!
 Thursdays in June & July, 5-8 pm

THE SHANE CENTER
 SHANE LALANI CENTER FOR THE ARTS

THE FOOD TRUCK
 THE SOUP BAR

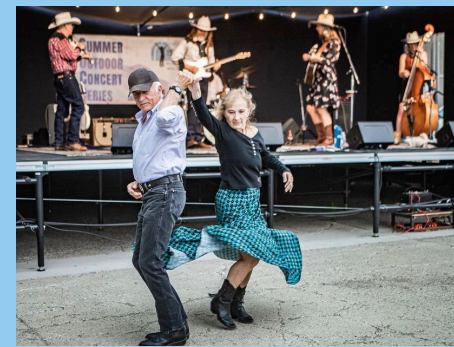
MFT
 Mighty Fine Time

LIVE EVENTS
 YELLOWSTONE

SPONSORS
 Livingston HealthCare
 In Memory of Bliss McCrum
 Donald B. Gimbel

SPECIAL THANKS
 A Stone's Throw B&B
 Sal & Carol Glenn Lalani

THURSDAYS IN JUNE/JULY
 5-8 PM
 AVERAGE ATTENDANCE 325
 +2,200 TOTAL COMMUNITY MEMBERS





THE PAVILION CONCEPT IS BORN

CITY OF LIVINGSTON GROWTH POLICY

Goal 2.2: Make Livingston an arts and cultural destination paying homage to the rich local

By John Carroll
Enterprise Staff Writer

Long-time Livingston resident Patrice Silvestrone was on a mission Thursday evening riding around town in her shiny, new red scooter.

Her goal: Take in two musical concerts in one night and do some dancing.

First, she scooted over to the Shane Lalani Center for the Arts on Lewis Street to watch the Natalie Padilla Band perform outdoors. It was opening night at the Shane Center for the Summer Outdoor Concert Series.

Then, she maneuvered over to the Stockman Bar to listen to Katherine Taylor and Ride Me Down play some honky-tonk country music. She parked her slick electric scooter on the sidewalk outside the front door.

"I love Thursday nights in Livingston and I love live music and dancing," said Silvestrone, a mother and grandmother who has lived in the area since 1988. "This is so much fun."

Rain threatened to dampen spirits at the Shane Center as it fell intermittently during the outdoor concert. Erika Adams, executive director at the Shane Center, was seen passing out umbrellas as a nearby drizzle drenched

Objective 9.2.1: Actively promote and develop, as well as maintain current, parks, trails, and outdoor recreational areas that promote Livingston's historic, natural, and cultural attributes, as outlined in the City of Livingston's Parks and Trails Master Plan.

- CHALLENGES WITH OUTDOOR EVENTS
- COMMITMENT TO DESIGN EXCELLENCE
- HARMONIOUS WITH THE CITY'S GROWTH
- INTENDED USES
 - SUMMER OUTDOOR CONCERT SERIES
 - ANNUAL SPOTLIGHT GALA
 - MONTANA SHAKESPEARE IN THE PARKS
 - SPECIAL CONCERTS
 - YOUNG ACTORS' WORKSHOP
 - EDUCATION PROGRAMMING
- PROVIDE A PUBLIC RESOURCE FOR THE COMMUNITY
 - INCIDENT COMMAND CENTER
 - BACK UP VENUE FOR OUTDOOR EVENTS
 - PARK HIGH SCHOOL COMMENCEMENT



SEC. 30.75 – SPECIAL EXCEPTIONS

1. The use will not place a substantial adverse effect upon nearby properties or their occupants.
2. That the proposed use is in harmony with the general purposes and intent of the zoning ordinance.
3. If desired, the City Commission may add such requirements as it deems necessary to protect the surrounding neighborhood from the effects of the granted Special Exception.





2022 SPOTLIGHT GALA

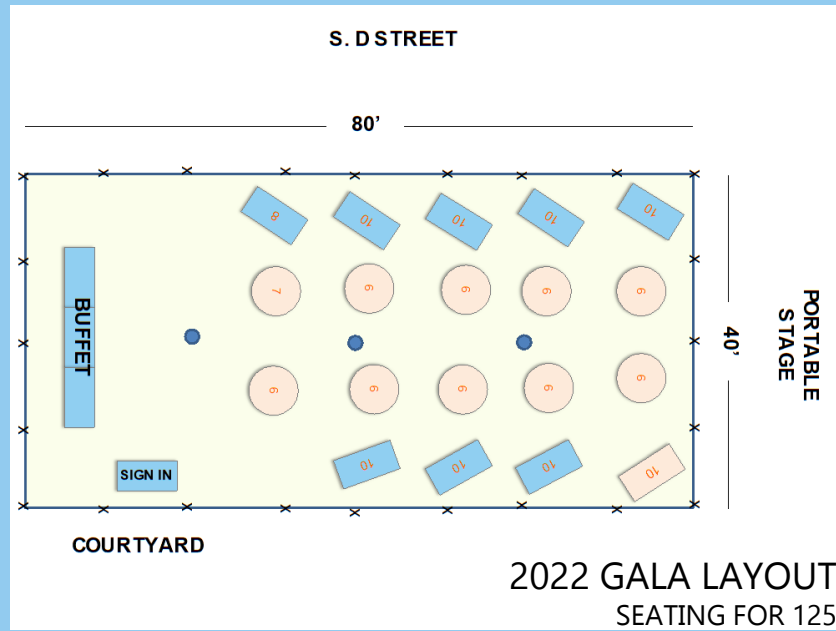


Catering by Zac's Montana Kitchen
Beverages by The Office Lounge, Chico Hot Springs & MTN's Walking

Music by Calvin & the Coal Cars

SATURDAY, AUGUST 20TH | 5:30PM
\$120 INDIVIDUAL | \$650 TABLE

Tickets at 406-222-1420 | www.theshancenter.org
Or RSVP through mail by August 5th



3RD SATURDAY IN AUGUST
5:30-9:30PM
150 GUESTS + 15 STAFF
*MAX ATTENDANCE





70



TICKETED PERFORMANCES
FRIDAYS OR SATURDAYS
7-9:30PM
200 AUDIENCE MEMBERS

Page 5, Livingston Enterprise

SPOTLIGHT

Thursday, July 15, 2021

'Forever Plaid' to doo-wop into Livingston



By Enterprise Staff

The Shane Lalani Center for the Arts has announced the return of community theatre for six outdoor performances of Forever Plaid from July 23 through August 1.

and dream about success. But on the way to their first big gig, the 'Plaids' are broadsided by a school bus and killed instantly. Fortunately, thanks to a conjunction of various vague astro-technical phenomena, the Plaids are able to return to Earth, perform their final concert, and maybe even win a place in heaven. Will they overcome asthma, ulcers, and forgotten lyrics? Will they find the perfect chord?"

Shane Lalani Center for the Arts in Livingston. Show times are Fridays and Saturdays at 8 p.m. and Sundays at 3 p.m. Tickets are \$20 for adults, \$15 for seniors and college students, and \$10 for youth 17 and under. Fixed seating and "bring-your-own chair" seating is available. Reservations are available at thanelanilani.org or by calling the Shane Center box office at (406) 222-1420.



MONTANA SHAKESPEARE IN THE FREE... PARKS EVERY SUMMER!



71

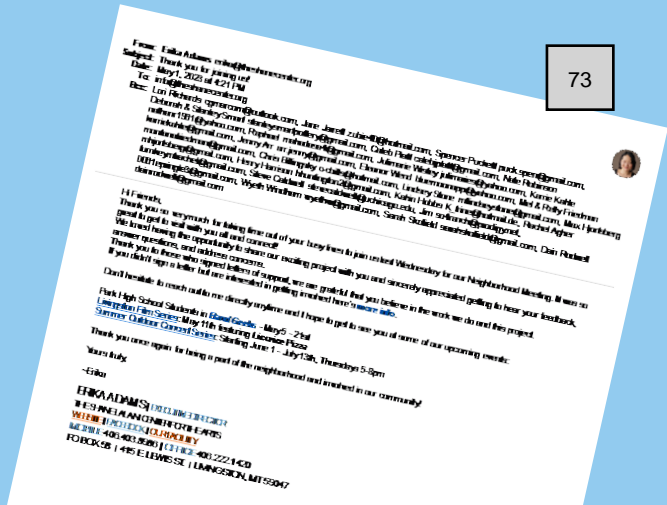


FRIDAY OR SATURDAY
EARLY SEPTEMBER
6:00 - 9:00 PM
+250 COMMUNITY MEMBERS



NEIGHBORHOOD OUTREACH

Received 54 letters of support regarding this project from the Shane Center's neighbors and the community



{ JUST A NOTE }

Hi there,
 Reaching out to the neighbors of the Shane Center we have an exciting opportunity for growth & we'd like to tell you about it first!
 Please join us for an informal info Q&A Session
 Wednesday, April 26th at 7pm
 The Shane Center Ballroom
 Light apps, beer & wine will be served.
 I look forward to seeing you there.
 ~Erika

P.S. If you aren't able to attend, please send me an email at erika@theshanecenter.org & we'll follow up with notes from the meeting.

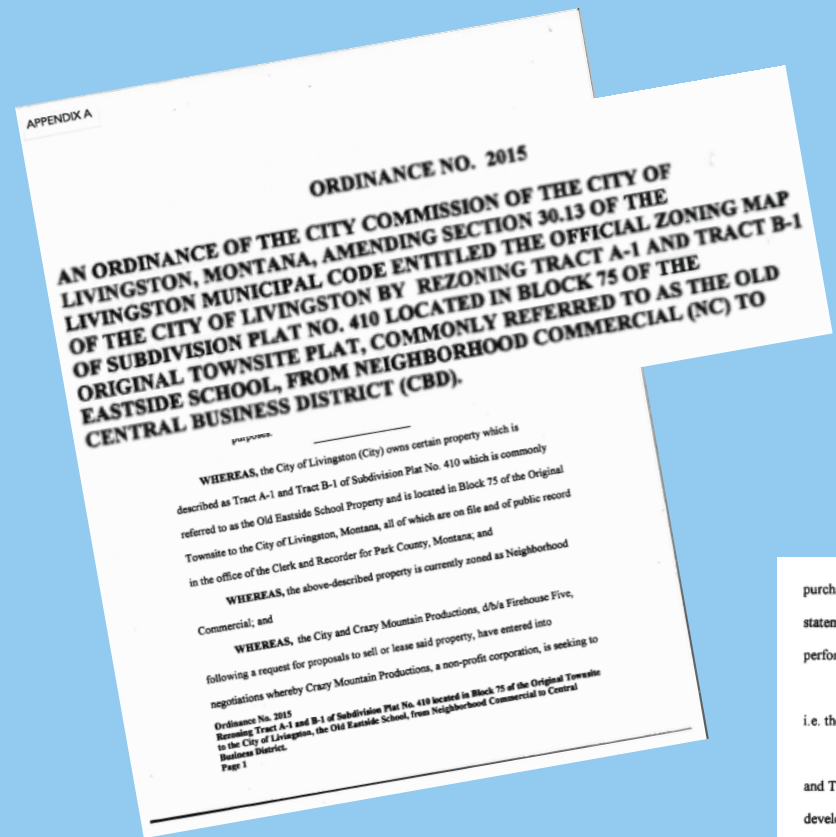
Post-it SUPERSTICKY BARRERA PARA LA PEGAJOSIDAD Y RESISTENCIA SUPERRESISTENTE DE HOJAS REPOSICIONABLES 30 25 IN/PO x 50 IN/PO 635 cm x 126,2 cm 5,2 SO T/PP (0,48 MP) 3M

Ⓚ Renting Pavillion
 Ⓚ Construction Timeline
 Fall 2023 → June 4 '24
 construction hours 7a
 Ⓚ \$\$\$ needed? enough to start
 Ⓚ improvements raise participation cost?
 Ⓚ trees - 1 on D St will get removed
 Ⓚ Bike racks
 Ⓚ Use of Pavillion meets 10pm Rule & needs of community

* Free Outdoor Stuff ✓
 * Community Involvement ✓
 + feedback welcome
 * Art begets Art! ✓
 * economic impact ✓
 * improved ADA access ✓
 * great design ✓
 Ⓚ parking
 Ⓚ Sound system
 Q: Pigeons
 Alphabet Soup
 PARTAY

SEC. 30.75 – SPECIAL EXCEPTIONS

1. The use will not place a substantial adverse effect upon nearby properties or their occupants.
2. That the proposed use is in harmony with the general purposes and intent of the zoning ordinance.
3. If desired, the City Commission may add such requirements as it deems necessary to protect the surrounding neighborhood from the effects of the granted Special Exception.



§30.30 The Central Business District is intended to accommodate stores, hotels, government and **cultural centers**, professional offices, service establishments and all manner of housing with an emphasis on high density apartment housing. In order to protect the public interest and welfare and to facilitate an attractive, efficient and prosperous C.B.D., the emphasis is on large scale, dense buildings.

purchase the above-described property to develop, in accordance with its mission statement to strengthen the community through participation in the performing arts, a performing arts center at the location of the Old East Side School; and

WHEREAS, the Central Business District abuts the Old Eastside School property, i.e. the southerly portion of Block 75, on its westerly side; and

WHEREAS, the expansion of the Central Business District to include Tract A-1 and Tract B-1 of Plat No. 410 (i.e. the southerly portion of Block 75), will allow the development of the performing arts in close proximity to the downtown business area thereby enhancing the downtown business environment by creating a "walkable" area in which the patrons of the performing arts may enjoy the culinary delights of restaurants and other attributes offered by downtown businesses, such as the "art walks"; and

SEC. 30.75 – SPECIAL EXCEPTIONS

1. The use will not place a substantial adverse effect upon nearby properties or their occupants.
2. That the proposed use is in harmony with the general purposes and intent of the zoning ordinance.
3. If desired, the City Commission may add such requirements as it deems necessary to protect the surrounding neighborhood from the effects of the granted Special Exception.



THANK YOU FOR YOUR TIME
& ATTENTION

QUESTIONS?



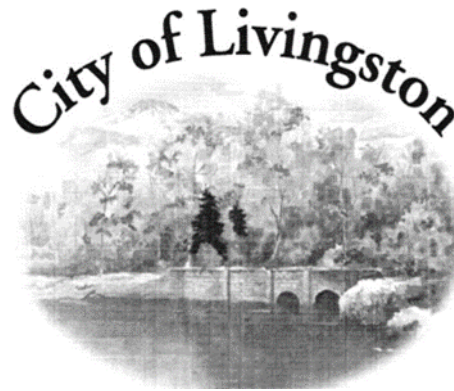
File Attachments for Item:

A. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING BY MAKING TEXT AMENDMENTS PERTAINING TO ZONING CODE CHAPTER30 ARTICLE II. DEFINITIONS, SECTION 30.30 DISTRICT DESCRIPTIONS, TABLE 30.40 LIST OF USES, TABLE 30.41 RESIDENTIAL DENSITY REQUIREMENTS, AND SECTION 30.51 OFF-STREET PARKING AND LOADING ZONES.

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingstonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: April 18, 2023 (2nd reading May 16, 2023)
To: Chair Nootz and City Commissioners Jennifer
From: Severson, Planning Director

Staff Report for Approving “Housekeeping” Revisions to Chapter 30 in the City of Livingston Zoning Code

Recommendation and Summary

Staff recommends the Commission approve the proposed updates to the City of Livingston Zoning Code Chapter 30 by adopting the following motion:

“I move to approve Ordinance 3041 to update the City of Livingston Zoning Code Chapter 30 Article II. Definitions, Sec. 30.30 District descriptions, Table 30.40 List of Uses, Table 30.41 Residential Density requirements, and Sec 30.51 Off Street parking and loading zones, and authorize the Chair to sign Ordinance 3041.”

The reasons for the recommendation are as follows:

- The proposed changes are intended to improve understanding and application of the code and reduce the potential for misinterpretation of the code.
- Adding/ removing/ modifying uses listed in Table 30.40 (Use Table) and Section 30.51.J (Parking Requirements) to increase consistency between the two sections.
- The description of R-II Medium Density Residential and R-II(MH) Medium Density Residential (Mobile Home) zoning districts in Sec 30.30 has been updated to clarify the dwelling types on lots in the that meet minimum size requirements in medium density residential zoning districts.

Introduction and History

The proposed code update was initiated by staff after noticing the uses listed in Table 30.40 and Section 30.51.J were inconsistent. Additionally, staff noticed the need to clarify the types of dwelling units allowed in the R-II and R-II(MH) zoning districts as described in Section 30.30 to be consistent with minimum density requirements for those zoning districts as identified in Table 30.41. No new uses will be introduced into Chapter 30 as part of the proposed text amendment.

Analysis

The proposed Chapter 30 code amendments do not alter the intent of the existing zoning code. Proposed changes include: correcting typos; updating terminology and definitions to improve consistency throughout the code; clarifying the types of housing allowed in the R-II and R-II(MH) zoning districts without changing the density allowance per lot; and making sure the uses listed in *Table 30.40 Uses allowed in Zoning Districts* and those listed in *Section 30.51.J Parking Requirements* are consistent. No

new uses are introduced into Chapter 30 as part of this text amendment and no changes are proposed to existing parking requirements, building setbacks or height limits.

The removal of the term “duplex” from Sec. 30.30 definitions for R-II and R-II(MH) and replacing it with the term “multi-family dwelling” will allow a broader range of housing types in these zoning districts on lots that meet minimum lot size requirements (3500 square feet/ dwelling unit) without changing the overall density allowed per lot. Additionally, on lots that have challenging terrain, allowing triplexes, fourplexes, etc. (all encompassed by the term multi-family), and not just duplexes, may facilitate clustering of development on that lot and preserve those areas that may be difficult or unsafe to develop without extensive engineering.

The addition of several uses to Table 30.40 that are already identified in Section 30.51.J for Parking Requirements establishes those as recognized uses and removes ambiguity about whether or not those uses are allowed solely based on the closest related use listed and/or at the discretion of the Zoning Coordinator.

On March 20, 2023 Staff presented the proposed amendments to the Zoning Commission. The Zoning Commission unanimously recommended the City Commission approve the text amendments as proposed by Staff with four exceptions.

The following two revisions requested by the Zoning Commission *are* included in the Draft Ordinance 3041 recommended for approval by Staff (see Attachment A):

- Table 30.40 – Public Recreation Use allowed by Special Exception in Mixed Use District
- Table 30.40- Uses allowed by Special Exception in the Neighborhood Commercial District: Bowling Alley, Theater, Open-Air Stadiums, Sports Arenas and Amphitheaters

The following two revisions requested by the Zoning Commission exclude the allowance of multi-family dwellings (three-plex or more dwelling units/ structure) in the R-II and R-II(MH) zoning districts. The following changes *are not* included in the Draft Ordinance 3041 recommended for approval by Staff (see Attachment B):

- Section 30.30 – No changes to R-II or R-II(MH) zoning district descriptions
- Table 30.40- Multi-family dwellings Not Allowed (N) in RII or RII(MH) zoning districts

The proposed updates to the City of Livingston Zoning Code (those recommended by Staff and the additional changes recommended by the Zoning Commission) comply with MCA 76-2-304 for Zoning Regulations.

Fiscal Impact

Staff does not anticipate the proposed zoning code amendments will financially impact the City.

Strategic Alignment

The proposed zoning code amendments are relatively minor and, as recommended by Staff, they directly support the Growth Policy and the manner in which the Zoning Ordinance supports the following goals and strategies identified in the Growth Policy:

GP Objective 5.1.4: Promote a mix of housing within neighborhoods that supports a variety of household income levels, household age groups, and housing types.

GP Strategy 3.1.1.2: evaluate and amend the zoning ordinance to allow for higher densities and wider land uses in areas that can support such development.

GP Strategy 3.1.1.8: Reduce urban sprawl through compact development consistent with the Future Land Use Map of this Growth Policy.

GP Strategy 4.2.1.4: Assess the percentage and impacts of impervious ground cover throughout the City and explore integrating green infrastructure and alternative runoff mitigation measures into neighborhoods to reduce impervious cover.

GP Strategy 5.1.1.2: Consider implementing the recommendations of the Housing Action Plan (HAP).

HAP Recommendation #9: General Zoning Reform & Flexible Development Standards- removing barriers to building a variety of housing choices, which allows for homes of all shapes and sizes for people of all incomes.

With the changes requested by the Zoning Commission, which exclude multi-family dwelling units in R-II and R-II(MH) zoning districts, Staff finds the proposed zoning code amendments do not support the Growth Policy. Staff does not support the changes to the proposed text amendments recommended by the Zoning Commission; therefore, **Staff recommends the City Commission approve the text amendments to Chapter 30 as proposed in by Staff in Ordinance 3041** (Attachment A).

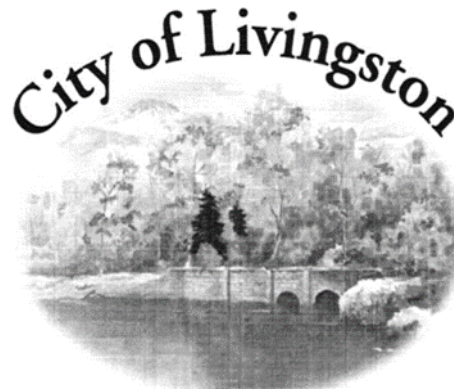
Attachments

- A. Draft Ordinance 3041
- B. Additional Changes to Proposed Amendments requested by the Zoning Commission

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingstonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Jmjun7March 20, 2023

STAFF REPORT
CHAPTER 30 ZONING CODE - HOUSEKEEPING TEXT AMENDMENT

Background

Planning staff has performed minor cleanup and clarification edits to improve consistency within Chapter 30. Code Sections impacted by this housekeeping update include Article II. Definitions, Sec. 30.30 District descriptions, Table 30.40 List of Uses, Table 30.41 Residential Density requirements, and Sec 30.51 Off Street parking and loading zones. The proposed changes are intended to improve understanding and application of the code language and reduce the potential for misinterpretation of the code.

Edits include correcting typos; updating terminology and definitions to improve consistency across various sections of the code; clarifying density allowances in the Medium Density Residential District (R-II); and making sure the uses listed in *Table 30.40 Uses allowed in Zoning Districts* and those listed in *Section 30.51.J Parking Requirements* are consistent. No new uses will be introduced into Chapter 30 as part of this text amendment.

Proposed Findings of Fact

Proposed Zoning Updates: The proposed text amendments to the Zoning Ordinance are listed below. A redlined version of the existing code showing the proposed changes is attached (Attachment 1).

Article II Definitions:

“Dwelling, Accessory” has removed any delineation of dwelling types that may be considered primary dwellings as related to an accessory dwelling.

“Personal service store” has been added for consistency with Section 30.51.J.

“School, commercial” was removed as there is no need to differentiate this type of school from “School, elementary, junior or senior high” since the use impacts and parking requirements are the same.

“Sexually oriented business” was modified to be consistent with Section 30.51.J.

Section 30.30 Zoning Districts:

R-II Medium Density and R-II Medium Density: Mobile Home – the term “duplex” has been removed and replaced with “multi-family dwelling” to allow a broader range of dwelling types on lots in these zoning districts that meet minimum size requirements.

Table 30.40 List of Uses:

The majority of the proposed changes included in this text amendment relate to amendments to Table 30.40. These include the following:

- Adding/ removing/ modifying existing uses to increase consistency with uses listed in Section 30.51.J for parking requirements
- Changing the meaning of A at the top of the table from Acceptable to Allowed to be consistent with terminology elsewhere in Chapter 30
- Changing the meaning of N at the top of the table from Not Accepted to Not Allowed to be consistent with terminology elsewhere in Chapter 30
- Allowing Multifamily Dwellings in the R-II and RII-MH districts which is consistent with other residential dwelling types allowed in these districts
- Allowing Tiny Homes and Modular Homes in the Mixed Use District which is consistent with other residential dwelling types allowed in this district
- Assigning allowances for several uses in the Public Zoning District that are not currently defined
- The term “commercial” has been removed from the “School” use
- The “Hospitals” use has been changed to the “Hospitals/ Institutions” use
- The “Clinics” use has been changed to the “Medical/ Dental Clinics” use
- The “Self-Service Laundry” use has been changed to the “Laundromat” use
- The “Barber Shop and Beauty Parlors” use has been changed to the “Personal Service Stores” use
- The “Eating and Drinking Establishments” use has been changed to the “Eating and Drinking Establishments (Sit-Down)” use
- The “Drive-In Restaurants” use has been changed to the “Drive-Thru Restaurants” use
- Adding the following uses and assigning allowances in zoning districts to be consistent with uses listed in Section 30.51.J for parking requirements
 - Bowling Alley
 - Theater
 - Open-Air Stadiums, Sports Arenas and Amphitheaters
 - Sexually Oriented Business

Table 30.41 Residential Density Requirements

The columns for Med. Density R-II(MH) and Mobile Homes (RMO) have been moved in the table to be consistent with the appearance of these zoning districts in Table 30.40.

The following rows have been removed from the table as only a single dwelling unit is considered when determining *minimum* lot size requirements: Three Units, Four Units, Five Units and Six Units

Table 30.51.J Table of Minimum Standards (for Off Street Parking and Loading Zone Requirements)

- The following uses were updated for consistency with Table 30.40:
 - “Schools, elementary and junior high, public, private or parochial” is changed to “Schools, elementary and junior high”
 - “School, high school, public or private” is changed to “School, high school”
 - “Service stations and drive-in restaurants” is changed to “Service stations and drive-thru restaurants”
 - “Boarding houses and similar uses” is removed from the table as that parking requirement is the same as for “Motels/ Hotels” elsewhere in the table
 - “Eating and drinking establishments” is changed to “Eating and drinking establishments (sit-down)”
 - “Motels, hotels and motor courts” is changed to “Motels/ Hotels”
 - “Hospitals and institutions” is changed to “Hospitals/ Institutions”
 - “Churches, auditoriums and similar open assemblies” is changed to “Churches” to remove redundancy
 - “Stadiums, sport arenas and similar open assemblies” is changed to “Open-air stadiums, sports arenas and amphitheaters”

Criteria and Guidelines for Zoning Regulations (MCA 76-2-304):

(1) Zoning regulations must be:

(a) made in accordance with a growth policy:

Staff Comments:

- The proposed amendments are relatively minor and do not conflict with the Growth Policy or the manner in which the Zoning Ordinance supports the goals and strategies identified in the Growth Policy.

(b) designed to:

(i) secure safety from fire and other dangers;

Staff Comments:

- Staff does not anticipate the proposed amendments will affect the threat of fire or other danger on the public.

(ii) promote public health, public safety, and the general welfare; and

Staff Comments:

- The addition of Bowling Alley; Open-Air Stadiums; Sports Arenas and Amphitheaters; and Sexually Oriented Businesses as uses to Table 30.40 establishes those uses and removes ambiguity about whether or not those uses are allowed solely based on the closest related use listed in the table.
- The proposed amendments are minor in nature and are not anticipated to negatively impact public health, safety or welfare.

(iii) facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements.

Staff Comments:

- It is not anticipated the proposed text amendments will impact the adequate provision of transportation, water, sewerage, schools, or parks.

(2) In the adoption of zoning regulations, the municipal governing body shall consider:

(a) reasonable provision of adequate light and air;

Staff Comments:

- It is not anticipated the proposed text amendments will impact the reasonable provision of adequate light or air. No changes are proposed to building setbacks or height limits.

(b) the effect on motorized and nonmotorized transportation systems;

Staff Comments:

- No changes to parking requirements are proposed through this text amendment; therefore, it is not anticipated the proposed changes will impact motorized and nonmotorized transportation systems.

(c) promotion of compatible urban growth;

Staff Comments:

- The removal of the term “duplex” from Sec. 30.30 definitions for R-II Medium Density and R-II Medium Density: Mobile Home and replacement with the term “multi-family dwelling” will allow a broader range of dwelling types on lots in these zoning districts that meet minimum size requirements, without changing the overall allowed density on a lot. Additionally, on lots that have challenging terrain, allowing 3-plexes, 4-plexes, etc. (all encompassed by the term multi-family), and not just duplexes, may facilitate clustering of

development on that lot and preserve those areas that may be difficult/ unsafe to develop without extensive engineering.

- In Table 30.40, allowing Tiny Homes and Modular Homes in the Mixed Use District is consistent with other residential dwelling types allowed in this district.

(d) the character of the district and its peculiar suitability for particular uses;

Staff Comments:

- The addition of Bowling Alley; Open-Air Stadiums; Sports Arenas and Amphitheaters; and Sexually Oriented Businesses as uses to Table 30.40 establishes those uses and removes ambiguity about whether or not those uses are allowed (Planning Director).
- It is not anticipated that the proposed text amendments will adversely impact the character of any zoning district nor its suitability for particular uses.

(e) conserving the value of buildings and encouraging the most appropriate use of land throughout the jurisdictional area.

Staff Comments:

- It is anticipated that the proposed text amendments will encourage the most appropriate use of land in the City of Livingston, while not adversely impacting the building values in the City.

Staff Recommendation

Based on the reasons stated above, Staff anticipates the text amendments are minor in nature and do not change the intent of the code. Additionally, staff believes the proposed amendments comply with the requirements of State Statute and the goals, objectives and strategies identified in the Growth Policy. Staff recommends that the Commission adopt the text amendments as proposed text amendment.

Attachments

- A. Attachment 1: Redlined Draft Ordinance

Sec. 30.30. Zoning districts.

To carry out the provisions of this Chapter, the City is divided into the following zoning districts in which the erection, construction, alteration, reconstruction, repair or use of buildings, structures and land shall be regulated and restricted. The regulation in each district shall be uniform throughout each district but may differ from those in other districts.

| DISTRICT | DESIGNATION |
|---|-------------|
| Low Density Residential | R-I |
| Medium Density Residential | R-II |
| Medium Density Residential: Mobile Home | R-II (MH) |
| High Density Residential | R-III |
| Mobile Home Residential | RMO |
| Public | P |
| Industrial | I |
| Light Industrial | LI |
| Highway Commercial | HC |
| Mixed Use | MU |
| Neighborhood Commercial | NC |
| Central Business District | CBD |
| Preservation Zoning District | PZD |

Multi-family dwelling types will not be accommodated in R-II or R-II(MH) districts

R-I Low Density. A single-family residence district with a large plat area required and including customary residential accessory uses.

R-II Medium Density. Primarily a single-family residence district. Duplexes and two (2) family dwellings may also be accommodated on lots of adequate plat sizes.

R-II Medium Density: Mobile Home. A district primarily intended for single and two (2) family dwellings which also allows for the placement of mobile homes.

R-III High Density Residential. A residential classification intended to provide adequate sites for multifamily developments, including condominiums and rowhouses.

RMO Residential Mobile Home. A district permitting mobile home development.

P Public. The public zone is intended to reserve land exclusively for public and semi-public uses in order to preserve and provide adequate land for a variety of community facilities which serve the public health, safety and general welfare.

I Industrial. A district intended to accommodate a variety of businesses, warehousing, transportation terminals and light and heavy industries.

LI Light Industrial. A district intended to accommodate all types of light industry, including those defined as light manufacturing as well as business and professional offices.

HC Highway Commercial. A district intended to provide areas for residential structures, commercial and service enterprises which serve the needs of the tourist, traveler, recreationalist or the general traveling public. Areas designated as Highway Commercial should be located in the vicinity of freeway interchanges, intersections on limited access highways, or adjacent to primary and secondary highways.

MU Mixed Use. A district intended to accommodate a mix of residential, neighborhood scale commercial services and offices, and small-scale manufacturing.

NC Neighborhood Commercial. The Neighborhood Commercial classification is intended to primarily provide for community retail services, office facilities or convenience retail development.

CBD Central Business District. The Central Business District is intended to accommodate stores, hotels, government and cultural centers, professional offices, service establishments and all manner of housing with an emphasis on high density apartment housing. In order to protect the public interest and welfare and to facilitate an attractive, efficient and prosperous C.B.D., the emphasis is on large scale, dense buildings.

PZD. The Preservation Zoning District is designed to supplement land uses and development standards by recognizing the unique characteristics of an existing structure(s) which may be important to the community to preserve from either a historical or architectural design perspective or by recognizing the unique characteristics of a specific piece of property due to natural features, including topographic features, watercourses, woodlands and wildlife habitats. It is the intent that the uses to be allowed are an inducement to the preservation of the historic or architectural design of the building(s) or the natural features, and shall not be construed as creating a benefit for the owner of the property to the detriment of other property owners surrounding the Preservation Zoning District, i.e., this is not to be construed as creating special legislation for the benefit of the Preservation Zoning District property owner(s), but rather a method for the preservation of historic or architectural designs or natural features important to the community.

In the case of a use not specifically mentioned in the list of uses in Article IV of this Chapter, the decision regarding whether the proposed use of a structure is allowable in a specific zone shall be made by the Zoning Coordinator, such decisions shall be based upon the most compatible uses contained in Article IV of this Chapter.

(Ord. 1949, 10/18/04; Ord. 1954, 5/16/05; Ord. 1977, 9/18/06; Ord. 2000, 4/7/08; Ord. No. 3023 , § 1, 1/4/22)

Sec. 30.40. List of uses.

Table 30.40 designates a list of uses permitted within a zoning district. Designated uses shall be permitted only in the zones indicated.

Table 30.40
List of Uses

Multifamily Dwellings will continue to be excluded from R-II and R-II(MH) districts

| | R-I | R-II | RII-MH | R-III | RMO | NC ² | MU | CBD ¹ | HC | LI | I | P |
|---|-----|------|--------|-------|-----|-----------------|--------------|------------------|----|----|---|---|
| A = Acceptable-Allowed S = Special Exception Permit Required N = Not Accepted-Allowed | | | | | | | | | | | | |
| One (1) Family Dwellings* | A | A | A | A | A | N | A | A | A | N | N | N |
| Two (2) Family Dwellings | N | A | A | A | N | N | A | A | A | N | N | N |
| Multifamily Dwellings | N | N | N | A | N | N | A | A | A | N | N | N |
| Accessory Dwellings | A | A | A | A | A | N | A | N | A | N | N | N |
| Townhouses | N | A | A | A | N | N | A | A | A | N | N | N |
| Tiny Homes | A | A | A | A | A | N | A | N | A | N | N | N |
| Accessory Buildings | A | A | A | A | A | A | A | A | A | A | A | A |
| Mobile Homes | N | N | A | N | A | N | N | N | N | N | N | N |
| Modular Homes | A | A | A | A | A | N | A | A | A | N | N | N |
| Churches | S | S | S | A | N | A | S | N | A | N | N | N |
| Schools, Public, Private and Parochial and Commercial | A | A | A | A | A | A | S | N | S | N | N | A |
| Schools, Trade | N | N | N | N | N | S | S | A | A | A | A | N |

ORDINANCE NO. 3041:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING CHAPTER 30 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED ZONING BY MAKING TEXT AMENDMENTS PERTAINING TO ZONING CODE CHAPTER 30 ARTICLE II. DEFINITIONS, SEC. 30.30 DISTRICT DESCRIPTIONS, TABLE 30.40 LIST OF USES, TABLE 30.41 RESIDENTIAL DENSITY REQUIREMENTS, AND SEC 30.51 OFF STREET PARKING AND LOADING ZONES.

Preamble.

- The proposed changes are intended to improve understanding and application of the code and reduce the potential for misinterpretation of the code.
- Adding/ removing/ modifying uses listed in Table 30.40 (Use Table) and Section 30.51.J (Parking Requirements) to increase consistency between the two sections.
- The description of R-II Medium Density Residential and R-II(MH) Medium Density Residential (Mobile Home) zoning districts in Sec 30.30 has been updated to clarify the dwelling types on lots in the that meet minimum size requirements in medium density residential zoning districts.

Additions appear in **Blue**, deletions appear ~~strikethrough in red;~~

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Livingston, Montana, as follows:

Article II. Definitions

For the purpose of the ordinance, certain terms or words used herein are defined as follows:

The word "person" includes a firm, association, organization, partnership, trust, company or corporation as well as an individual; the present tense includes the future tense, the singular number includes the plural, and the plural number includes the singular; the word "shall" is mandatory, the word "may" is permissive; the words "used" or "occupied" include the words "intended," "designated," or "arranged to be used or occupied," and the word "lot" includes the words "plot" or "parcel."

"Accessory" means a use, a building or structure, part of a building or other structure, which is subordinate to, and the use of which is incidental to that of the main building structure or the use on the same lot, including a

private garage. If an accessory building is attached to the main building by a common wall or roof such accessory building shall be considered a part of the main building.

"Adult book store" means a commercial establishment having a substantial portion of its stock in trade consisting of books, magazines, photographs, films, DVD and videos which emphasize, depict or relate to nudity or sexually explicit material and whose clientele must be of at least eighteen (18) years of age.

"Adult movie theater" means a commercial establishment which presents or shows XXX-rated movies, DVDs or videos on a screen or television.

Alley: See Street.

"Alteration" means a change or rearrangement of the structural parts of existing facilities, a reduction in the size of the structure, or an enlargement by extending the sides or increasing the height or depth, or the moving from one location to another.

"Bed and breakfast" means a commercial business operated in a house which is used partially or primarily for providing overnight accommodations to the public even though the owner may live on the premises. The accommodations for a bed and breakfast shall have no more than five (5) guest rooms. Breakfast is the only meal served on the premises, is included in the charge for the room, and there is no other food or beverage served upon the premises.

"Board" means the Board of Adjustment of the City of Livingston.

"Boarding house" means a building, other than a hotel or club, where meals are regularly served for compensation to more than six (6) persons who are not members of the family there residing.

"Building" means a structure, of more or less permanent construction, having a roof and intended to be used for sheltering people, animals, personal property or business activity.

"Building height" means height of building is the vertical distance from the "grade" to the highest point of the coping of a flat roof or the deck line of a mansard roof or to the average height of the highest gable of a pitched or hip roof.

"Building official" means the City Building Inspector of the City of Livingston or their designated representative.

"Business and professional offices" means a structure used primarily for housing the offices of a physician, dentist, architect, engineer, attorney, musician, artist or similar professional person.

"Cidery" means a use which produces cider for sale or consumption, licensed in accordance with MCA § 16-4-107.

"Clinic" means a building designed and used for the medical, dental, and surgical diagnosis and treatment of patients under the care of doctors and nurses, but where no surgery other than minor emergency care is performed.

"Drive-in restaurant" means an "eating or drinking establishment" where a sale is made without the customer being required to leave their vehicle.

Dwelling (types of):

- a. "Dwelling, one (1) family" means a building designed for occupancy by one (1) family and containing one (1) dwelling unit.
- b. "Dwelling, two (2) family (duplex)" means a building designed for occupancy by two (2) families living independently of each other, and containing two (2) dwelling units.

Chapter 30 - ZONING
Article II. Definitions

- c. "Dwelling, multiple" means a building designed primarily for occupancy by three (3) or more families living independent of each other, and containing three (3) or more dwelling units.
- d. "Dwelling, accessory" means ~~one (1) an~~ independent dwelling unit which is ~~smaller in area and subordinate in use~~ accessory to ~~the principal one (1) family or two (2) family dwelling, or townhouse, a primary dwelling unit~~ on the same lot, ~~whether attached or detached~~ and complies with Section 30-43.

"Dwelling unit" means one (1) or more rooms designed for or occupied by one (1) family for living or sleeping purposes or for use solely by one (1) family.

All rooms comprising a dwelling unit shall have access through an interior door to other parts of the dwelling unit. An efficiency apartment constitutes a dwelling unit within the meaning of this ordinance codified in this Chapter.

"Eating and Drinking Establishment" means a building used for the provision of food and/or beverages for on- or off-premises consumption.

"Exotic entertainment" means the commercial showing or display of a living person; however, total nudity is prohibited.

"Family" means one (1) or more persons related by blood, adoption, or marriage, or not more than three (3) unrelated persons living, sleeping and usually eating on the premises as a single housekeeping unit.

"Fence" means a barrier composed of posts connected by boards, rails, panels, or wire for the purpose of enclosing space for separating parcels of land. It may include a masonry wall.

"Grade" means the lowest point of elevation of the finished surface of the ground, paving or sidewalk within the area between the building and the property line or, when the property line is more than five (5) feet from the building, between the building and a line five (5) feet from the building.

"Gross Floor Area" means the area of each floor within the external walls, not including the thickness of the external walls.

"Health and exercise establishment" means an establishment designed and equipped for the conduct of sports, exercise activities and other customary and usual recreational activities. Permitted accessory uses include child care, sun tanning booths, massage, health and nutrition counseling services, retail sales of sporting goods and restaurant services.

"Hotel" means a building in which lodging is provided with or without meals, and open to transient guests.

"Livestock and Fowl." "Livestock" shall include all animals of the equine, bovine and swine class, including goats, sheep, mules, horses, hogs, cattle and other grazing animals. "Fowl" includes chickens, geese, ducks, turkeys, peacocks and other poultry.

"Lot." For the purpose of this ordinance, a "lot" is a parcel of land of at least sufficient size to meet minimum zoning requirements for use, coverage, and area, and to provide such setbacks and other open spaces as are herein required. Such lot shall have frontage on a public street, or on an approved private street, and may consist of:

- a. A single lot of record.
- b. A portion of a lot of record.
- c. A combination of complete lots of record, of complete lots of record and portions of lots of record, or of portions of lots of record.

- d. A parcel of land described by metes and bounds; provided that in no case of division or combination shall any residual lot or parcel be created which does not meet the requirements of this Chapter.

"Lot coverage" means that portion of any lot upon which a structure, as herein defined, is located.

"Manufactured housing" means a structure manufactured offsite, transportable in one or more sections on its own chassis, and in compliance with the applicable prevailing standards of the United States Department of Housing and Urban Development at the time of its production. A manufactured home does not include a mobile home or modular home.

"Manufacturing:"

1. "Artisan" means on-site production of goods by hand manufacturing, involving the use of hand tools and small-scale, light mechanical equipment in a completely enclosed building with no outdoor operations or storage, and occupying no more than 3,500 square feet of gross floor area. Typical uses include woodworking and cabinet shops, ceramic studios, jewelry manufacturing, food manufacturing, and similar types of arts and crafts or very small-scale manufacturing uses that have no negative external impacts on surrounding properties.
2. "Limited" means manufacturing of finished parts or products, primarily from previously prepared materials. Typical uses include: catering establishments, printing and related support activities; machinery manufacturing; food manufacturing; computer and electronic product manufacturing/assembly; electrical equipment, appliance, component manufacturing/assembly; furniture and related product manufacturing/assembly; and other manufacturing and production establishments that typically have very few, if any, negative external impacts on surrounding properties. Also includes "artisan manufacturing/production" type uses that do not comply with the enclosed building, floor area and/or outside operations/storage criteria that apply to artisan manufacturing/production uses.
3. "General" means:
 - a. Manufacturing of finished or unfinished products, primarily from extracted or raw materials, or recycled or secondary materials, or bulk storage and handling of such products and materials. Typical uses include: textile mills; textile product mills; apparel manufacturing; leather and allied product manufacturing; wood product manufacturing; paper manufacturing; chemical manufacturing; plastics and rubber products manufacturing; nonmetallic mineral product manufacturing; transportation equipment manufacturing; primary metal manufacturing; and fabricated metal product manufacturing. Also includes medical, scientific or technology-related research establishments that produce odors, dust, noise, vibration or other external impacts that are detectable beyond the property lines of the subject property.
 - b. Industrial service firms engaged in the repair or servicing of industrial or commercial machinery, equipment, products or by-products. Typical uses include: welding shops; machine shops; industrial tool repair; fuel oil distributors; solid fuel yards; laundry, dry-cleaning and carpet cleaning plants; and photofinishing laboratories. Excludes uses classified as "repair or laundry services."
4. "Intensive" means manufacturing of acetylene, cement, lime, gypsum or Plaster-of-Paris, chlorine, corrosive acid or fertilizer, insecticides, disinfectants, poisons, explosives, paint, lacquer, varnish, petroleum products, coal products, plastic and synthetic resins and radioactive materials. Also includes smelting, animal slaughtering and oil refining.

"Marijuana production facility" means an establishment where marijuana or marijuana products are grown, cultivated, manufactured or processed.

"Material" means a book, magazine, newspaper, pamphlet, poster, print, picture, figure, image, description, motion picture film, record, recording tape, DVD, or videotape (except a motion picture, DVD or videotape rated G, PG, PG-13 or R by the motion picture association of America).

"Microbrewery/Microdistillery" means a brewery that has an annual nation-wide production of not less than one-hundred (100) barrels or more than ten thousand (10,000) barrels or a distillery that produces twenty-five thousand (25,000) proof gallons or less of liquor annually in accordance with MCA § 16-4-310 through 16-4-312.

"Mobile home" means a trailer or semitrailer, constructed prior to June 15, 1976, which is designed, constructed and equipped as a dwelling place, living abode, or sleeping place and is equipped as a dwelling place, living abode, or sleeping place and is equipped for movement on streets or highways and exceeds twenty-five (25) feet in length exclusive of trailer hitch. A mobile home does not include a manufactured home or modular home.

"Mobile home park" means any lot, tract or parcel of land used, maintained or intended to be used, leased or rented for occupancy by two (2) or more mobile homes. This definition shall not include trailer sales lots on which unoccupied mobile homes are parked for the purpose of inspection and sales.

"Modular Home" means a dwelling unit constructed offsite, in sections, and assembled onsite. Modular homes are not required to be built to United States Department of Housing and Urban Development standards, but must comply with all locally adopted building codes. Modular Homes must be assembled onsite and cannot be transported to a new site once assembled. A modular home does not include a manufactured home or a mobile home.

"Motel" means a group of attached or detached buildings containing individual sleeping units where a majority of such units open individually and directly to the outside, or to a common corridor and where a garage is attached to or a parking space is conveniently located at each unit, all for the temporary use by automobile tourist or transient, and such word shall include tourist courts, motor courts, automobile courts, and motor lodges.

"Personal care center" means a facility which provides services and care which do not require nursing skills to residents needing some assistance in performing the activities of daily living.

["Personal service store" means a facility that provides personal services such as beauty parlors, barber shops, salons, massage, acupuncture and tattoo parlors.](#)

"Planning board" means the Livingston City Planning Board.

"Public recreation facility" means a facility which is available for use by the public for recreational or civic purposes. A fee may be charged, but the facility may not be owned and/or operated for profit. Uses which are covered by this definition shall include, but are not limited to, a Civic Center, swimming pool, fishing access, and park.

Chapter 30 - ZONING
Article II. Definitions

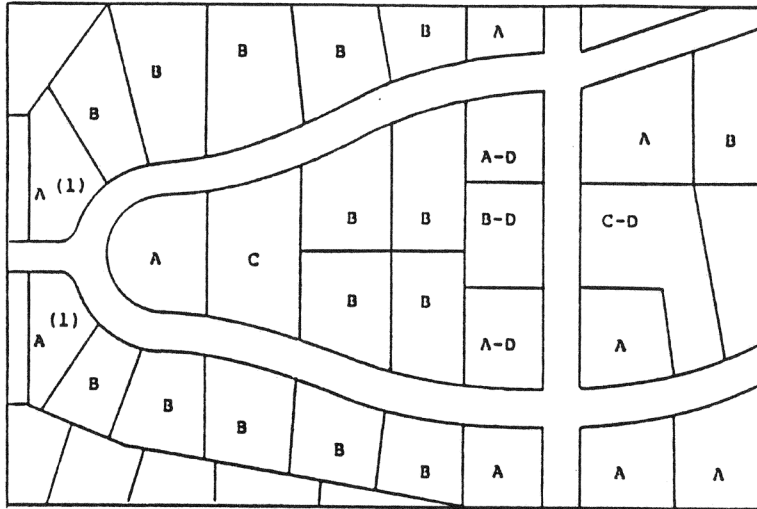


Figure 1
Lot Types

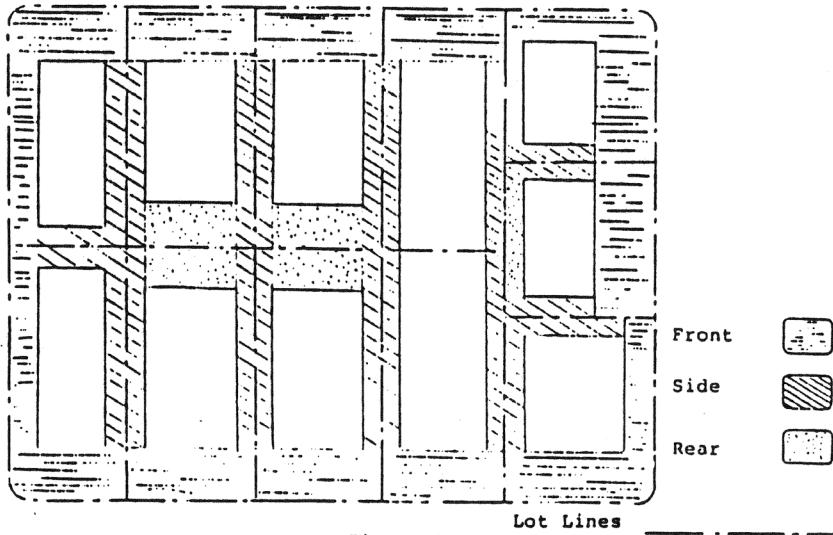


Figure 2
Location of yards on lots

"Retail" means the rental or sale of tangible personal property. Includes alcohol and marijuana sales.

"Retail, large-scale" means the rental or sale of tangible personal property where the total area utilized by a single tenant occupies twenty thousand (20,000) square feet or more of gross floor area or outdoor space, exclusive of parking.

"Right-of-way" means a strip of land dedicated or acquired for use as a public way.

"School, elementary, junior or senior high" means an institution of learning, either public, parochial or private, which offers instruction in the several branches of learning and study required to be taught in the schools by the Montana State Board of Education.

~~"School, commercial" means a building where instruction is given to pupils and operated as a commercial enterprise as distinguished from schools endowed and/or supported by taxation and not providing instruction for trades.~~

"School, trade" means a building where primary instruction is given to students in industrial crafts such as auto mechanics, welding and carpentry.

"Setback" means the distance from the corresponding lot line, as defined herein, to the nearest part of the applicable building, structure, or sign, measured perpendicularly to the lot line. A required setback refers to a space on a lot which is open, unoccupied, and unobstructed by any structure or portion of a structure; provided, however, that allowed encroachments as listed in Section 30.42, fences, walks, poles, small accessory use structures as defined herein, posts, other customary yard accessories, sidewalks, terraces, and swimming pools may be permitted in any setback subject to height limitations and requirements limiting obstruction of visibility in Section 30.52 of Article V.

"Sexually oriented business" means a commercial establishment which operates as an adult book store, adult [movie theater](#), or features, allows, employs, promotes or sponsors exotic entertainment [and/or sexually explicit materials](#).

"Special exceptions" means a special exception to the terms of this ordinance to permit uses other than those specifically permitted in each district in appropriate cases and subject to appropriate conditions.

"Story" means that portion of a building included between the upper surface of any floor and the upper surface of the floor next above, except that the topmost story shall be that portion of a building included between the upper surface of the topmost floor and the ceiling or roof above. If the finished floor level directly above a basement cellar or unused under-floor space is more than six (6) feet above grade as defined herein for more than fifty (50) percent of the total perimeter, or is more than twelve (12) feet above grade as defined herein at any point, such basement, cellar or unused under-floor space shall be considered as a story.

Street:

- a. "Street" is a public way for vehicular traffic, whether designated as a street, highway, thoroughfare, parkway, throughway, road, avenue, boulevard, land, place, or otherwise designated which has been dedicated to or acquired for public use and extends the full width between right-of-way lines, or any dedicated public way as recorded by the County Clerk and Recorder whenever any portion is open to vehicular traffic.
- b. "Alley" is a minor way which is used primarily for vehicular service access to the back or the side of properties otherwise abutting on a street.
- c. "Arterial street" is a fast or heavy traffic street used primarily as a traffic artery for intercommunication among large areas.
- d. "Local street" is a street used primarily for access to the abutting properties.

- e. "Collector street" is a street which carries traffic from local streets to arterial streets, including the principal entrance streets of a residential development and streets for circulation within such a development.

"Street, front" means a street abutting the predominantly narrow sides of the lot within a block. This is the street that homes within a block shall face and shall be the street that addresses are assigned to.

"Street, side" means a street paralleling or nearly paralleling the predominantly long sides of the lots within a block and intersecting at right angles or nearly right angles the front street.

"Structure" means a building or anything constructed in the ground or anything erected which requires location on the ground or water, or is attached to something having location on or in the ground, but not including fences six (6) feet or less in height, paved areas, or small accessory use structures such as storage sheds, which would not require a building permit to be erected under any building code adopted by the City of Livingston, however, in no case will such accessory building be allowed to violate the line of sight restrictions for street and alley or private drive approaches as specified in Section 30.52(B) of this code, or the height limitations of the applicable zoning district.

"Tiny home" means a dwelling unit under four hundred (400) square feet of gross floor area and manufactured primarily offsite.

"Townhouses" means two (2) or more self-contained dwelling units situated on their own lots and having one (1) or more common wall(s) where no side setback exists.

"Trailer" or "mobile homes" means a factory-assembled structure, equipped with the necessary service connections and constructed to be readily moveable as a unit or units on its own chassis and designed to be used as a dwelling unit.

"Tree, deciduous" means any variety of tree which loses its leaves at the end of the growing season.

"Tree, evergreen" means any variety of tree which does not lose its leaves at the end of the growing season.

"Tree, ornamental" means any variety of tree which is not expected, at maturity, to reach a height of fifteen (15) or more feet nor be a substantial provider of shade.

"Tree, shade" means any variety of tree which is expected, at maturity, to be in excess of twenty-five (25) feet in height and sufficiently full in form to provide substantial shading effects.

"Variance" means an adjustment in the application of the specific regulations of this Chapter pursuant to Section 30.74.

"Winery" means a use which produces wine, licensed in accordance with MCA § 16-4-107.

"XXX-rated movies and sexually explicit materials" are those materials which depict or show human genitalia in a state of sexual stimulation or arousal, acts of sexual intercourse, masturbation, cunnilingus, fellatio, anal intercourse or bestiality.

"Zoning Coordinator" means the planner for the Livingston City-County Planning Board, or such other official as the City Commission, by motion, may designate.

(Ord. 1798, 12/19/94; Ord. 1810, 7/3/95; Ord. 1868, 2/2/98; Ord. 1894 § 1, 3/6/2000; Ord. 1949, 10/18/04; Ord. No. 2011, § 1, 4/6/09; Ord. No. 2022, § 1, 9/7/10; Ord. No. 2090, § 1, 11/5/20; Ord. No. 2097, § 1, 1/5/21; Ord. No. 3003, § 1, 4/6/21; Ord. No. 3010, § 1, 7/20/21; Ord. No. 3013, § 2, 8/17/21; Ord. No. 3025, § 1, 10/21/21)

Sec. 30.30. Zoning districts.

To carry out the provisions of this Chapter, the City is divided into the following zoning districts in which the erection, construction, alteration, reconstruction, repair or use of buildings, structures and land shall be regulated and restricted. The regulation in each district shall be uniform throughout each district but may differ from those in other districts.

| DISTRICT | DESIGNATION |
|---|-------------|
| Low Density Residential | R-I |
| Medium Density Residential | R-II |
| Medium Density Residential: Mobile Home | R-II (MH) |
| High Density Residential | R-III |
| Mobile Home Residential | RMO |
| Public | P |
| Industrial | I |
| Light Industrial | LI |
| Highway Commercial | HC |
| Mixed Use | MU |
| Neighborhood Commercial | NC |
| Central Business District | CBD |
| Preservation Zoning District | PZD |

R-I Low Density. A single-family residence district with a large plat area required and including customary residential accessory uses.

R-II Medium Density. [A district primarily intended for single and two \(2\) family dwellings.](#) ~~Primarily a single-family residence district. Duplexes and two (2) Multi-family dwellings~~ may also be accommodated on lots of adequate plat sizes.

R-II Medium Density: Mobile Home. [. A district primarily intended for single and two \(2\) family dwellings.](#) ~~A district primarily intended for single and two (2) family dwellings~~ which also allows for the placement of mobile homes. [Multi-family dwellings may also be accommodated on lots of adequate plat sizes.](#)

R-III High Density Residential. A residential classification intended to provide adequate sites for multifamily developments, including condominiums and rowhouses.

RMO Residential Mobile Home. A district permitting mobile home development.

P Public. The public zone is intended to reserve land exclusively for public and semi-public uses in order to preserve and provide adequate land for a variety of community facilities which serve the public health, safety and general welfare.

I Industrial. A district intended to accommodate a variety of businesses, warehousing, transportation terminals and light and heavy industries.

LI Light Industrial. A district intended to accommodate all types of light industry, including those defined as light manufacturing as well as business and professional offices.

HC Highway Commercial. A district intended to provide areas for residential structures, commercial and service enterprises which serve the needs of the tourist, traveler, recreationalist or the general traveling public. Areas designated as Highway Commercial should be located in the vicinity of freeway interchanges, intersections on limited access highways, or adjacent to primary and secondary highways.

MU Mixed Use. A district intended to accommodate a mix of residential, neighborhood scale commercial services and offices, and small-scale manufacturing.

NC Neighborhood Commercial. The Neighborhood Commercial classification is intended to primarily provide for community retail services, office facilities or convenience retail development.

CBD Central Business District. The Central Business District is intended to accommodate stores, hotels, government and cultural centers, professional offices, service establishments and all manner of housing with an emphasis on high density apartment housing. In order to protect the public interest and welfare and to facilitate an attractive, efficient and prosperous C.B.D., the emphasis is on large scale, dense buildings.

PZD. The Preservation Zoning District is designed to supplement land uses and development standards by recognizing the unique characteristics of an existing structure(s) which may be important to the community to preserve from either a historical or architectural design perspective or by recognizing the unique characteristics of a specific piece of property due to natural features, including topographic features, watercourses, woodlands and wildlife habitats. It is the intent that the uses to be allowed are an inducement to the preservation of the historic or architectural design of the building(s) or the natural features, and shall not be construed as creating a benefit for the owner of the property to the detriment of other property owners surrounding the Preservation Zoning District, i.e., this is not to be construed as creating special legislation for the benefit of the Preservation Zoning District property owner(s), but rather a method for the preservation of historic or architectural designs or natural features important to the community.

In the case of a use not specifically mentioned in the list of uses in Article IV of this Chapter, the decision regarding whether the proposed use of a structure is allowable in a specific zone shall be made by the Zoning Coordinator, such decisions shall be based upon the most compatible uses contained in Article IV of this Chapter.

(Ord. 1949, 10/18/04; Ord. 1954, 5/16/05; Ord. 1977, 9/18/06; Ord. 2000, 4/7/08; Ord. No. 3023 , § 1, 1/4/22)

Sec. 30.40. List of uses.

Table 30.40 designates a list of uses permitted within a zoning district. Designated uses shall be permitted only in the zones indicated.

Table 30.40

List of Uses

| A = Acceptable Allowed S = Special Exception Permit Required N = Not Accepted Allowed | | | | | | | | | | | | |
|---|-----|-------------------|----------------|-------|-----|-----------------|--------------|------------------|----|----|---|---|
| | R-I | R-II | RII-MH | R-III | RMO | NC ² | MU | CBD ¹ | HC | LI | I | P |
| One (1) Family Dwellings* | A | A | A | A | A | N | A | A | A | N | N | N |
| Two (2) Family Dwellings | N | A | A | A | N | N | A | A | A | N | N | N |
| Multifamily Dwellings | N | N A | N A | A | N | N | A | A | A | N | N | N |
| Accessory Dwellings | A | A | A | A | A | N | A | N | A | N | N | N |
| Townhouses | N | A | A | A | N | N | A | A | A | N | N | N |
| Tiny Homes | A | A | A | A | A | N | A | N | A | N | N | N |
| Accessory Buildings | A | A | A | A | A | A | A | A | A | A | A | A |
| Mobile Homes | N | N | A | N | A | N | N | N | N | N | N | N |
| Modular Homes | A | A | A | A | A | N | A | A | A | N | N | N |
| Churches | S | S | S | A | N | A | S | N | A | N | N | N |

| | | | | | | | | | | | | |
|--|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|
| Schools, Public, Private and Parochial and Commercial | A | A | A | A | A | A | S | N | S | N | N | A |
| Schools, Trade | N | N | N | N | N | S | S | A | A | A | A | N |
| Hospitals/ Institutions | N | N | N | A | N | S | S | N | S | A | N | S |
| Medical/ Dental Clinics | N | N | N | A | N | A | A | A | A | A | S | N |
| Adult Foster Care Center ³ | N | A | A | A | N | N | A | A | A | A | N | N |
| Personal Care Center | N | A | A | A | N | A | A | A | A | N | N | N |
| Child Care Center | A | A | A | A | A | A | A | A | A | A | N | N |
| Veterinarian Clinics | N | N | N | N | N | N | A | N | A | A | A | N |
| Kennels and Catterys | N | N | N | N | N | N | N | N | A | A | A | N |
| Self-Service Laundry Laundromat | N | N | N | N | A | A | A | A | A | A | N | N |
| Bed and Breakfasts | A | A | N | A | N | A | A | A | A | N | N | N |
| Motels/Hotels | N | N | N | N | N | N | N | A | A | A | N | N |
| Travel Trailer Parks | N | N | N | N | N | N | N | N | A | N | N | N |
| Business and Professional Offices | N | N | N | S | N | A | A | A | A | A | A | S |
| Retail | N | N | N | N | N | A | A | A | A | A | S | N |
| Large-scale Retail | N | N | N | N | N | N | N | S | S | S | S | N |
| Barber Shop and Beauty Parlors Personal Service Stores | N | N | N | N | N | A | A | A | A | A | S | N |
| Eating and Drinking Establishments (Sit-Down) | N | N | N | N | N | A | A | A | A | A | A | N |
| Drive-In-Thru Restaurants | N | N | N | N | N | N | N | N | A | A | A | N |
| Banks | N | N | N | N | N | A | A | A | A | A | A | N |
| Mortuary | N | N | N | N | N | S | S | A | A | A | A | N |
| Wholesale Businesses | N | N | N | N | N | S | N | A | A | A | A | N |
| Commercial Greenhouses | N | N | N | N | N | A | S | N | A | A | A | N |
| Gasoline Service Stations | N | N | N | N | N | N | N | N | A | N | A | N |
| Auto Repair Garage | N | N | N | N | N | N | N | S | A | N | A | N |
| Automobile Dealerships | N | N | N | N | N | N | N | N | A | A | A | N |
| Auto Salvage and Storage | N | N | N | N | N | N | N | N | S | N | A | N |
| Warehouse and Enclosed Storage | N | N | N | N | N | N | N | N | A | A | A | S |
| Machine Shop | N | N | N | N | N | N | N | N | A | S | A | N |
| Artisan Manufacturing | N | N | A | A | N | A | A | A | A | A | A | N |
| Limited Manufacturing | N | N | N | N | N | S | A | A | A | A | N | N |
| General Manufacturing | N | N | N | N | N | N | N | N | A | A | N | N |
| Intensive Manufacturing | N | N | N | N | N | N | N | N | A | A | N | N |
| Cidery | N | N | N | N | N | A | A | A | A | A | N | N |
| Microbrewery/Microdistillery | N | N | N | N | N | A | A | A | A | A | N | N |
| Winery | N | N | N | N | N | A | A | A | A | A | N | N |
| Bowling Alley | N | N | N | N | N | S | S | S | A | S | N | S |

| | | | | | | | | | | | | |
|---|----------|----------|----------|----------|----------|----------|--------------|----------|----------|----------|----------|----------|
| <u>Theater</u> | <u>N</u> | <u>N</u> | <u>N</u> | <u>S</u> | <u>N</u> | <u>S</u> | <u>S</u> | <u>S</u> | <u>A</u> | <u>A</u> | <u>N</u> | <u>S</u> |
| <u>Open-Air Stadiums, Sports Arenas and Amphitheaters</u> | <u>N</u> | <u>N</u> | <u>N</u> | <u>S</u> | <u>N</u> | <u>S</u> | <u>S</u> | <u>S</u> | <u>A</u> | <u>A</u> | <u>N</u> | <u>S</u> |
| Lumberyards | N | N | N | N | N | N | N | N | A | A | A | N |
| Transportation Terminals | N | N | N | N | N | N | N | A | A | A | N | N |
| Radio Stations ⁴ | N | N | N | N | N | A | A | A | A | A | A | A |
| Utility Substations | S | S | S | S | S | S | S | S | S | S | S | S |
| Armory | N | N | N | N | N | N | N | N | N | N | N | A |
| Cemetery | N | N | N | N | N | N | N | N | N | N | N | A |
| Government Offices | N | N | N | N | N | A | A | A | A | N | N | A |
| Public Recreation Facility | A | A | A | A | N | S | N | A | A | A | S | A |
| Health and Exercise Establishment | N | N | N | N | N | A | A | A | A | A | S | S |
| Marijuana Production Facility | N | N | N | N | N | N | N | N | N | A | A | N |
| <u>Sexually Oriented Business</u> | <u>N</u> | <u>N</u> | <u>N</u> | <u>N</u> | <u>N</u> | <u>S</u> | <u>N</u> | <u>S</u> | <u>S</u> | <u>A</u> | <u>A</u> | <u>N</u> |

1. CBD—Any number of apartment units may be established in an existing commercial building. No new residential structures may be built unless they meet the definition of "High Density Residential."
2. NC-A single residential unit may be established within a commercial building to allow living space for a business owner.
3. Adult Foster Care Center.
a. No more than four (4) residents;
b. Staff member must be on board twenty-four (24) hours a day.
4. Radio Stations do not include radio towers or wireless communication facilities as defined by the Federal Communications Commission.
* This includes manufactured homes as defined by Ordinance 1813.

(Ord. 1506, 11/16/82; Ord. 1516, 8/2/83; Ord. 1517, 10/18/83; Ord. 1529, 7/16/84; Ord. 1538, 11/20/85; Ord. 1544, 2/4/86; Ord. 1556, 9/16/86; Ord. 1799, 12/19/94; Ord. 1810, 7/3/95; Ord. 1813, 8/21/95; Ord. 1891, 9/7/99; Ord. 1949, 10/18/04; Ord. 1977, 9/18/06; Ord. 2000, 4/7/08; Ord. No. 2022, § 2(Exh. A), 9/7/10; Ord. No. 2029, § 1(Exh. A), 4/19/11; Ord. No. 2046, § 1(Exh. A), 9/17/13; Ord. No. 2090, § 1, 10/6/20; Ord. No. 2097, § 1, 1/5/21; Ord. No. 3003, § 1, 4/6/21; Ord. No. 3013, § 2, 8/17/21; Ord. No. 3017, § 1, 10/5/21; Ord. No. 3025, § 1, 10/21/21; Ord. No. 3023, § 1, 1/4/22)

Sec. 30.41. Residential density requirements.

Residential density requirements are set out in Table 30.41.

| Table 30.41 | | | | | | | | | |
|--|----------------------------------|----------------------------------|--------------------------------------|-------------------------------|--------------------------------------|-------------------------------|--|-------------------------------|--|
| Residential Density Requirements | | | | | | | | | |
| Zoning Classification District | | | | | | | | | |
| | Low Density (R-I) | Med. Density (R-II) | <u>Med. Density R-II(MH)</u> | High Density (R-III) | <u>Mobile Homes (RMO)</u> | Mixed Use (MU) | Mobile Homes (A) (RMO) | Public (P) | Med. Density R-II(MH) |
| Min. Lot Area per Dwelling Unit in Square Feet | 7,000 | 3,500 | <u>3,500</u> | 1,150 | <u>6,000</u> > | 875 | 6,000 > | <u>N/A</u> | 3,500 |
| Three Units | | | | | | | | | |
| Four Units | | | | | | | | N/A | |
| Five Units | | | | | | | | | |
| Six Units | | | | | | | | | |
| Min. Setback Requirements | | | | | | | | | |
| Front Street | 25' | 25' | <u>25'</u> | 5' | <u>20'</u> | 0 | 20' | 20' | 25' |
| Side | 15' | 5' or B) or C) | <u>5' or B) or C)</u> | 0 or C) | <u>10' or C)</u> | 0 or C) | 10' or C) | 5' or C) | 5' or B) or C) |
| Rear | 5' | 5' | <u>15' 5'</u> | 0 | <u>5'</u> | 0 | 5' | 15' | 15' |
| Side Street | 15' | 10' | <u>10'</u> | 0 | <u>10'</u> | 0 | 10' | 10' | 10' |
| Max. Height for all Bldgs. | 27' or 34' if Roof Pitch >= 3:12 | 27' or 34' if Roof Pitch >= 3:12 | 27' or 34' if Roof Pitch >= 3:12 | 50' | <u>15'</u> | 60' | 15' | 27' | 27' or 34' if Roof Pitch >= 3:12 |
| Off-Street Parking Requirements | Refer to Article V Sec. 30.51 | Refer to Article V Sec. 30.51 | <u>Refer to Article V Sec. 30.51</u> | Refer to Article V Sec. 30.51 | <u>Refer to Article V Sec. 30.51</u> | Refer to Article V Sec. 30.51 | Refer to Article V Sec. 30.51 | Refer to Article V Sec. 30.51 | Refer to Article V Sec. 30.51 |

1. In all residential zoning districts in which accessory dwellings are permitted the number of accessory dwellings allowed is equivalent to the number of dwelling units allowed on the lot as show in Table 30.41 above. The total number of dwelling units allowed on any lot is the allowed density of the lot in Table 30.41 above plus the equivalent number of accessory dwellings. E.g.: a 7,000 square foot lot in the R-II zoning district allows two (2) dwelling units and two (2) accessory dwellings.

A) Applicable to Mobile Home Subdivisions only.

B) Side setback not required for approved townhouse development.

C) Any side setback that is directly adjacent to, and generally in line with, an adjoining rear setback within the same Zoning Classification District shall have the same setback as the adjoining rear setback.

(Ord. 1728, 12/7/92; Ord. 1798, 12/19/94; Ord. 1861, 6/16/97; Ord. No. 2090 , § 1, 11/5/20; Ord. No. 2097 , § 1, 1/5/21; Ord. No. 3018 , § 1, 10/5/21; Ord. No. 3023 , § 1, 1/4/22)

Sec. 30.51. Off street parking and loading zones.

A. Parking area design. Parking spaces and drive aisles for all commercial and industrial users shall meet the dimensions listed in Table 30.51 below.

| Table 30.51. Commercial and Industrial Parking stall and drive aisle dimension requirements. | | | |
|--|----------------------|---------------------|-----------------------------------|
| Parking Angle | Parking Stall Length | Parking Stall Width | Drive Aisle Width One-Way/Two-Way |
| 30° | 18'6" | 9' | 13'/21' |
| 45° | 18'6" | 9' | 13'/21' |
| 60° | 18'6" | 9' | 16'/21' |
| 75° | 18'6" | 9' | 16'/21' |
| 90° | 18'6" | 9' | —/24' |

1. Parking lots for all multi-family residential, commercial, industrial and mixed-use development shall be paved. Gravel parking areas are not permitted for any use other than single-family residential. Pervious pavers and green paving systems are encouraged.
 2. Parking areas are encouraged to utilize as little land area as possible to meet the minimum parking standards. Overparking, or adding more parking spaces and area than required by the minimum standards, is highly discouraged.
 3. To minimize vehicular conflicts on roadways and vehicular crossings of the sidewalk, the preferred access to parking areas for all uses are alleyways. Where alleyways are not an available or feasible option for parking access, uses are encouraged to utilize shared access points. Parking areas should be accessed from side streets rather than major roadways throughout the City.
- B. Location. Off-street parking facilities shall be located as hereafter specified: any distance specified shall be in walking distance measured from the nearest point of the parking facility to the nearest point of the lot that such facility is required to serve:
1. For one (1) family, two (2) family, and accessory dwellings: Off-street parking is required on the same lot or an adjoining lot with the building they are required to serve.
 2. For multiple dwellings and townhouses: Off-street parking is required within a walking distance of one hundred (100) feet.

3. For hospitals, sanitariums, convalescent homes, nursing homes, rest homes, homes for the aged, asylums, retirement homes, rooming and boarding houses: Off-street parking is required within six hundred (600) feet.
 4. For uses other than those specified above: Off-street parking within five hundred (500) feet is required.
 5. For large-scale retail uses: Off-street parking is required to be on the same lot and to the rear or side of the primary structure on the lot.
- C. Expansion or Enlargement. Whenever any building is enlarged in gross floor area by more than ten (10) percent, off-street parking shall be provided for the expansion or enlargement portion only in accordance with the requirements of this article. Nothing in this provision shall be construed to require off-street parking spaces for the portion of such building previously existing before enlargements or for existing buildings that undergo a change in use.
- D. Non-Conforming Use. Voluntary establishment of off-street parking or loading facilities to serve any existing use of land or buildings, even though non-conforming, is allowed and encouraged.
- E. Mixed Occupancies. In the case of mixed uses, the total requirements for the various uses shall be computed separately. Off-street parking facilities for one use shall not be considered as a substitute or for joint use.
- F. Use Not Specified. In the case of a use not specifically mentioned in a zone, the requirements for off-street parking facilities shall be determined by the Zoning Coordinator or their authorized representative. Such determination shall be based upon the requirements for the most comparable use listed.
- G. Joint Use. The Zoning Coordinator or their authorized representative may authorize the joint use of parking facilities for the following uses or activities under conditions specified:
1. Up to fifty (50) percent of the parking facilities required for primarily "night time" uses such as theaters, bowling alleys, bars, restaurants and related uses may be supplied by certain other types of buildings or uses herein referred to as "day time" uses such as banks, offices, retail, personal-service shops, clothing, food, furniture, manufacturing or wholesale and related uses.
 2. Up to one hundred (100) percent of the parking facilities required for a church or for an auditorium incidental to a public or parochial school may be supplied by the off-street parking facilities provided by uses primarily of a day time nature.
 3. In mixed-use developments, up to fifty (50) percent of the parking facilities required for the residential use may be supplied by the related day time commercial or light industrial uses. The commercial or light industrial use must be closed between 6:00 p.m. and 8:00 a.m. to be considered for joint use parking.
- H. Conditions Required for Joint Use. The building for which application is being made to jointly utilize the off-street parking facilities provided by another building shall be located within 500 feet of such parking facilities.
- The applicant must show that there is no substantial conflict in the principal operating hours at the two buildings or uses for which joint use of off-street parking facilities as is proposed.
- The applicant must also present a legal agreement executed by the parties concerned for joint use of off-street parking facilities.
- I. Central Business District. In the Central Business District Zone any commercial enterprise that is required to meet the minimum standards for off-street parking, shall be required to have only fifty (50) percent of the parking space requirements in the Table of Minimum Standards. Apartment units in the Central Business District shall meet the full parking space requirements.

J. Table of Minimum Standards — Off-Street Parking. Parking spaces shall be required as set forth in the following table, and where alternatives or conflicting standards are indicated, the greater requirements shall apply: Where the total quota results in a fraction, the next highest full unit shall be provided; and in case of a use not specifically mentioned, the requirements of the most similar mentioned use shall apply.

| USE | SPACE REQUIRED |
|--|---|
| Bowling alleys- | Five per alley. |
| Medical and dental clinic- | One per 200 square feet of gross floor area. |
| Banks, business and professional offices with on-site customer service- | One per 400 square feet of gross floor area. |
| Offices not providing on-site customer services- | One per 4 employees or one per 800 sq. ft. of gross floor area, whichever is greater. |
| Radio Stations | One per 4 employees or one per 800 sq. ft. of gross floor area, whichever is greater. |
| Mortuaries- | One per 5 seats in the principal auditorium. |
| Manufacturing uses, research testing, and processing, assembling, all industries- | One per 2 employees on maximum shift but not less than one per each 800 square feet of gross floor area. |
| Libraries and museums- | One per 500 square feet of gross floor area. |
| Schools, elementary and junior high, public, private or parochial. | One per each employee. |
| School, high school, public or private. | One per each employee and one per 5 students. |
| Service stations and drive in-thru restaurants- | One per 80 sq. ft. gross floor area, with 10 spaces minimum requirement. |
| Residential, single-family- | 2 per dwelling unit. |
| Residential, duplex or multi-family- | 1 per dwelling unit. |
| Accessory dwelling unit | 1 per dwelling unit |
| Boarding houses and similar uses. | One per dwelling unit or lodging unit. |
| Convalescent homes, nursing homes, rest homes | One per 6 beds plus one per each staff member on duty on a maximum shift. |
| Warehouses, storage and wholesale business and freight terminals- | 10 spaces for the first 20,000 square feet of gross floor area* and one space for each additional 10,000 square feet. |
| Eating and drinking establishments- <u>(sit-down)</u> | One per 100 sq. ft. of gross floor area for the first 4,000 sq. ft. with 10 spaces minimum requirement and one space for each additional 300 square feet. |
| Furniture, appliance, hardware, clothing, shoe, personal- service stores- | One per 600 square feet of gross floor space. |
| Motor vehicle, machinery, plumbing, heating, ventilating, building material supplies, sales and service- | One per 1,000 sq. ft. of gross floor area plus one per three employees. |
| Retail stores or service businesses not otherwise named- | One per 500 square feet of gross floor area. |
| Large-scale Retail | One per 800 sq. ft. of gross floor area. |
| Retirement homes, housing projects for senior citizens- | 1-6 dwelling units 0.5 per dwelling unit; 7-18 dwelling units 0.33 per dwelling unit; over 18 dwelling units 0.25 per dwelling unit; minimum of 5 spaces. |
| Motels, H hotels and motor courts- | One per sleeping room. |
| Hospitals/ and institutions <u>Institutions-</u> | One per 3 beds plus one per 3 employees. |
| Theaters- | One per 10 seats. |

| | |
|---|---|
| Health and exercise establishment | One per 200 square feet of gross floor area plus 3 per court |
| Churches, auditoriums and similar open assemblies. | One per 5 seats or one per 100 linear inches of pew or one per 65 sq. ft. of gross floor area used for assembly purposes, whichever is greater. |
| Stadiums, sport arenas and similar open assemblies. <u>Open-air stadiums, sports arenas and amphitheaters</u> | One per 8 fixed seats plus one per 100 sq. ft. of assembly space without fixed seats. |
| * In calculating minimum required parking, gross floor area shall not include car ports and garage areas. | |

- K. Up to twenty (20) percent of the parking spaces required in the Table of Minimum Standards may be replaced by enlarged landscaped areas, stormwater swales, or social areas. Enlarged landscaped, stormwater, or social areas must be equivalent or greater in total square footage to the parking spaces being replaced.
- L. Traffic Control Devices. All traffic control devices such as parking stripes designating stalls, directional arrows, rails, curbs and other developments shall be installed and completed as shown on the approved plans. Hard-surfaced parking areas shall use paint to delineate stalls and directional arrows.
- M. Screening Required. Screening in the form of walls, architectural fences or dense coniferous hedges shall be required where the parking lot has a common boundary with any residentially zoned property. Such screening shall be located no closer than three (3) feet from the property line and shall be properly maintained.
- N. Lighting Restrictions. Lighting of areas to be provided for off-street parking shall be so arranged to not constitute a nuisance or hazard to passing traffic, and where the lot joins any residentially zoned property, the illuminating devices shall be so shaded and directed to play away from residentially classified property.
- O. Maintenance. Maintenance of all areas provided for off-street parking shall include removal and replacement of dead and dying trees, grass and shrubs, removal of trash and weeds, repair and maintenance of drains and repair of traffic control devices, signs, light standards, fences, walls, surfacing materials, curbs and railings.
- P. Off-Street Loading Warehouse and Wholesale. Off-street loading space for warehouse, wholesale shipping and similar facilities shall be determined by the Building Official or his authorized representative.
- Q. Standards for Commercial and Industrial Uses.
 - 1. Off-Street Loading, Retail and Commercial. In any building or part thereof having a gross floor area of ten thousand (10,000) square feet or more, which is to be occupied by a use requiring the receipt or distribution by vehicles of material or merchandise, there shall be provided and maintained on the same lot with such building at least one (1) off-street loading space, plus one (1) additional loading space for each twenty thousand (20,000) square feet or major fraction thereof of twenty (20) feet in width, thirty-five (35) feet in length and fourteen (14) feet in height. Loading areas shall be located to the rear of the building and shielded from view from the neighboring properties and rights-of way. Loading areas shall not extend into the public right-of-way.
 - 2. Parking areas shall be located to the side and rear of the primary building on site.
 - 3. Parking areas shall have engineered stormwater retention and/or detention systems consistent with the City of Livingston Design Standards and Specifications Policy to prevent runoff into adjacent properties and rights-of-way. Collected stormwater is highly encouraged to be reused to irrigate on-site landscaping.
- R. Bicycle Parking.
 - 1. Bicycle Parking Standards and Design.

- a. In all multi-family residential, commercial, industrial and mixed-use development, the amount of provided bicycle parking shall be no less than ten (10) percent of the required automobile parking spaces. In buildings with less than twenty (20) parking spaces, two (2) bicycle parking spaces shall be required. Buildings with existing bicycle parking in the adjacent right-of-way may waive the required bicycle parking spaces if the number of bicycle parking spaces provided within the adjacent right-of-way is equal to or greater than the number of spaces required by this regulation. Where there are five (5) or more bicycle spaces required, twenty (20) percent of those spaces shall be for bicycles with trailers.
- b. A bicycle parking space shall be no less than three (3) feet wide by six (6) feet long. Bicycle with trailer spaces shall be no less than three (3) feet wide by ten (10) feet long.
- c. The preferred bike rack styles are inverted U or post and loop racks.
- 2. Bicycle Parking Location.
 - a. In all commercial, industrial and mixed-use development, bicycle racks designed to allow bicycles to be securely locked to them must be provided as close as possible to the main entrance of the building, and must be in a location visible from the public right-of-way.
 - b. Buildings with multiple entrances are highly encouraged to place bicycle racks at each entrance.
 - c. Multi-family residential developments are encouraged to provide secure and sheltered bicycle parking.
- S. Pedestrian Walkways. Multi-family residential, commercial, industrial and mixed-use development shall provide pedestrian walkways. A system of pedestrian walkways is required to connect each primary use structure on-site to the following: adjacent public sidewalks, on-site parking, other on-site primary use structures, bicycle parking areas, and common outdoor use areas.
- T. Landscaping Requirements for Parking and Loading Areas. Screening, in the form of trees, hedges or other vegetation shall be required between commercial, industrial and multi-family parking, loading and/or storage areas and any public right-of-way. Such screening shall be entirely on private property, shall be a minimum of four (4) feet in height, and shall not constitute a safety hazard for vehicular or pedestrian movement as defined in Section 30.52 of the Livingston Municipal Code. Decorative walls or fencing or earthen berms may also be used in combination with vegetative screening subject to review and approval of the City.
 - 1. General Requirements for Landscaping Plantings. All landscaping shall consist of native, drought-resistant plantings and should be planted using a variety of species planted in an informal arrangement. The use of food producing plantings and pollinator friendly plantings are preferred.
 - 2. Planting, watering, and upkeep of all plantings shall be the perpetual responsibility of the owner. In particular, sufficient watering shall be provided to assure the survival of all plantings.
 - 3. Perimeter plantings, when mature, shall provide at least fifty (50) percent screening of the parking areas using dense deciduous clusters or evergreen trees. A mix of dense hedge clusters and small open spaces is allowed.
 - 4. Parking lots are encouraged to be broken into smaller areas surrounded by landscaping to minimize large unbroken paved areas. Large deciduous trees are encouraged in the interior of parking lots. Denser hedges are encouraged around the perimeter of parking lots.
- U. Landscaping Requirements for the Interior of Parking Areas.
 - 1. Option #1. Parking areas will be designed so that parking rows will consist of not more than ten (10) automobiles. Any parking area which has a capacity of twenty (20) or more automobiles will be required to provide landscaped islands between parking rows. The island(s) will be at least five (5) feet wide and shall consist of vegetation or other landscape treatment as well as a minimum of one (1)

deciduous shade tree per every ten (10) parking spaces or portion thereof. The island(s) will be separated from the parking surface by a curb of at least six (6) inches in height.

- 2. Option #2. In the alternative, where parking rows are to consist of more than ten (10) parking spaces, landscaped islands will be provided in accordance with an approved landscape plan. The plan will provide for landscaped area equal to a minimum of five (5) percent of the gross parking lot area. When using this option at least two (2) islands will be required and each island must be a minimum size of fifty (50) square feet. Each island shall contain vegetation or other landscape treatment as well as a minimum of one (1) shade tree per every ten (10) parking spaces or portion thereof.

(Ord. No. 2090 , § 1, 11/5/20; Ord. No. 3003 , § 1, 4/6/21; Ord. No. 3005 , § 2, 4/20/21; Ord. No. 3010 , § 1, 7/20/21; Ord. No. 3017 , § 1, 10/5/21; Ord. No. 3025 , § 1, 10/21/21; Ord. No. 3023 , § 1, 1/4/22)

Effective date: This ordinance will become effective 30 days after the second reading and final adoption. **PASSED** by the City Commission of the City of Livingston, Montana, on first reading at a regular session thereof held on the 18th day of April, 2023.

MELISSA NOOTZ - CHAIR

ATTEST:

FAITH KINNICK
Recording Secretary

PASSED, ADOPTED AND APPROVED by the City Commission of the City of Livingston, Montana, on second reading at a regular session thereof held on the 16th day of May, 2023.

MELISSA NOOTZ – Chair

ATTEST:

APPROVED TO AS FORM:

FAITH KINNICK
Recording Secretary

JON HESSE
Interim City Attorney

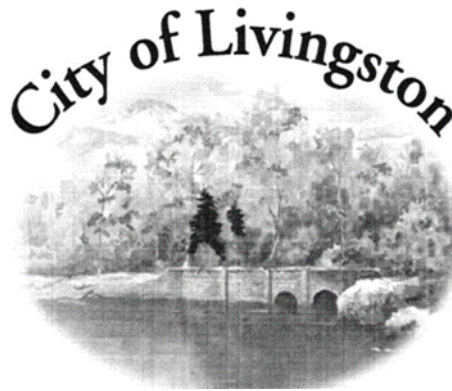
File Attachments for Item:

A. RESOLUTION NO. 5090: A RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT BOND (SPECIAL IMPROVEMENT DISTRICT NO. 181), SERIES 2023; FIXING THE FORM AND DETAILS AND PROVIDING FOR THE EXECUTION AND DELIVERY THEREOF AND SECURITY THEREFOR AND PROVIDING FOR A LOAN FROM DNRC.

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingstonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: 05/16/2023
To: Chair Nootz and City Commissioners
From: Paige Fetterhoff

Staff Report for Resolution Number 5090

Recommendation and Summary

Staff is recommending the Commission Approve Resolution 5090 to issue bonds for the financing of SID 181 in the amount of \$849,932.78 for the purpose of undertaking certain local sewer improvements and financing the costs thereof and incidental thereto by adopting the following motion:

“I move to approve Resolution Number 5090 and authorize the Chair to sign Resolution Number 5090.”

The reasons for the recommendation are as follows:

- Provide sewer services to Green Acres and Montague Subdivisions.
- The City has received \$2,000,000 in grant funding toward the project and approved the creation of SID 181. Should this resolution not be approved, that funding may be forfeited.

Introduction and History

Green Acres and Montague subdivision were annexed into the City in February of 2020 and September 2021, respectively. Green Acres was identified in the City’s growth policy as a future area for growth for the City. Additionally, many of the existing septic systems located in the subdivision are approaching the end of their life. Because of Green Acres proximity to the existing City boundaries it made sense to extend sewer services. Montague subdivision was included in the extension of sewer serviced because of its proximity to Green Acres.

Analysis

The creation of SID 181 provided sewer services to 159 properties. The City received \$2,000,000 in ARPA funds to contribute to this project reducing the burden of the full cost to properties in the boundaries of the SID. The total estimated construction costs of the project are \$3,672,982, leaving the property owners a cost of \$1,672,982 after grant funds are applied. The City received prepayment of assessments from property owners in the amount of \$587,156. The remaining amount will be financed by DNRC.

Fiscal Impact

The City will collect assessments for the remaining properties that did not prepay over the next 20 years to service the bonds being issued.

Strategic Alignment

Green Acres was specifically included in the City's Growth Policy as an area of future growth.

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the City of Livingston, Montana (the "City"), certify that the attached resolution is a true copy of a Resolution entitled: "RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT BOND (SPECIAL IMPROVEMENT DISTRICT NO. 181), SERIES 2023; FIXING THE FORM AND DETAILS AND PROVIDING FOR THE EXECUTION AND DELIVERY THEREOF AND SECURITY THEREFOR AND PROVIDING FOR A LOAN FROM DNRC" (the Resolution"), on file in the original records of the City in my legal custody; that the Resolution was duly adopted by the City Commission of the City at a meeting on May 16, 2023, and that the meeting was duly held by the City Commission and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following City Commission members voted in favor thereof:

voted against the same:

abstained from voting thereon:

or were absent:

WITNESS my hand officially this _____ day of May, 2023

Recording Secretary

RESOLUTION NUMBER 5090

RESOLUTION RELATING TO SPECIAL IMPROVEMENT DISTRICT BOND (SPECIAL IMPROVEMENT DISTRICT NO. 181), SERIES 2023; FIXING THE FORM AND DETAILS AND PROVIDING FOR THE EXECUTION AND DELIVERY THEREOF AND SECURITY THEREFOR AND PROVIDING FOR A LOAN FROM DNRC

BE IT RESOLVED by the City Commission (the “City Commission”) of the City of Livingston, Montana (the “City”), as follows:

Section 1. Recitals. It is found, determined and declared as follows:

1.01 Establishment of Special Improvement District No. 181.

(a) Intent Resolution. This City Commission has duly and validly created and established in the City a special improvement district designated as Special Improvement District No. 181 (the “District”). The City expressed its intention to create the District pursuant to Resolution No. 5072, adopted on November 15, 2022 (the “Intent Resolution”).

The District was formed for the purpose of financing certain public improvements, and incidental costs thereto, for the purpose of financing costs which will provide sanitary sewer connections for the residents of the Green Acres and Montague subdivisions of the City to the City’s sanitary sewer utility (the “Improvements”) and paying costs incidental thereto, including costs associated with (i) the sale and the security of a special improvement district bond drawn on by the City (the “Bond”), (ii) the creation of the District and administration of the District by the City, (iii) the funding of a deposit to the City’s Special Improvement District Revolving Fund, (iv) the establishment, if necessary, of a reserve account securing the Bond in the District Fund (defined herein), and (v) the costs of issuance of such Bond in accordance with the provisions of Montana Code Annotated, Title 7, Chapter 12, Parts 41 and 42, as amended (the “Act”). Pursuant to the Intent Resolution, this City Commission also declared its intention to cause the cost and expense of making the Improvements to be assessed against the owners of the properties included within the boundaries of the District.

Capitalized terms used in this Resolution and not defined herein shall have the meanings given them in the Intent Resolution.

In the Intent Resolution, this City Commission further found that it is in the public interest, and in the best interest of the City and the District, to secure payment of principal of and interest on the Bond by the Special Improvement District Revolving Fund of the City (the “Revolving Fund”), on the basis of the factors required to be considered under Section 7-12-4225 of the Act. The prior findings made by this City Commission with respect to the pledge of the Revolving Fund as security for the Bond are ratified and confirmed. This City Commission, in the Intent Resolution, also declared its intention to reimburse the City for certain costs paid before issuance of the Bond, as required by Section 1.150-2 of U.S. Treasury Regulations, promulgated under the Internal Revenue Code of 1986, as amended (the “Code”).

(b) Notices. Notice of the passage of the Intent Resolution was given by two publications in *The Livingston Enterprise*, a qualified newspaper of general circulation in the City, as required by the Act. Notice of the passage of the Intent Resolution was also mailed to all persons, firms or corporations or the agents thereof owning real property within the District listed in their names upon the last completed assessment roll for state, county and school district taxes, at their last known addresses. The notice of passage of the Intent Resolution, in accordance with the provisions thereof, stated the following: (i) the

general character of the Improvements; (ii) the estimated cost of the Improvements; (iii) the method of assessment of such costs against properties in the District; (iv) the time and place where the City Commission would hear and pass upon all protests made against the making of the Improvements or the creation of the District; (v) the Intent Resolution was on file in the office of the City Clerk for a description of the boundaries of the District; and (vi) subject to the limitations of Section 7-12-4222 of the Act, stated the general fund of the City may be used to provide loans to the Revolving Fund or a general tax levy may be imposed on all taxable property in the City to meet the financial requirements of the Revolving Fund.

(c) Formation of the District. At a regularly scheduled meeting on December 6, 2022, this City Commission met to hear, consider and pass upon all protests made against the making of the Improvements and the creation of the District. After a public hearing and further deliberations with respect to the formation of the District, this City Commission, pursuant to Resolution No. 5072, adopted on November 15, 2022, determined and declared that protests against the creation of the District or the making of the Improvements had not been filed in the time and manner provided by the Act by the owners of the property to be assessed for the Improvements in the District. This City Commission, in the aforementioned resolution, also confirmed the findings it previously made in the Intent Resolution with respect to the pledge of the Revolving Fund to the portion of the Bond allocable to the District. The boundaries of the District have not been amended or altered since the passage of the Intent Resolution.

1.02 Construction Contracts and Related Costs. Plans, specifications, maps, profiles and surveys for construction of the Improvements in the District were prepared by the engineers acting for the City with respect to the Improvements, and were thereupon examined and approved by this City Commission. An advertisement for bids for construction of the Improvements in the District was published by the City, in accordance with the provisions of Section 7-12-4141 of the Act, after which the bids theretofore received were opened and examined. The City subsequently reviewed the bids for the Improvements to the District, and the City subsequently awarded the contract for construction of the Improvements in the District to the contractors that were determined to be the lowest bidders for the furnishing of all work and material required for constructing the Improvements in the District.

Contracts for the construction of the Improvements were therefore awarded to said bidders, subject to the right of owners of property liable to be assessed for the costs thereof to elect to take the work and enter into written contracts therefor in the manner provided by Section 7-12-4147 of the Act, which election the property owners failed to make. Thereafter, the City and the successful bidders for the construction contracts related to the Improvements entered into written contracts for construction of the Improvements satisfactory to this City Commission and in the form and manner provided by Montana Code Annotated, Title 18, Chapter 2, Part 2, as amended.

1.03 Costs. It is currently estimated that the total costs and expenses of the Improvements, including the incidental costs, as set forth in the Intent Resolution are \$3,437,088.79. The City will apply \$2,000,000 from the ARPA Grant (the “ARPA Grant”) to reduce amount of the cost of the Improvements that will be specially assessed against the benefitted property owners.

The City currently estimates that the costs and expenses to be assessed against the property benefitted by the Improvements in the District for which the City has not already received payment, including costs of preparation of plans, specifications, maps, profiles, engineering superintendence and inspection, preparation of assessment rolls, expenses of making the special assessments, the cost of work and materials under the construction contracts and all other costs and expenses, including the deposit of Bond proceeds to the Revolving Fund, are not less than \$42,496.64. Such amount will be levied and assessed upon the assessable real property within the City on the basis described in the Intent Resolution. The costs of the Improvements funded from the Bond, the ARPA Grant, and special assessment prepayments are currently estimated as followings:

Improvement District 181

| <u>Use</u> | <u>Amount</u> |
|-------------------------|-----------------------|
| Project Fund Deposit | \$3,323,844.50 |
| Revolving Fund Deposit | 42,496.64 |
| Reserve Account Deposit | 16,998.66 |
| Costs of Issuance | 53,748.99 |
| Total | <u>\$3,437,088.79</u> |

This City Commission has jurisdiction and is required by law to levy and assess \$849,932.78, together with interest thereon, to collect such special assessments and credit the same to the District Fund (defined herein) created for the City, which District Fund is to be maintained on the official books and records of the City separate from all other City funds, for the funding of the Improvements including the payment of principal of and interest due on the Bond. To date, the City has received prepaid special assessments of \$587,156.01, which includes certain special assessments prepaid by the City.

1.04 Compliance with the Montana Constitution and Statutes. All acts, conditions and things required by the Constitution and laws of the State of Montana, including the Act, in order to make the Bond a valid and binding special obligation in accordance with its terms and in accordance with the terms of this Resolution have been done, do exist, have happened and have been performed in regular and due form, time and manner as so required.

1.05 Sale of the Bond to DNRC. The City has engaged with the Department of Natural Resources and Conservation of the State of Montana, an agency of the State (the “DNRC”) for the financing of the Improvements and the purchase of the Bond by DNRC.

Section 2. The Loan; Disbursement of Loan.

2.01 Authorization of Loan to the City. Montana law allows for the DNRC to make loans to local government units, including the City, for the purpose of financing or refinancing sanitary sewer improvements such as the Improvements.

2.02 DNRC Commitment to Loan. The DNRC has agreed to lend to the City, from time to time as the requirements of this Section 2.02 are met, an amount up to \$849,932.78 (the “Loan” or “2023 Loan”) for the purposes of paying the costs described in Section 1.03 above (the “Committed Amount”). The Committed Amount may be reduced as provided in Section 2.03. The Loan shall be disbursed as provided in this section.

(a) The City shall evidence its obligation to repay the Loan by the issuance of the Bond issued to the DNRC in accordance with the Act in the principal amount of up to \$849,932.78.

(b) In consideration of the issuance of the Bond by the City, the DNRC shall make a disbursement of all or a portion of the Loan upon receipt of the following documents and satisfaction of the following conditions:

- (1) an Opinion of Ballard Spahr LLP, as bond counsel to the City (“Bond Counsel”) as to the validity and enforceability of the Bond and the security therefor;
- (2) the Bond, fully executed and authenticated;
- (3) a certified copy of this Resolution; and

(4) such other certificates, documents and other information as the DNRC, by the Department of Environmental Quality of the State of Montana, an agency of the State (the “DEQ”), or Bond Counsel giving the opinion referred to in subparagraph (1) may require.

(c) The initial disbursement of the Loan on the date of delivery of the Bond to the DNRC (the “Closing Date”) shall not exceed \$849,932.78 and shall be used to pay a portion of the Improvements, pay costs of issuance of the Bond, fund a portion of the deposit to the Reserve Account and the deposit to the Revolving Fund as described below. The exact amount of the initial disbursement shall be shown on Schedule A to the Bond. Upon the initial disbursement, the DNRC will prepare a Schedule B to be attached to the Bond. The full principal amount of the Bond is expected to be advanced within twelve months of the Closing Date.

(d) The City agrees that it will deposit in the Reserve Account (as hereinafter defined) upon receipt thereof, on the Closing Date of the Loan, proceeds of the Loan borrowed for the purpose of increasing the balance in the Reserve Account to the Reserve Account requirement and the initial deposit to the Revolving Fund.

2.03 Initial Disbursement of Loan. On the Closing Date, the City will cause:

(a) \$736,688.49 from Bond proceeds to be deposited in the Project Subaccount (defined below) (along with \$587,156.01 of prepaid special assessments for the Improvements and \$2,000,000.00 in proceeds of the ARPA Grant when received for a combined total of \$3,323,844.50);

(b) \$16,998.66 from Bond proceeds to be deposited into the Reserve Account (the full amount of the Reserve Account requirement is \$16,998.66 when the full Committed Amount is fully funded);

(c) \$42,496.64 from Bond proceeds to be deposited into the Revolving Fund (the full amount of the deposit to the Revolving Fund shall be \$42,496.64 when the full Committed Amount is fully funded); and

(d) \$53,748.99 from Bond proceeds and a portion of the prepaid assessments to be deposited into the Project Subaccount and used to pay costs of issuance of the Bond.

Upon disbursement of 2023 Loan amounts to the City, the DNRC shall enter or cause to be entered the amount advanced on Schedule A to the Bond under “Advances” and the total amount advanced, including such disbursement, under “Total Amount Advanced.” Once the amount has been advanced, the DNRC shall revise Schedule B to the Bond by adding the principal amount of the disbursement to the principal amount of the Bond then outstanding and reamortized over the existing terms at the rate of 2.25% per annum. The Committed Amount shall be \$849,932.78.

2.04 Commencement of Loan Term. The City’s obligations under this Resolution shall commence on the date hereof unless otherwise provided in this Resolution. However, the obligation to make Bond payments under Section 3 hereof shall commence only upon the Closing Date.

2.05 Method of Payment. The Bond shall be issued in fully registered form, and the ownership of the Bond shall be transferred only upon the Bond register of the City hereinafter described. The interest on and, upon surrender thereof at the operations center of the Registrar, the principal of the Bond, shall be payable by electronic transfer, ACH payment, other electronic means agreed to by DNRC or check or draft drawn on the City.

Section 3. Terms, Registration, Execution and Delivery of Bond.

3.01 Principal Amount, Denomination, Interest Rate and Payment Dates. The Bond to be issued pursuant to this Resolution shall be designated as Special Improvement District Bond (Special Improvement District No. 181), Series 2023, shall be in the principal amount of up to \$849,932.78 (the Committed Amount), shall be issued as a single, fully registered bond, numbered R-1, shall be dated as of the date of delivery to the DNRC, and shall bear interest at the rate of 2.25% per annum. The principal of and interest on the Bond shall be payable in forty (40) semiannual installments each January 1 and July 1, commencing January 1, 2024, and concluding July 1, 2043 (each a "Payment Date"). Advances of principal of the Bond shall be deemed made when advances of the Loan are made under Section 2.02 hereof, and such advances shall be payable in accordance with Schedule B to the Bond, as such schedule may be revised from time to time in accordance with Section 2.03 hereof.

(a) Bond Register. The City hereby appoints the City Finance Director as Registrar for the Bond. The Registrar shall keep at its principal office a bond register in which the Registrar shall provide for the registration of ownership of Bond and the registration of transfers of Bond entitled to be registered or transferred.

(b) Transfer of Bond. Upon surrender to the Registrar for transfer of the Bond accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar shall transfer ownership of the Bond in the bond register to the name of the designated transferee or transferees. Such transfer shall also be noted on the Bond. The following form of assignment shall be sufficient for said purposes:

FORM OF ASSIGNMENT

For value received _____ hereby sells, assigns and transfers unto the within Bond of Special Improvement District No. 181, Montana, and does hereby irrevocably constitute and appoint _____ attorney to transfer said Bond on the books of said District with full power of substitution in the premises.

Dated: _____
Registered Owner

(c) Exchange of Bond. Whenever any portion of the principal installments of the Bond has been prepaid in accordance with Section 3.02 below, the Registrar shall authenticate and deliver a new Bond of like interest rate and maturities, representing the outstanding principal amount, as requested by the registered owner or the owner's attorney in writing.

(d) Improper or Unauthorized Transfer. When the Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the same until it is satisfied that the separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar shall incur no liability for its refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(e) Persons Deemed Owners. The City and the Registrar may treat the person in whose name the Bond is at any time registered in the bond register as the absolute owner of the Bond, whether the Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Bond and for all other purposes, and all such payments so made to any such registered owner or upon the owner's order shall be valid and

effectual to satisfy and discharge the liability upon the Bond to the extent of the sum or sums so paid.

(f) Taxes, Fees and Charges. For every transfer of the Bond, the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to such transfer or exchange.

(g) Mutilated, Lost, Stolen or Destroyed Bond. In case the Bond shall become mutilated or be destroyed, stolen or lost, the Registrar shall deliver a new Bond of like amount, number, principal installments, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for the Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon receipt by the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen or lost, and of the ownership thereof, and upon receipt by the Registrar of an appropriate bond or indemnity in form, substance and amount satisfactory to it, in which both the City and the Registrar shall be named as obligees. The Bond so surrendered to the Registrar shall be cancelled by it and evidence of such cancellation shall be given to the City. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in whole in accordance with its terms, it shall not be necessary to issue a new Bond before payment.

3.02 Redemption.

(a) Optional Redemption. Except as provided in Section 3.02(b) below, the City may not prepay all or any part of the outstanding principal amount of the Bond unless it obtains the prior written consent of the DNRC thereto, and no Loan Repayment or Administrative Expense Surcharge or Loan Loss Reserve Surcharge is then delinquent. Any optional prepayment permitted by the DNRC must be accompanied by payment of accrued interest and other required DNRC charges to the date of prepayment on the amount of principal prepaid. If the Bond is optionally prepaid in part pursuant to this Section 3.02(a), such prepayments shall be applied to principal payments in inverse order of maturity. The Registrar shall obtain the written consent of the DNRC to redeem optionally all or a portion of the Bond at least 30 days prior to the proposed redemption date and, if such consent is obtained, shall cause notice of the optional redemption to be mailed to the registered holder of the Bond at its address as it appears in the Bond Register at least 30 days prior to the proposed optional redemption date. The Registrar shall enter in the Bond Register the amount and date of each prepayment.

(b) Special Redemption. Whenever there will be any balance in the Principal Subaccount and the Interest Subaccount after payment of the principal and interest due on the Bond, in multiples of \$1,000 or increments of \$.01 in excess thereof, at a price equal to the principal amount to be redeemed plus accrued interest, without premium, from (i) the prepayment of special assessments levied with respect to the Improvements or (ii) the transfer of surplus money from the Interest Subaccount or the Principal Subaccount, or otherwise, the City Finance Director shall call for redemption on any Payment Date a principal amount of the outstanding Bond in an amount which, together with the interest thereon to the date of redemption, will equal the “excess” balance in the Principal Subaccount and Interest Subaccount on such Payment Date. The Registrar shall cause notice of the special redemption to be mailed to the registered holder of the Bond at its address as it appears in the Bond Register at least 30 days prior to the proposed special redemption date. The Registrar shall enter in the Bond Register the amount and date of each prepayment.

3.03 Execution, Registration and Delivery of Bond. The Bond shall be prepared under the direction of the City Finance Director and shall be executed on behalf of the City by the signature of the

Livingston City Commission Chair, City Manager and City Finance Director; provided that all signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature shall appear on the Bond shall cease to be such officer before the delivery thereof, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if they had remained in office until delivery. Notwithstanding such execution, no Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until a certificate of authentication and registration on such Bond has been duly executed by the manual signature of an authorized representative of the Registrar. The executed certificate of authentication and registration on the Bond shall be conclusive evidence that it has been authenticated and delivered under this Resolution. The Bond shall be registered by the City Finance Director, as Registrar, as attested by the certificate of authentication and registration, as of the date of its original delivery, and the Bond shall be delivered by the Registrar to the DNRC upon making of the first advance of the loan evidenced by the Bond. The DNRC shall not be obligated to see the application of the purchase price, but the City Finance Director shall credit forthwith all proceeds of the Bond to the Project Subaccount in the District Fund as herein established, to be used to pay costs of issuance, to the Reserve Account to fund the Reserve Requirement, and the required deposit to the Revolving Fund.

Section 4. District Fund: Accounts Created Therein: Special Assessments.

4.01 District Fund. There is created and established a fund designated as the “Special Improvement District No. 181 Fund” (the “District Fund”), which fund shall be maintained by the City Finance Director on the books and records of the City separate and apart from all other funds of the City. Within the District Fund there shall be maintained three separate subaccounts, designated as the “Project Subaccount,” the “Principal Subaccount,” and the “Interest Subaccount,” respectively.

4.02 Project Subaccount. There shall be credited to the Project Subaccount in the District Fund the proceeds of the Bond as provided in Sections 2.03. Any earnings on investment of money in the Project Subaccount shall be retained therein. All costs and expenses of constructing the Improvements to be paid from proceeds of the Bond shall be paid from time to time as incurred and allowed from the Project Subaccount in accordance with the provisions of applicable law, and money in the Project Subaccount shall be used for no other purpose; provided that upon completion of the Improvements and after all claims and expenses with respect to the Improvements have been fully paid and satisfied, any money remaining in the Project Subaccount shall be transferred to the Principal Subaccount and then to the District Fund and used to redeem Bond as provided in Sections 2.05(c) hereof.

4.03 Reserve Account. On the Closing Date, the City shall deposit to the Reserve Account the proceeds of the Bond as provided in Sections 2.03. The Reserve Account requirement is funded with the proceeds of the Bond in the amount of \$16,998.66. Earnings on the Reserve Account shall be transferred to the Interest Subaccount on each Payment Date. The City shall draw upon the Reserve Account prior to drawing on the Revolving Fund. Any draw from the Reserve Account shall be made on June 15 or December 15 of any year and transferred to the Principal Subaccount and the Interest Subaccount if there are not sufficient funds on hand in such subaccounts to make the next regularly scheduled payment on the Bond.

Sums in the Reserve Account not used to cure any deficit in the Principal Subaccount and the Interest Subaccount for payment of the principal and interest due on the Bond, as provided above, shall be held in the Reserve Account in trust to be applied toward payment of the final principal payment of the Bond. If amounts are drawn from the Reserve Account, the City does not have any requirement to replenish such drawn amounts.

Principal Subaccount and Interest Subaccount.

(a) Principal Subaccount and Interest Subaccount Generally. Money in the Principal Subaccount and Interest Subaccount shall be used only for (i) payment of the principal of the Bond from the Principal Subaccount and interest on the Bond from the Interest Subaccount as such payments become due or (ii) to redeem all or a portion of the Bond, plus the accrued interest on the portion of the Bond to be redeemed on such date.

(b) Deposits to Principal Subaccount and Interest Subaccount. Upon the collection of the installment of principal and interest due each year on the special assessments to be levied with respect to the Improvements in the District, the City Finance Director shall credit to the Interest Subaccount in the District Fund so much of said special assessments as are collected as interest payments, and the balance thereof to the Principal Subaccount. Interest income on money in the Principal Subaccount and the Interest Subaccount shall be retained therein and used as any other funds therein. Any installment of a special assessment paid prior to its due date with interest accrued thereon to the next succeeding Payment Date shall be credited with respect to principal and interest payments in the same manner as other special assessments are credited to the Principal Subaccount and the Interest Subaccount. All money in each Interest Subaccount and Principal Subaccount shall be used to, respectively, (i) pay interest on the Bond then due, then to (ii) pay principal on the Bond then due. Prior to the applicable Payment Date, the City Finance Director shall transfer the applicable amount from the Principal Subaccount and the Interest Subaccount to make the payment due on the Bond on such Payment Date. Subsequently, if any money is available, it may be used to redeem the Bond, in accordance with Section 3.02 hereof. Redemption of the Bond shall be in order of the principal amounts they represent as provided in Section 3.02 hereof and interest shall be paid as accrued thereon to the date of redemption, in accordance with the provisions of Section 7-12-4206 of the Act. In addition, on the date of issuance of the Bond, the accrued interest of the Bond shall be deposited in the Interest Subaccount.

In the event that there are not sufficient funds in the Principal Subaccount and the Interest Subaccount to make the required scheduled payments of the Bond, then the City shall first draw funds from the Reserve Account for such deficiency and then if the Reserve Account has been depleted from the Revolving Fund.

4.05 Loans from Revolving Fund. The City Commission shall, as often as is necessary, issue an order authorizing a loan or advance from the Revolving Fund to the District Fund to the extent money is available in the Revolving Fund and there are not sufficient funds in the Reserve Account to make such advance. A deficiency shall be deemed to exist in the Principal Subaccount and the Interest Subaccount if the money on deposit therein and the amount in the Reserve Account is not sufficient to cure such deficiency, on any June 15 or December 15 of any year (excluding amounts in the Principal Subaccount and the Interest Subaccount representing prepaid special assessments) is less than the amount necessary to pay the amount of principal due (other than upon redemption) on the Bond, and interest on the Bond payable on the next succeeding Payment Date.

4.06 Covenant to Provide Funds to the Revolving Fund. Pursuant to prior actions of the City Commission the City has created the Revolving Fund, and in connection with the establishment of the District, the City has undertaken and agreed to provide funds for the Revolving Fund by levying property taxes or making loans from the City’s general fund, as authorized by Montana Code Annotated Section 7-12-4222 of the Act. Specifically, the City covenants and is obligated to transfer available funds to the Revolving Fund if at any time the cash balance in the Revolving Fund is equal to an amount that is less than five percent (5%) of the total aggregate principal amount of the Bond then outstanding.

The City determines, covenants and agrees to make a loan from the City’s general fund or levy the property tax described in this Section to provide funds for the Revolving Fund to the extent required under

the provisions of this Resolution and the Act, subject to the limitation that no such tax levy or loan may in any year cause the balance in the Revolving Fund to exceed ten percent (10%) of the principal amount of the City’s then-outstanding special improvement district bonds and sidewalk, curb, gutter and alley approach bonds and warrants secured thereby. The City acknowledges and agrees that such property tax levy may, under applicable law, require that property tax levies of the City for other purposes be reduced correspondingly. In addition, the City covenants to comply with the requirements of the Code and the Regulations in order that the Revolving Fund complies and continues to qualify as a “reasonably required” debt service reserve fund for the Bond.

4.07 Deposit and Investment of Funds. The City Finance Director shall cause all money appropriated to the District Fund to be deposited as received with one or more depository banks duly qualified in accordance with the provisions of Montana Code Annotated, Section 7-6-201, in a deposit account or accounts. The balance in such accounts, except such portion thereof as shall be guaranteed by federal deposit insurance, shall at all times be secured to its full amount by bonds or securities of the types set forth in said Section 7-6-201. Any of such moneys not necessary for immediate use may be deposited with such depository banks in savings or time deposits. No money shall at any time be withdrawn from such deposit accounts except for the purposes of the District Fund as defined and authorized in this Resolution; except that money from time to time on hand in the District Fund may at any time, in the discretion of the governing body of the Borrower, be invested in securities which are direct, general obligations of, or obligations for the prompt payment of the principal of and the interest on which is fully and unconditionally guaranteed by, the United States of America, bank repurchase agreements with respect to such obligations, certificates of deposits of national banks having a combined capital and surplus of at least \$1,000,000 or in the Montana short-term investment program administered by the Board of Investments, which investments mature and bear interest at the times and in the amounts estimated to be required to provide cash when needed for the purposes of the respective accounts; provided that funds on hand in the Reserve Account may be invested in said securities maturing not later than five years from the date of the investment. Income received from the deposit or investment of moneys in said accounts shall be credited to the account from whose moneys the deposit was made or the investment was purchased, and handled and accounted for in the same manner as other moneys in that account.

Section 5. City Covenants. The City covenants and agrees with the owners from time to time that until the Bond and interest thereon is fully paid:

5.01 Compliance with Resolution. The City will hold the District Fund and the Revolving Fund as trust funds, separate and apart from all of its other funds, and the City, its officers and agents, will comply with all covenants and agreements contained in this Resolution. The provisions hereinabove made with respect to the District Fund, the Reserve Account, the various subaccounts created in the District Fund, and the Revolving Fund are in accordance with the undertaking and agreement of the City made in connection with the sale of the Bond to DNRC and DNRC making the Loan to the City.

5.02 Construction of Improvements. The City will do all acts and things necessary to enforce the provisions of the construction contracts required for the Improvements and to ensure the completion of the Improvements for the benefit of the City in accordance with the plans and specifications and within the time therein provided, and will pay all costs thereof promptly as incurred and allowed, out of the Project Subaccount of the District Fund and within the amount of the proceeds of the Bond appropriated thereto.

5.03 Levy of Assessments. The City will do all acts and things necessary for the final and valid levy of special assessments upon all property within the boundaries of the District in accordance with the Constitution and laws of the State of Montana and the Constitution of the United States in an aggregate principal amount not less than the aggregate principal amount of the Bond. Such special assessments shall be levied on the basis or bases prescribed in resolutions adopted by the Commission on November 15, 2022

and December 6, 2022, respectively (collectively, the “Assessment Resolutions”), prior to the adoption of this Resolution, and, as authorized by Montana Code Annotated, Section 7-13-2287, shall be payable in substantially equal semiannual installments of principal and interest (except, if applicable, for the initial assessment(s)) for a term of up to 20 years. Special assessments shall be levied against each benefited lot, tract or parcel in the District to pay the Bond in accordance with the assessment methodology set forth in the Assessment Resolutions. The unpaid installments of the assessments shall bear interest at an annual rate equal to the rate borne by the then outstanding Bond, plus 0.50% per annum (such that the interest rate on the principal amount of non-delinquent special assessments related to the Bond will be two and three-quarters percent (2.75%) per annum). The special assessments related to the Bond will be payable in installments on the 30th day of November in each of years 2023 through 2042 and on the 31st day of May in the years 2024 through 2043, inclusive, if not theretofore paid, and shall become delinquent on such date unless paid in full. The payment due on any installment date with respect to the Bond shall be the amount necessary to amortize, over the 20-year term in substantially equal semiannual payments, the principal amount of the assessment, together with interest to accrue thereon over said term at the interest rate thereon; provided that the amount of each such installment shall be adjusted each fiscal year to an amount equal to the amount necessary to amortize fully the then outstanding principal amount of the assessment (excluding any delinquent amounts), plus interest accrued at the interest rate on the assessments then in effect in the number of installments then remaining until May 31, 2043.

There shall be added to the first installment payment of each assessment interest on the entire assessment from the date of original registration of the Bond to January 1, 2024 in respect of the Bond, unless sufficient proceeds of the Bond are deposited into the Principal Subaccount and Interest Subaccount sufficient to pay the January 1, 2024 amount of interest coming due. The assessments shall constitute a lien upon and against the property against which they are made and levied, which lien may be extinguished only by payment of the assessment with all penalties, costs and interest as provided in Montana Code Annotated, Section 7-13-2289. No tax deed issued with respect to any lot or parcel of land shall operate as payment of any installment of the assessment thereon which is payable after the execution of such deed, and any tax deed so issued shall convey title subject only to the lien of said future installments, as provided in Montana Code Annotated, Section 15-18-214. In the event any payment of special assessments is delinquent, such delinquent payment shall, in addition to the interest rate thereon identified above in this Section, bear interest from and after the date it first becomes delinquent at the rate and be subject to penalties set forth in Section 15-16-102, M.C.A. (5/6 of 1% a month from and after the delinquency until paid and a 2% penalty added to the delinquent assessments), and delinquencies shall be subject to Montana Code Annotated Section 7-13-2283(2), M.C.A.

5.04 Reassessment. If at any time and for whatever reason any special assessment or tax herein agreed to be levied is held invalid, the City and its governing body, its officers and employees, will take all steps necessary to correct the same and to reassess and re-levy the same, including the ordering of work, with the same force and effect as if made at the time provided by law, ordinance or resolution relating thereto, and will reassess and re-levy the same with the same force and effect as an original levy thereof, as authorized in Montana Code Annotated, Section 7-13-2285. Any special assessment, or reassessment or re-levy shall, so far as is practicable, be levied and collected as it would have been if the first levy had been enforced including the levy and collection of any interest accrued on the first levy.

5.05 Absence of Litigation. There is now no litigation pending or, to the knowledge of the City, threatening or questioning: (i) the validity or regularity of the creation of the City, the contracts for construction of the Improvements or the undertaking and agreement of the City to levy special assessments therefor and to make good any deficiency in the collection thereof through the making of advances from the Revolving Fund as security for the Bond; the right and power of the City to issue the Bond; or (iii) in any manner questioning the existence of any condition precedent to the exercise of the City’s powers in these matters. If any such litigation should be initiated or threatened, the City will forthwith notify in

writing the Purchaser, and will furnish the Purchaser a copy of all documents, including pleadings, in connection with such litigation.

5.06 Waiver of Penalty and Interest. The City covenants not to waive the payment of penalty or interest on delinquent special assessments levied on property in the District, unless the City determines, by resolution of this City Commission that such waiver is in the best interest of the owners of the outstanding Bond.

Section 6. Tax Matters.

6.01 Use of Improvements. The Improvements will be owned and operated by the City and available for use by members of the general public on a substantially equal basis. The City shall not enter into any lease, use or other agreement with any non-governmental person relating to the use of the Improvements or security for the payment of the Bond which might cause the Bond to be considered “private activity Bond” or “private loan Bond” within the meaning of Section 141 of the Code and the applicable Regulations.

6.02 General Covenant. The City covenants and agrees with the owners from time to time of the Bond that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Bond to become includable in gross income for federal income tax purposes under the Code and applicable Treasury Regulations. By this Resolution, the City covenants to take any and all actions within its powers to ensure that the interest on the Bond will not become includable in gross income for federal income tax purposes under the Code and applicable Regulations.

6.03 Arbitrage Certification. The Livingston City Commission Chair, the City Manager and the City Finance Director, being the officers of the City charged with the responsibility for issuing the Bond pursuant to this Resolution, are authorized and directed to execute and deliver to the Purchaser a certificate in accordance with the provisions of Section 148 of the Code and the Regulations, stating that on the basis of facts, estimates and circumstances in existence on the date of issue and delivery of the Bond, it is reasonably expected that the proceeds of the Bond will be used in a manner that would not cause the Bond to be “arbitrage Bond” within the meaning of Section 148 of the Code and the Regulations.

6.04 Qualified Tax-Exempt Obligations. In order to qualify the Bond as a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Code, the City makes the following factual statements and representations:

- (a) the Bond is not “private activity bond” as defined in Section 141 of the Code;
- (b) the City designates the Bond as a “qualified tax-exempt obligation” for purposes of Section 265(b)(3) of the Code;
- (c) the reasonably anticipated amount of tax-exempt obligations (other than private activity Bond that are not qualified 501(c)(3) Bond) which will be issued by the City (and all subordinate entities of the City) during calendar year 2023 will not exceed \$10,000,000; and
- (d) not more than \$10,000,000 of obligations issued by the City during calendar year 2023 have been designated for purposes of Section 265(b)(3) of the Code.

Section 7. Authentication of Transcript. The officers of the City are authorized and directed to furnish to the Purchaser and to bond counsel certified copies of all proceedings relating to the issuance of the Bond and such other certificates and affidavits as may be required to show the right, power and authority of the City to issue the Bond, and all statements contained in and shown by such instruments,

including any heretofore furnished, shall constitute representations of the City as to the truth of the statements purported to be shown thereby.

Section 8. Defeasance.

8.01 General. When the liability of the City on the Bond issued under and secured by this Resolution has been discharged as provided in this Section, all pledges, covenants and other rights granted by this Resolution to the owners of such obligations shall cease.

8.02 Payment. The City may discharge its liability with reference to the Bond or installment of interest thereon which is due on any date by on or before that date depositing with the Registrar funds sufficient and providing proceeds available for the payment thereof in full, or if any Bond or installment of interest thereon shall not be paid when due, the City may nevertheless discharge its liability with reference thereto by depositing with the Registrar funds sufficient and providing proceeds available for the payment thereof in full with interest accrued to the date of such deposit or mailing.

8.03 Prepayment. The City may also discharge its liability with reference to any prepayable Bond which is called for redemption on any date in accordance with its terms by depositing with the Registrar on or before that date an amount equal to the principal and interest which are then due thereon, provided that notice of such redemption has been duly given as provided in this Resolution.

8.04 Escrow. The City may also at any time discharge its liability in its entirety with reference to the Bond, subject to the provisions of law now or hereafter authorizing and regulating such action, by depositing irrevocably in escrow, with a bank qualified by law as an escrow agent for this purpose, cash or securities which are authorized by law to be so deposited, bearing interest payable at such times and at such rates and maturing on such dates as shall be required, without reinvestment, to provide funds sufficient to pay all principal and interest to become due on the Bond on or before maturity or, if the Bond has been duly called for redemption or notice of such redemption has been irrevocably provided for, on or before the designated redemption date.

8.05 Irrevocable Deposits. If an officer of the City is the Registrar, any deposit made under this Section with the Registrar shall be irrevocable and held for the benefit of the owner of the Bond in respect of which such deposits have been made.

Section 9. Information Reporting. The City understands and acknowledges that the DNRC is financing the purchase of the Bond under its Renewable Resource Program pursuant to which the State issues from time to time its Coal Severance Tax Bond (the "State Bond") to provide funds therefor. The City covenants and agrees that, upon written request of the DNRC from time to time, the City will promptly provide to the DNRC all information that the DNRC reasonably determines to be necessary or appropriate to offer and sell State Bond or to provide continuing disclosure in respect of State Bond, whether under Rule 15c2-12 promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934 (17 C.F.R. § 240.15c2-12) or otherwise. Such information shall include, among other things and if so requested, financial statements of the City prepared in accordance with generally accepted accounting principles promulgated by the Financial Accounting Standards Board as modified in accordance with the governmental accounting standards promulgated by the Governmental Accounting Standards Board or as otherwise provided under Montana law, as in effect from time to time (such financial statements to relate to a fiscal year or any period therein for which they are customarily prepared by the City, and, if for a fiscal year and so requested by the DNRC, subject to an audit report and opinion of an accountant or government auditor, as permitted or required by the laws of the State of Montana). The City will also provide, with any information so furnished to the DNRC, a certificate of the Livingston City Commission Chair, the City Finance Director, and the City Manager to the effect that, to the best of their knowledge, such information does not include any untrue statement of a material fact or omit to state any material fact required to be

stated therein to make the statements made, in light of the circumstances under which they are made, not misleading.

Section 10. Repeals and Effective Date.

10.01 Repeal. All provisions of other resolutions and other actions and proceedings of the City and this City Commission that are in any way inconsistent with the terms and provisions of this Resolution are repealed, amended and rescinded to the full extent necessary to give full force and effect to the provisions of this Resolution.

10.02 Effective Date. This Resolution shall take effect immediately upon its passage and adoption by this City Commission.

PASSED AND ADOPTED by the City Commission of the City of Livingston, Montana, as of the 16th day of May, 2023.

MELISSA NOOTZ – LIVINGSTON CITY
COMMISSION CHAIR

ATTEST:

APPROVED TO AS FORM:

FAITH KINNICK
Recording Secretary

JON M. HESSE
Interim City Attorney

EXHIBIT A

DESCRIPTION OF THE SEWER PROJECT

The City established the District for the purpose of funding the costs of the Improvements which will provide sanitary sewer connections for the residents of the Green Acres and Montague subdivisions of the City to the City’s sanitary sewer utility (the “Sewer Utility”). Both of the Green Acres and Montague subdivisions, which contain 169 parcels/properties, were annexed by the City in 2020 and 2021. The Improvements will replace existing individual septic systems, some of which are failing, and provide Sewer Utility connections for undeveloped property in the City and more easily enable future development.

Estimated Budget for the Improvements

See Section 1.03 of the Resolution

EXHIBIT B

FORM OF BOND

UNITED STATES OF AMERICA
STATE OF MONTANA
COUNTY OF PARK

CITY OF LIVINGSTON
SPECIAL IMPROVEMENT DISTRICT BOND
(SPECIAL IMPROVEMENT DISTRICT NO. 181)
SERIES 2023

No. R-1 \$849,932.78

| Rate | Maturity | Date of Original Issue | CUSIP |
|-------|--------------|------------------------|-------|
| 2.25% | July 1, 2043 | June 1, 2023 | N/A |

FOR VALUE RECEIVED, THE CITY OF LIVINGSTON, MONTANA (the “City”), a duly organized municipal corporation and political subdivision of the State of Montana, acknowledges itself to be specially indebted and, for value received, hereby promises to pay to the Department of Natural Resources and Conservation of the State of Montana (the “DNRC”), or its registered assigns, but solely out of the Principal Subaccount and Interest Subaccount in its Special Improvement District No. 181 Fund (the “District Fund”), the principal sum equal to the sum of the amounts entered on Schedule A attached hereto under “Total Amount Advanced” with interest on each such amount from the date each such amount is advanced at the rate of 2.25% per annum. Interest and principal is payable in forty (40) semiannual installments on each January 1 and July 1, commencing January 1, 2024 and concluding July 1, 2043. Each installment of principal and interest shall be in the amount set forth opposite its due date in Schedule B attached hereto under “Total Loan Payment.” The portion of each such payment consisting of principal and the portion consisting of interest shall be as set forth in Schedule B hereto. The entire principal amount of this Bond is being advanced as of the date hereof. The installments of principal and interest are payable in lawful money of the United States of America, by check or draft mailed or by electronic transfer by the Treasurer, as bond registrar or paying agent, or the successor designated under the Resolution described herein (the “Registrar”).

This Bond is issued for the purpose financing costs which will provide sanitary sewer connections for the residents of the Green Acres and Montague subdivisions of the City to the City’s sanitary sewer utility (the “Sewer Improvements”) and paying costs incidental thereto, including costs associated with (i) the sale and the security of special improvement district bonds drawn on District No. 181 (the “Bonds”), (ii) the creation and administration of District No. 181, (iii) the funding of a deposit to the City’s Special Improvement District Revolving Fund, (iv) the establishment of a Reserve Account securing the Bonds in the District Fund, and (v) the costs of issuance of such Bond.

This Bond is issued pursuant to and in full conformity with the Constitution and laws of the State of Montana thereunto enabling, including Montana Code Annotated, Title 7, Chapter 13, Parts 22 and 23, as amended, and ordinances and resolutions duly adopted by the governing body of the City. This Bond is issuable only as a single, fully registered bond.

Reference is made to a resolution duly adopted by the governing body of the City on May 16, 2023 (the “Resolution”), for a more complete statement of the terms and conditions upon which this Bond has been issued, the special assessments pledged and appropriated for the payment and security thereof, the

conditions upon which the Resolution may be amended, the rights, duties and obligations of the City, and the rights of the registered owners of this Bond. Terms used with initial capital letters and not otherwise defined herein shall have the meanings given such terms in the Resolution.

The principal installments of this Bond are subject to mandatory redemption on any interest payment date if, after paying all principal and interest then due on the Bond, there are funds to the credit of the Principal Subaccount or Interest Subaccount of the City from transfers from the Project Subaccount or the prepayment in whole of assessments levied in the District for the redemption thereof, upon 30 days' prior written notice to the Holder. Any prepayment of an assessment that is not delinquent must be in whole but not in part, at any time after the assessment is levied, by the payment of the entire assessment, with interest accrued and to accrue through the next date on which an installment of the assessment is otherwise payable. Amounts available to make mandatory redemptions of this Bond will be applied to installment payments on this Bond in chronological order.

In addition, with the prior written consent of the DNRC, the City may redeem on any installment payment date, in whole or part and if in part, in multiples of \$1,000 or any increment of \$.01 in excess thereof, any unpaid principal of this Bond at a price equal to the principal amount to be redeemed plus interest accrued to the date of redemption. All optional prepayments shall be applied to installments of principal in chronological order of the installment payments on this Bond. The Finance Director of the City shall obtain the consent of the DNRC to redeem optionally all or a portion of this Bond not less than 30 days prior to the proposed redemption date, and, if such consent is obtained, shall cause notice of the optional redemption to be mailed to the registered holder of this Bond at its address as it appears on the Bond Register at least 30 days prior to the proposed redemption date.

This Bond and interest hereon are payable solely from the collection of a special tax or assessment which is a lien against all real property included in the District and is not a general obligation of the City or the State of Montana or Park County. The lien of the special tax or assessment shall remain on the lands for a period permitted under applicable law after the date of the final maturity of this Bond. In the event that for any reason the special tax or assessment provided for cannot or may not be levied and collected in time to meet any principal or interest falling due on this Bond, the Board shall provide for and pay such principal or interest when due, either out of the Reserve Account in the District Fund or any available funds of the City not otherwise appropriated or from the proceeds of warrants drawn against the next assessment on tax levied or to be levied by the City. This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the Certificate of Authentication and Registration hereon shall have been executed by the Registrar by the manual signature of the Registrar or one of his or her authorized representatives.

IT IS HEREBY CERTIFIED AND RECITED that all things required to be done precedent to the issuance of this Bond have been properly done, happened and been performed in the manner prescribed by the Constitution and laws of the State of Montana; and that the issuance of this Bond does not cause the indebtedness of the City to exceed any constitutional or statutory limitation.

(The remainder of this page is intentionally left blank.)

IN WITNESS WHEREOF, the City of Livingston, Park County, State of Montana, by its City Commission, has caused this Bond to be executed by the facsimile signatures of the Livingston City Commission Chair, City Manager and the City Finance Director to be dated as of the date set forth below.

Dated: June 1, 2023

CITY OF LIVINGSTON, MONTANA

By: _____
Livingston City Commission Chair

By: _____
City Manager

By: _____
City Finance Director

CERTIFICATE OF AUTHENTICATION AND REGISTRATION

This is one of the Bonds delivered pursuant to the Resolution mentioned herein and this Bond has been registered as required by law on the books of the County as of the 1st day of June, 2023.

Finance Director of the City of Livingston, as Bond Registrar

By: _____
Its City Finance Director

FORM OF ASSIGNMENT

For value received _____ hereby sells, assigns and transfers unto the within Bond of Special Improvement District No. 181, Montana, and does hereby irrevocably constitute and appoint _____ attorney to transfer said Bond on the books of said District with full power of substitution in the premises.

Dated: _____
Registered Owner

PROVISIONS FOR REGISTRATION OF TRANSFER AND EXCHANGE

The ownership of this Bond and the interest payable hereon may be transferred to a bona fide purchaser only by delivery with an assignment duly executed by the registered owner or their attorney or legal representative, and the City may treat the registered owner as the person exclusively entitled to receive payments of principal of, premium, if any, and interest on this Bond and to exercise all the rights and powers of an owner until this Bond is presented to the City Finance Director of Special Improvement District No. 181, Montana, as Bond Registrar, accompanied by said assignment and by assurance of the nature provided by law that the same is genuine and effective, and until such transfer is registered on the books of the City and noted hereon by the Bond Registrar. Whenever any portion of the principal installments hereof are prepaid, the Bond Registrar, upon presentation and surrender hereof, will authenticate and deliver a new Bond of like interest rate and maturities, representing the outstanding principal amount hereof.

| Date of Registration | Name and Address of Registered Holder | City Finance Director |
|----------------------|--|-----------------------|
| June 1, 2023 | Department of Natural Resources and Conservation 1539 Eleventh Avenue Helena, MT 59620 | |

NO WRITING HEREON EXCEPT BY CITY FINANCE DIRECTOR AS BOND REGISTRAR

The Registrar has transferred on the books of Special Improvement District No. 181, Montana, on the date last noted below, to the registered assign noted opposite said date, ownership of the principal amount of and interest on this Bond, except the amounts of principal and interest theretofore paid:

| Date of Transfer | Name of New Registered Holder | Signature of Registrar |
|------------------|-------------------------------|------------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

SCHEDULE B

| Date | Principal | Interest | Total Loan Payment |
|------|-----------|----------|--------------------|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

DMFIRM #406130191 v6

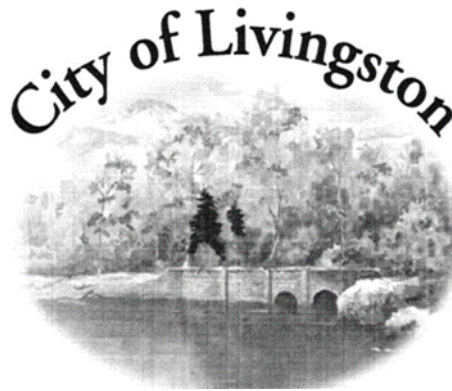
File Attachments for Item:

B. RESOLUTION NO. 5091: A RESOLUTION OF THE CITY OF LIVINGSTON CITY COMMISSION AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT WITH THE ABBI AGENCY FOR PROFESSIONAL SERVICES TO UPDATE THE CITY LOGO AND BRANDING FOR THE CITY OF LIVINGSTON.

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingstonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: May 10, 2023
To: Chair Nootz and City Commissioners
From: Lisa Lowy, Administrative Services and HR Director

Staff Report for a Resolution No. 5091 to Authorize Signing a Contract with the Abbi Agency for Logo and Rebranding Professional Services

Recommendation and Summary

Staff is recommending the Commission Approve Resolution 5091 to authorize the City Manager to sign and enter into an agreement for professional services with Abbi Agency for logo design and rebranding services.

“I move to approve Resolution No. 5091 and authorize the Chair and City Manager to sign the Resolution authorizing the City Manager or their designee to enter into a contract with Abbi Agency for the purposes of logo and rebranding services in response to RFP 20011.”

The reasons for the recommendation are as follows:

- The Abbi Agency has a documented history of success in the municipal branding space which was demonstrated in their RFP response.
- They have a Montana presence with an office and staff located in Helena.
- The agency RFP response demonstrated significant research about Livingston, its uniqueness and character and was customized to us specifically.
- This agency demonstrated a commitment to this community and working in a true collaborative partnership by providing an in-kind cost reduction of \$ 9,960 in the scope of services to meet our budget.
- The Abbi Agency is the enthusiastic and unanimous recommendation of the employee-based selection committee who felt the Abbi Agency proposal was by far the best one submitted and best aligned with the needs of our community.
- Specific experience with the community of Kalispell and the National Park Service.
- The Abbi Agency is also a certified B-Corporation, female owned business that meets criteria for Disadvantaged Business Enterprise (DBE).

Introduction and History

The City of Livingston went out to bid in April for branding and logo development services to

freshen our current logo as well as address the challenges we have encountered with duplication of the current logo. The current logo while artistic and beautiful, is also expensive and challenging to reproduce because of the vast color array and level of detail in the image.

Nineteen (19) responses to our RFP were received from firms all over the nation. The expressed budget was \$15,000 and responses ranged from a low of \$7,100 to a high in excess of \$155,000. Seven responses were excluded based on price and one for being submitted beyond the deadline. Three that were within budget but were excluded because they did not demonstrate any experience within the local government space or did not adequately address all the components of the RFP Request.

Eight (8) responses were advanced to the committee made up of employees from each department in the organization. Employees selected included:

Helen Delahunt - Administrative Assistant and Office Manager in Public Works

In her role Helen handles updating social media and the website for all departments in Public Works. She also handles all citizen inquiries about everything from pot holes to garbage cans.

Faith Kinnick – Administrative Assistant and Recording Secretary - Administration

In her role, Faith is responsible for public communications and the City Web Site and provides support to the entire community and the organization.

Emily Hutchinson – Finance Clerk - Finance

In her role, Emily handles billing and finance inquiries and has extensive contact with the citizens of Livingston.

Jason Gunderson – Detective – Livingston Police Department

In his role, Jason investigates cases for the City of Livingston citizens and connects victims with resources for recovery and restitution.

Robert Rike - 911 Communications Officer, 911

Robert is the newest hire on the committee and is in training in the Livingston Park County 911 department.

Josh Pierce- Interim Battalion Chief, Livingston Fire Rescue

Josh serves as an Interim Battalion Chief and was most recently a Captain in LFR. Josh also has outside business ventures and has done branding efforts related to those.

Maggie Tarr- Recreation Manager

Maggie manages, oversees and creates all programming happening in our Recreation Department. She handles a large social media presence and our web content.

Analysis

The employee review committee narrowed the responses to the top 2 based on capacity to complete this project, compelling proposal elements and alignment with expressed goals and budget in the RFP.

The Abbi Agency demonstrated exceptional creativity and alignment with the City of Livingston in its response and furthered that commitment through an in-kind match.

Fiscal Impact

The Abbi Agency proposal meets the stated budget of \$15,000 for this project. After contracting, a comprehensive scope of work that includes community and citizen engagement will be developed and finalized.

Attachments

- A. Attachment A: Resolution 5091
- B. Attachment B: Abbi Agency response to RFP 20011

RESOLUTION NO. 5091

A RESOLUTION OF THE CITY OF LIVINGSTON CITY COMMISSION AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT WITH THE ABBI AGENCY FOR PROFESSIONAL SERVICES TO UPDATE THE CITY LOGO AND BRANDING FOR THE CITY OF LIVINGSTON.

WHEREAS, the City of Livingston is seeking the services of a professional organization to update and refresh the logo and branding for the City of Livingston; and

WHEREAS, the City of Livingston, has the legal jurisdiction and authority to contract for services related to logo and rebranding of the City and its departments and services; and

THAT the, the City of Livingston having done a nationwide competitive search that meets all requirements set forth in the City’s procurement processes and procedures as well as meeting all the requirements put forth by the State of Montana for the procurement of services to government; and having reviewing all submissions by committee to select the Abbi Agency for the services outlined in Request for Proposal 20011 – Brand Development Services; and

NOW, THEREFORE, BE IT RESOLVED, That the Livingston City Commission authorizes the City Manager or their designee to sign and enter into a contract for services with Abbi Agency, on behalf of the City of Livingston, to act on its behalf and to provide such additional information as may be required and further; the City Manager or their designee is hereby authorized to enter into any contracts or agreements required by the agency.

PASSED AND ADOPTED, by the City Commission of the City of Livingston, this 16th day of May, 2023.

MELISSA NOOTZ, Chair

ATTEST:

APPROVED TO AS FORM:

FAITH KINNICK,
Recording Secretary

JON HESSE,
Interim City Attorney



LIVINGSTON
Montana

THIS IS WHAT WE PROPOSE

TABLE OF CONTENTS — *What's Inside*

| | |
|------------------------------------|-----------|
| Letter of Transmittal | 1 |
| Qualifications & Experience | 2 |
| Staff & Project Organization | 9 |
| Work Plan | 15 |
| Exceptions & Deviations | 23 |
| Cost & Price Proposal | 24 |

Part 1

LETTER OF TRANSMITTAL



DEAR MS. LOWY & THE CITY OF LIVINGSTON EVALUATION COMMITTEE:

The City of Livingston is one of the most unique and unparalleled mountain towns in the country. Its rich history, stunning natural beauty and nearby access to the world's first National Park make Livingston a fantastic location. Livingston is considered one of America's best mountain towns, with accolades and recognition from residents, visitors and onlookers alike.

The City's new branding should be durable, foundational and tone-setting while accounting for the town's past, present and future. It should speak to the wide array of Livingston's audiences with equal power. Most of all, it should capture and emulate the spirit and ethos that makes this place, and this community of people, so special.

The Abbi Agency has built brands for communities that hold similar economic and civic opportunities, including Kalispell, Montana and Travel North Tahoe Nevada. But no two brands are the same. And Livingston deserves an agency that will approach this project with both the fresh eyes of creativity and innovation, as well as the knowledgeable approach of a deep understanding of the town's culture and community.

We are placemaking experts, having led the brand development or evolution efforts on behalf of dozens of city/region destination brands and municipalities throughout the west. Our team has been honored to work

with Montana brands including Discover Kalispell and Indigenous Vote. We have boots on the ground in Montana, with a team member and new office in the Helena area as well as other team members visiting the state regularly.

It would be our honor to bring this experience and passion to the City of Livingston. Thank you for the opportunity to respond to your City's request for proposal. We look forward to continuing the conversation together.

Warm Regards,



Primary Points of Contact

Abbi Whitaker
President/Co-Founder
775-323-2977
abbi@theabbiagency.com

Connie Anderson
(Principal Contact)
Chief Strategy Officer, Partner
775-224-0006
connie@theabbiagency.com

Proposer Identification

The Abbi Agency
1385 Haskell St.
Reno, NV 89509

contracts@theabbiagency.com
TheAbbiAgency.com

Confirmations & Assurances

We confirm receipt of the RFP document as well as the answers to our questions submitted to Lisa Lowy. This proposal shall remain in effect for at least ninety (90) days from the date of submittal. We confirm that all information submitted is true and correct.

Part 2 Technical Proposal

SECTION 1

QUALIFICATIONS & EXPERIENCE



ABOUT

HI, WE'RE THE ABBI AGENCY

Founded in 2008, The Abbi Agency is a nationally-recognized, full-service marketing and communications agency headquartered in Northern Nevada. We are a certified B-Corporation, woman-owned, disadvantaged business enterprise (DBE) and an S-Corporation with 50 full-time experts across branding, creative and design; public relations; paid media; website design and development; and digital marketing. Our home base is on the eastern front of the Sierra Nevada mountains in Reno, with an office in Las Vegas, staff in Montana, and distributed team members throughout the United States.

We are experts in telling the story of a broader region, leveraging storytelling campaigns that use broader themes to connect with target audiences. We intimately understand the balance of economic drivers within a region; our extensive work with municipalities and public agencies is complemented by our expertise in hospitality, travel and tourism and economic development. We pride ourselves on planning effective campaigns that bring together best-in-class creative with thoughtful targeting, combining storytelling and data-driven growth strategies to share the multi-faceted messages of a region.

Integrated Services

The Abbi Agency is proud to offer a full range of integrated services and expertise across all communications channels.

- Research & Strategy
- Public Relations
- Design & Creative
- Web & Digital
- Social Media
- Marketing & Advertising

Identify Subcontractors

The Abbi Agency confirms that it will not use any subcontractors; our team will manage all work stated in the scope of work in-house.



AWARDS

NATIONAL ACCLAIM & RECOGNITION



Advertising Agency of the Year - 2022,
AAF Best Of The West Media Awards,
American Advertising Federation (AAF)



Gold Midsize Agency of the Year -
2022, Bulldog Awards



Best Advertising Agency -
2021, Reno Gazette-Journal's Best
of Reno Awards



PRSA Pinnacle Awards - 2022, 6 awards,
including Media Event - Google in Nevada,
and Creative - Helios Medical Center



Platinum Creative Campaign Award - 2022,
Hermes Creative Awards, Price Compete
Campaign, Nevada Health Link



Best Governmental or Public Affairs Media
Relations Campaign - 2022, Honorable
Mention, PR Daily



THE ABBI AGENCY, YOUR IDEAL PARTNER

WHY US?

The Abbi Agency is the ideal partner to re-brand the City of Livingston due to the agency's broad experience in brand development across the West, its understanding of the Montana and Livingston culture, community and history of governance, and our understanding of the many forces affecting municipal brands throughout the Mountain West. We confirm that our agency has all capabilities needed in order to successfully carry out the City of Livingston's requested scope of work.

National Experience in Branding

The Abbi Agency's branding experience includes full branding efforts for Kalispell, Montana; St. Helena, California; Travel North Tahoe Nevada; Morro Bay, California; and Henderson, Nevada. Branding efforts span a wide range of destination marketing, municipal government and economic development, often even accounting for the crossover between these three elements of brand application.

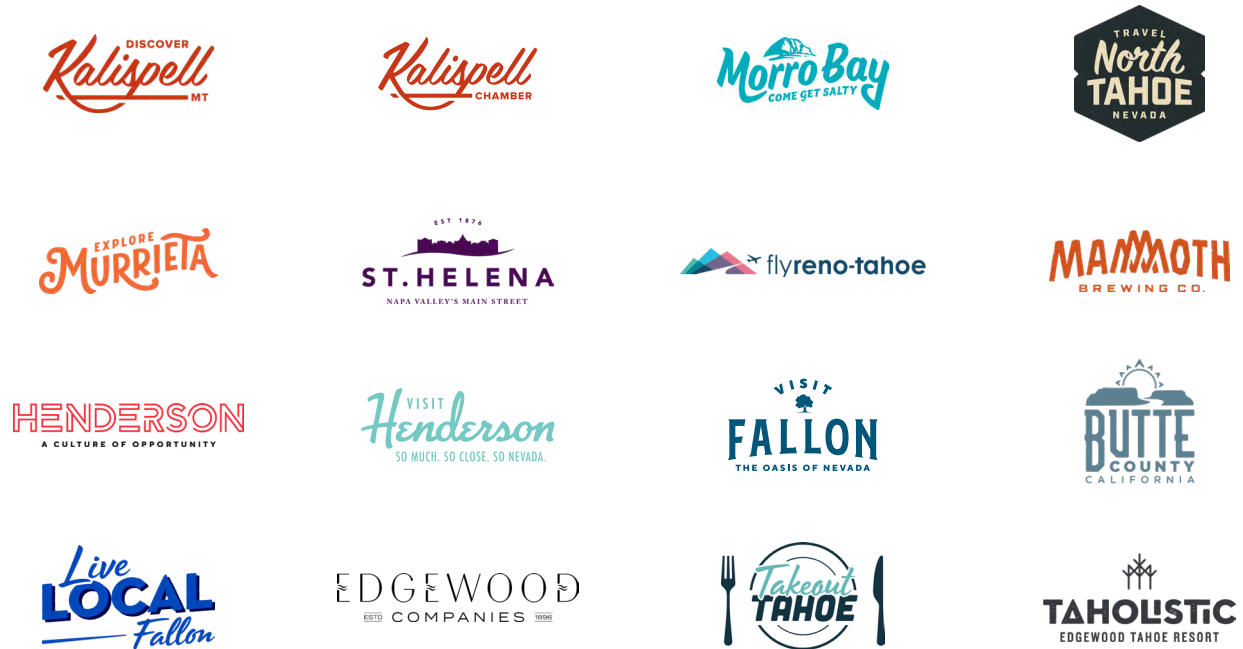
Destination & Municipal Experts

The Abbi Agency understands how intertwined tourism, economic development and municipal government are for communities like the City of Livingston. Seamlessly accounting for this crossover, while staking out territory for a brand that stands alone for the municipal government, is critical to a successful branding effort for the City of Livingston.

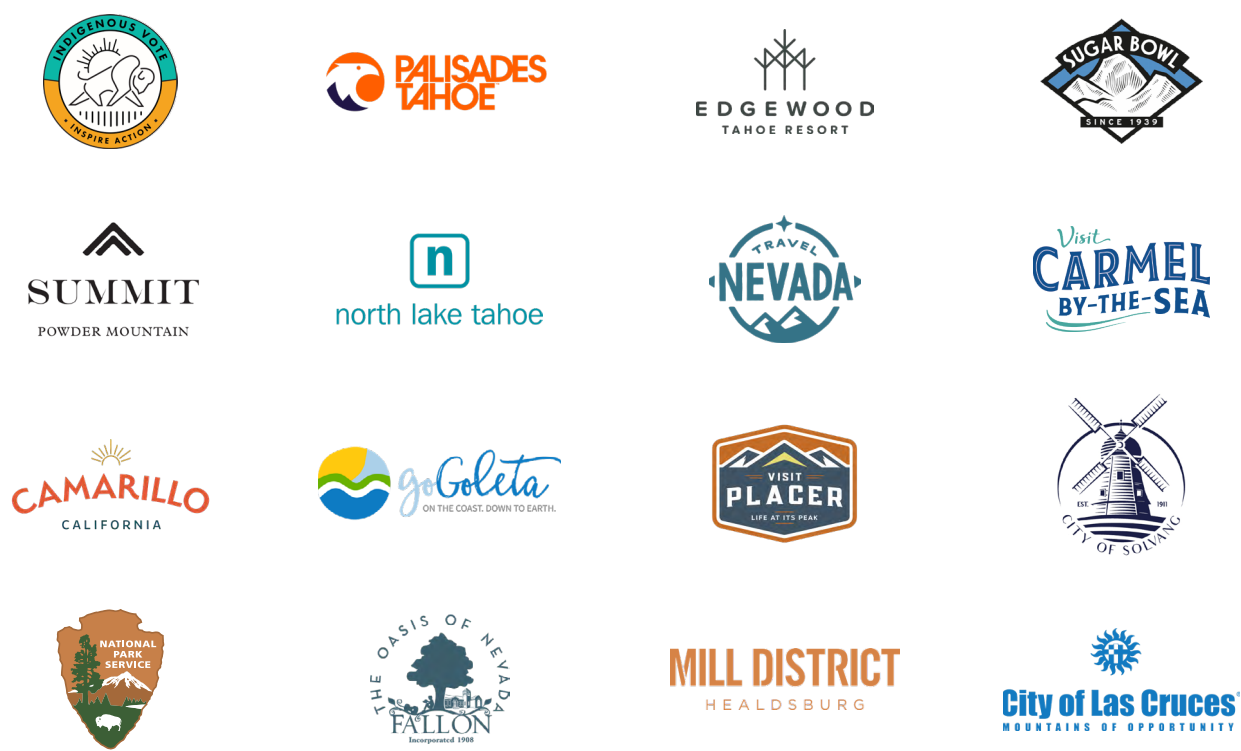
Firsthand Montana Expertise

Our team has experience working with Montana brands, and we have boots on the ground in Helena, MT. This has given members of our team a unique perspective on the state and the City of Livingston's brand, offerings and needs.

DESTINATION & MUNICIPAL BRANDS CREATED BY THE ABBI AGENCY



OTHER AGENCY MUNICIPAL & DESTINATION MARKETING EXPERIENCE



RELATED EXPERIENCE & REFERENCES

KALISPELL, MT BRANDING

Branding, Website

Brand Revamp

Discover Kalispell tasked The Abbi Agency to create a brand that would not only serve tourism efforts but the city, economic development and the chamber of commerce. Starting with the original branding, we honed the visual identity to make it more modern, accessible and applicable to all three efforts. The work expanded beyond the visual with our team tackling new brand messaging that would reposition Kalispell as a destination, community and economic force. The rebranding effort became the keystone for all entities to work more closely together and share initiatives.

Original Logo



New Logo System



Brand Guidelines

Brand Hierarchy & System Variants

Our team created the brand with hierarchy in mind, with the overarching brand setting the stage and each of the three variants enabling versatility and adaptation. A comprehensive style guide was built to support this new brand hierarchy, defining logo usage, sizing, formats and other brand elements including colors, fonts and more, allowing each branch to use the brand appropriately.

REFERENCE CONTACT

Diane Medler

Executive Director

diane@discoverkalispell.com

406-758-2808

RELATED EXPERIENCE & REFERENCES

TRAVEL NORTH TAHOE NEVADA

Branding, Messaging, Creative

Travel North Tahoe Nevada, a destination marketing and management organization on the Nevada side of North Lake Tahoe, was evolving to address the challenges of a popular international tourism destination, broadening its mission to address sustainable tourism, destination stewardship and destination management responsibilities.

The Abbi Agency guided TNTNV on a messaging and brand development project to analyze exactly who they were, who they wanted to be and how they wanted to get there. Our work entailed establishing foundational mission, vision and values for the organization, as well as brand pillars, key messaging themes and keyword banks. We also conducted a breakdown of personas and audiences, delving into their specifics in order to find the most effective way to reach each target through various marketing and advertising efforts.

Ultimately, this resulted in the name change and full brand development as the Incline Village Crystal Bay Visitors Bureau transformed into Travel North Tahoe Nevada, establishing a new era of destination sustainability and mission clarity for board members, community stakeholders, and the Incline Village/ Crystal Bay region at large.

Mission Statement - One Sheet



Summit Slide

REFERENCE CONTACT

Andy Chapman

CEO, Travel North Tahoe Nevada

andy@gotahoe.com

775-832-1606

RELATED EXPERIENCE & REFERENCES

EXPLORE MURRIETA, CALIFORNIA

Branding, Messaging, Creative, Website

Murrieta required a strategically articulated brand to introduce it to its Southern California drive market. With heavy competition and a barrage of monotone regional brands, The Abbi Agency honed in on something Murrieta alone had to offer: the feeling of being on higher ground due to elevation gain and sunny skies.

Strategy

The Abbi Agency and SMG Consulting teamed up to undergo an in-depth strategic process, collecting insight from locals, key stakeholders and target travelers, and pairing that insight with expert industry research to create a strategic action plan. The team established personas and a brand board to connect the brand’s voice, ethos, point of difference and positioning with target visitors. This laid the foundation for a sound brand identity, website and future executions.

Pairs Well with Adventure

A playful, engaging brand identity and logo were crafted for Murrieta, highlighting the destination’s friendliness and feeling of “higher ground.” As a destination that offers access to many regional experiences—wine, outdoors, gaming, extreme sports—the team created the tagline, “Pairs Well with Adventure.”



Brand Guidelines

Logo



REFERENCE CONTACT

Patrick Ellis

President/CEO, Explore Murrieta

patrick@exploremurrieta.com

805-338-8625

Part 2 Technical Proposal

SECTION 2

PROPOSED STAFFING & PROJECT ORGANIZATION



KEY PERSONNEL

The Abbi Agency’s creative team specializes in crafting brand identities that are memorable, durable and impactful. The team’s interdisciplinary approach includes thorough research, a seamless connection between visual branding and brand messaging, and comprehensive brand application testing.

YOUR STRATEGY TEAM



HALEY WALTER | Brand Manager, Key Personnel

Previous Job Experience:

Campaign Manager, Visit Montana: 2021-2022
Brand Coordinator, The LOOMIS Agency: 2019-2021

College Education:

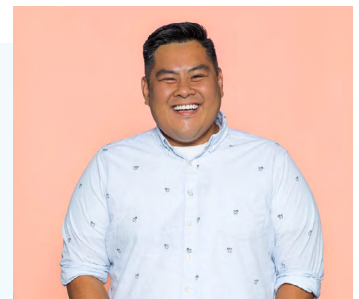
Bachelor of Science in Business with focus in Marketing & Management, Montana State University
Minor: Entrepreneurship & Small Business Ownership, Montana State University

Agency Tenure: <1 year
Current Location: Helena, MT
Current Assignments & Commitment: Kalispell, MT (20%), Carmel-by-the-Sea, CA (30%), Morro Bay, CA (15%)

Haley Walter is a destination marketing expert who specializes in the Montana tourism industry. Prior to her time at The Abbi Agency, Haley led creative marketing initiatives for Visit Montana and took the time to truly understand what makes each city in Montana unique and hear from key stakeholders. Haley is a seasoned professional in the client services industry and will be your go-to contact for any day-to-day needs.

WARREN PHAN | Client Strategy Director

As The Abbi Agency’s Client Strategy Director, Warren Phan is charged with the dual duties of internal project management and client service. He expertly administers these duties through timely, smart communication between clients and the teams that serve them, working to ensure the achievement of key account milestones, daily performance and investment growth for each client.



Agency Tenure: 4 years
Current Location: Reno, NV
Current Assignments & Commitment: Kalispell, MT (10%), Morro Bay, CA (5%), Nevada Governor’s Office of Economic Development (20%)

YOUR STRATEGY TEAM CONT.



ALLEGRA DEMERJIAN | Client Success Director

In her role at The Abbi Agency, Allegra specializes in conceptualizing and establishing the most effective integrated strategy for each client, then works closely with the Brand Manager and the agency’s team to ensure that strategy is rolled out effectively. In every role, Allegra ensures all marketing efforts are integrated to maximize impact, and that a clear, consistent message is delivered every time.

Agency Tenure: 5 years
Current Location: Las Vegas, NV
Current Assignments & Commitment: Camarillo, CA (20%), The Abbi Agency (40%)

YOUR BRANDING TEAM

KAMI OLACIREGUI | Production Director

Liaison, gatekeeper, greaser of wheels, wearer of many hats, miracle worker, obliterator of deadlines, defender of the realm. If The Abbi Agency’s creative team were an airplane, Kami would be air traffic control. Whether designing ads and layouts or interfacing with internal departments, partners, clients or vendors. She’s been a crucial part of massive integrated campaigns for clients like Aurea, City of Fallon, Edgewood Tahoe Resort, North Lake Tahoe, and Nevada Health Link.



Agency Tenure: 6 years
Current Location: Reno, NV
Current Assignments & Commitment: Morro Bay, CA (10%), Murrieta, CA (10%), Nevada Health Link (10%), City of Fallon (15%)



TUCKER MONTICELLI | Art Director

Tucker has led full brand concepting campaigns on behalf of clients in the travel and tourism, B2B and public spaces. His passion for branding is supported by his extensive experience in photography, layout design, editorial design, branding, illustration and web design and development.

Agency Tenure: 1 year
Current Location: Reno, NV
Current Assignments & Commitment: Morro Bay, CA (20%), Murrieta, CA (10%), Washoe County Health District (10%), City of Fallon (15%)

YOUR BRANDING TEAM CONT.

THAISON KAWAL | Creative Director/Partner, Key Personnel

Previous Job Experience:

Freelance Graphic Designer, 3 yrs prior to The Abbi Agency
Art Director, The Abbi Agency: 2015-2019
Creative Director, The Abbi Agency: 2019-2023

College Education:

BFA | Bachelor of Fine Arts, University of Nevada, Reno
Minor: Art History & Mathematics, University of Nevada, Reno

Thaison Kawal is a master at investigating the features of a brand that matter most to people and conveying those features beautifully through multimedia assets and creative design. In concert with The Abbi Agency’s creative team, Thaison builds robust creative campaigns that blast past the basic amenities, turning assets like video advertisements and photography into vehicles through which hearts and minds are moved.



Agency Tenure: 8 years
Agency Partner: 1 year
Current Location: Seattle, WA
Current Assignments & Commitment:
Nevada Health Link (20%),
Kalispell, MT (10%),
Camarillo, CA (10%)



DAVID BUNKER | Creative Content Director, Key Personnel

Previous Job Experience:

Reporter, Assistant Editor, Managing Editor, Sierra Sun Newspaper: 2003-2008
Senior Copywriter, Director of Content, The Abbi Agency: 2010-2017
Senior Associate, Fresh Tracks Communications: 2018-2019
Associate Editor, Tahoe Quarterly Magazine: 2018- 2021
Director of Creative Content, The Abbi Agency: 2021- Present

College Education:

Bachelor of Arts, Journalism, University of Maryland (2002)

Agency Tenure: 9 years
Current Location: Truckee, CA
Current Assignments & Commitment:
Carmel-by-the-Sea, CA (20%),
Morro Bay, CA (10%),
Murrieta, CA (10%),
Nevada Health Link (10%)

David Bunker has been involved in content development, strategy and execution at The Abbi Agency since 2010, and has worked with a wide range of clients across the West developing advertising and content campaigns from the ground up. In addition to concepting and copywriting for some of the agency’s largest creative campaigns, David also helps implement and develop wide-reaching public relations, content and storytelling efforts.

UTILIZATION TABLE

The Abbi Agency will ensure that the team leading strategic and creative efforts are available appropriately to service the City of Livingston team throughout the project. Below is a utilization chart that reflects the minimum number of hours that will be completed by each staff member for each deliverable. These hours are based upon a discounted government hourly rate.

| RESEARCH & DISCOVERY | HOURS PER PERSON PER DELIVERABLE |
|--|----------------------------------|
| Haley Walter | 12 |
| Warren Phan | 5 |
| Allegra Demerjian | 3 |
| Thaison Kawal | 3 |
| David Bunker | 7 |
| LOGO DEVELOPMENT | |
| Thaison Kawal | 25 |
| Tucker Monticelli | 20 |
| Kami Olaciregui | 5 |
| David Bunker | 10 |
| COMPREHENSIVE BRAND GUIDELINES | |
| Thaison Kawal | 10 |
| Tucker Monticelli | 8 |
| Kami Olaciregui | 2 |
| David Bunker | 12 |
| Haley Walter | 3 |
| CORPORATE TOOLKIT & TEMPLATE DEVELOPMENT | |
| Thaison Kawal | 10 |
| Tucker Monticelli | 10 |
| Kami Olaciregui | 15 |
| David Bunker | 2 |
| Haley Walter | 5 |
| STRATEGIC IMPLEMENTATION & LAUNCH PLAN | |
| Haley Walter | 10 |
| Warren Phan | 8 |
| David Bunker | 7 |

PERSONNEL AVAILABILITY

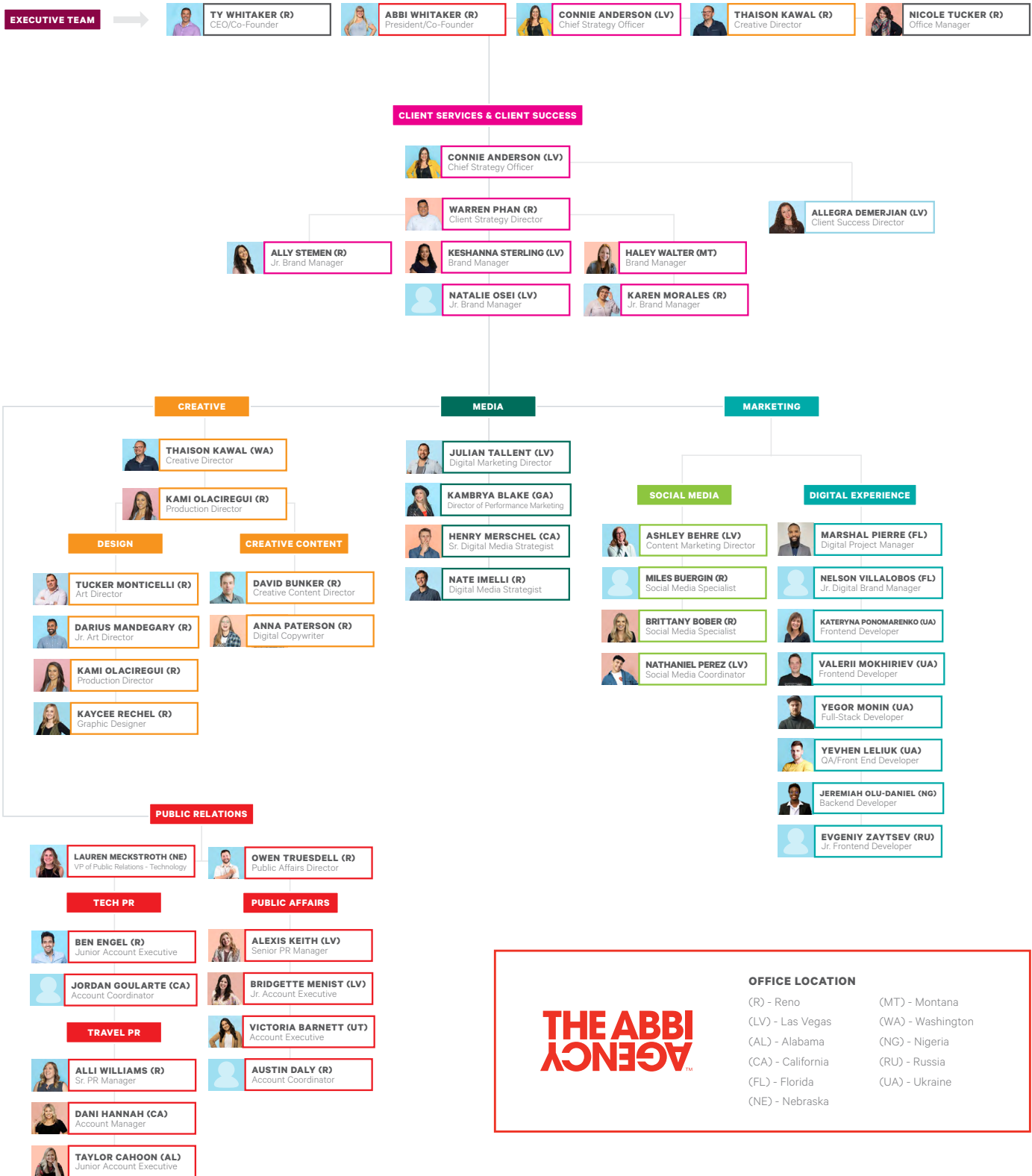
The Abbi Agency has a robust staff and provided below is an agency-wide organizational chart which outlines the relationship and reporting structure.

For this project, Haley Walter will serve as the Brand Manager and will be responsible for all client communications and reporting to the City of Livingston team. She will communicate all updates to the internal staff and be responsible for the proper execution of all deliverables as well as project timeline and budget.

All staff members designated as “key” members are integral parts of the team and we do not anticipate any staff changes. If changes to staff are required, The Abbi Agency will alert City staff in writing before changes are made.



THE ABBI AGENCY ORGANIZATIONAL CHART



Part 2 Technical Proposal

SECTION 3

WORK PLAN



SITUATION ANALYSIS

From a rich railroad and ranching heritage to some of the best trout streams in the country, the City of Livingston is geographically blessed with awe-inspiring nature and a rich cultural heritage that has shaped the Livingston community.

As a key gateway to Yellowstone National Park and a place with a rich artistic legacy unlike anywhere else in the West, the city is an iconic mountain community that is evolving to this day.

Branding must balance Livingston’s rich past with its present and future, embracing all the aspects of its natural, cultural and community characteristics. As Livingston’s powerful allure continues to draw new residents, preserving the community’s character while providing opportunities for a new generation of Livingston residents is a key aspect of the housing, transportation and economic development strategy of such a desirable community.

Branding will deepen the unique identity of Livingston, while ensuring it stands on its own as a vibrant community, dispelling any notion that it is a bedroom community for Bozeman. Relying on its rich 134-year incorporated history, but balancing that with its vision

for the future, the brand will be a powerful new public face for the city, deepening the way it relates with its residents and constituents.

The Abbi Agency believes a brand goes beyond a logo; it’s an identity that propels sentiment and connection. As the City of Livingston continues to engage and connect with a diverse constituency, a new brand is a foundational element of the way the City of Livingston relates and connects with internal and external audiences.

The City of Livingston holds an opportunity-filled position that would be the envy of many towns its size. With a vibrant and evolving community engaged in civic affairs, a long history of thoughtful decision-making, a booming recreation-based tourism economy and a vibrant local economy, the town’s economic and civic future is bright.



Key Audiences

To successfully carry out a revamp of the City of Livingston’s brand identity, it is critical to understand the many key audiences and stakeholders. The new branding must not only resonate with these various audiences, but truly and authentically reflect them.



Residents:

Full-time and part-time residents of the town that engage with the brand in a public service manner. Also, prospective residents who visit the town for leisure and have aspirations of becoming residents.



Employees:

At the heart of The City of Livingston are the employees who are responsible for running the town’s key functions. Attracting and retaining talented and committed employees is a key element of a successful and responsive town government. How the brand inspires loyalty among City of Livingston staff is a critical factor in the brand evolution.



Business Owners:

From small business owners to larger corporations, these businesses need resources to operate, grow and prosper within the business community. Permits, business licenses and other key business operations support are some of the key touchpoints the City has with local business owners.



Neighboring Jurisdictions and Agencies:

The City of Livingston’s infrastructure and services are used and impacted by neighboring jurisdictions and agencies, and the City of Livingston brand should be perceived as both a collaborative neighbor and a respected partner in efforts to address regional challenges and opportunities.

APPROACH TO SCOPE OF WORK

We have reviewed the requested SOW and deliverables and confirm that our team can execute each one to the highest quality standards.

The Abbi Agency's Four-Phase Branding Process

- **Discovery** - A gathering stage begins by researching current trends, competitive analysis of similar destinations/mountain towns and a thorough discussion/kick-off with the City of Livingston board.
- **Ideation** - Our creative team then moves into the ideation/creation phase where we get to work concepting logos that reflect the values/vision provided.
- **Refinement** - The logo process goes through 3-5 iteration rounds and works by process of elimination and evolution to reach a solution.
- **Implementation** - Once a new identity has been created, the new brand will need to be implemented in all existing avenues. This will be executed with the help and development of a Brand Styleguide, the document that will act as the 'master blueprint' for the brand.

Research & Discovery

Before we begin any design brainstorming, The Abbi Agency will kick-off with our "Discovery" process, gaining a comprehensive understanding of the City of Livingston and its branding needs. This effort will ensure that the new brand solves for all challenges and covers all areas of need for the City.

Based on the work plan laid out in the RFP, The Abbi Agency will work with the City to identify the key stakeholder and constituents who need to be involved throughout the process and at what key points.

- Conduct an audit of current logos, seals and materials, including the software used by different departments for presentations/public engagement.
- Build an understanding of the City of Livingston through a series of up to 2-5 interviews with stakeholder groups and secondary online research.
- Finalize and present a thorough analysis of the current City of Livingston branding, baselining strengths, weaknesses, opportunities and threats of the brand as we move forward.

Logo Development

Once a comprehensive understanding of the situation is established through the Discovery Phase, The Abbi Agency will develop a refreshed City of Livingston logo, required variations of the logo and the key messages that describe and support them.

This process always begins with **Ideation**, where our team takes all of the background we have learned and begins to conceptualize new potential logos to represent the brand. As we develop a new brand identity, three key factors drive our approach:

Execution, Relevancy and Memorability.

Execution

Is the brand professionally executed and well-designed?

- The Abbi Agency conducts a series of evaluations to determine this, including testing logo and typography in black and white, transparencies, overlays and conducting a basic design analysis.
- Is the tagline applicable to advertising campaigns, multi-dimensional and a platform for marketing efforts ranging from social media to events?

Relevancy

Is the brand relevant to its core audiences?

- Design is a language and a brand speaks to certain audiences with its selection of brand colors, logo aesthetic and typography. The Abbi Agency conducts an audience evaluation to ensure branding speaks to target audiences effectively.

Memorability & Differentiation

Is the brand memorable and unique?

- Brand strategy and design execution is worthless if a brand is not recognizable or memorable to its audience. The Abbi Agency asks several questions to evaluate memorability:
 - Is the brand distinct from its competitors?
 - Are there elements of the current brand which should be maintained to support brand recall and recognition?
 - Does the brand relay the organization's key differentiators?

Following our logo ideation process, our team will bring several initial logo options to the City of Livingston, refining and finalizing the new branding through three rounds of concepting, feedback and evolution:

- **Round 1:** Up to 5 concepts will be provided and presented to the City of Livingston. Feedback will be taken into account on 2-3 of these concepts to develop further.
- **Round 2:** The 2-3 concepts will be presented again to the client, working through feedback to hone in on the final design.
- **Round 3:** The final brand system will be presented to the client. Once approved, The Abbi Agency will begin to develop supporting brand assets and building out branding guidelines.

Once the brand is finalized and approved, The Abbi Agency will build out the new branding suite, providing final graphic files for the following logo treatments:

- Primary logo, Secondary logo
- B/W version
- Digital logo for live and recorded video use

IMPLEMENTATION: BRINGING YOUR BRAND TO LIFE

Brand Styleguide

Once the brand system has been finalized, a brand guidelines document will be developed to guide the branding for years to come. It will ensure that all brand artifacts will visually align and uphold a standard set forth by the City of Livingston. Alongside setting standards font, type, colors, photography, videography and website, the guide will aid in mitigating the misuse of the brand amongst town divisions and partners by providing a unified logo system for internal/external entities to use.

The Brand Guidelines will address all areas requested by the City of Livingston, including:

- Key messaging behind the meaning of the refreshed brand and logo
- Graphic standards and rules for use of the logos
- Do's and don'ts for usage of logos
- Color standards
- Typography standards
- Videography/Photography standards
- Design/build a logo system to demonstrate how the logo pairs and co-brands with other partners and departments

Corporate Toolkit & Templates

Using the newly minted Brand Styleguide, The Abbi Agency will set forth building out a Corporate Toolkit which will include key templates and materials to implement the new brand.

Templated designs may include:

- Business cards
- Electronic signatures
- Letterhead
- Envelopes (large and small)
- Mailing labels
- Reports, memos and general word processing documents
- Formal documents (agendas, public notices, press releases)
- Note cards
- Marketing materials (brochures-tri-fold/bi-fold/full-page, banner stands, booths, posters, etc.)
- Fleet (address vehicle graphics for specific uses- Town vehicles, buses/micro-transit, public works equipment etc.)
- PowerPoint and/or other highly used software for presentations

Strategic Implementation & Launch Plan

The Abbi Agency will create a Strategic Implementation and Launch Plan to guide the City of Livingston, ensuring that the new brand identity is rolled out effectively. The plan will include transition guidelines, phases of new branding roll-out, as well as steps to audit the performance of the new brand following launch.

The Strategic Implementation and Launch Plan will recommend a strategic approach to rolling out the new branding. This may include:

- Key messages and talking points
- Phased roll-out strategy
- Internal communications strategy
- Recommended media channels and media run time
- Recommended public relations strategy
- Recommended social media posting schedule
- Future-looking brand auditing steps and cadence

We will determine the final contents to be included in the Strategic Implementation & Launch Plan based on communication needs learned about by The Abbi Agency during Phase 1, ensuring that the plan addresses the City of Livingston's specific needs.

PROJECT SCHEDULE

The Abbi Agency will work alongside the City of Livingston to ensure that we are meeting your required timelines. The schedule below represents typical project timelines for a project of this depth and breadth.

| | MONTH 1 | MONTH 2 | MONTH 3 | MONTH 4 |
|---|---------|---------|---------|---------|
| Research & Discovery (4-5 weeks) | | | | |
| Logo Development (6-8 weeks) | | | | |
| Comprehensive Brand Guidelines (3-4 weeks) | | | | |
| Corporate Toolkit & Template Development (3-4 weeks) | | | | |
| Strategic Implementation & Launch Plan (2-4 weeks) | | | | |

MANAGING PROJECT TO SUCCESS

The Abbi Agency’s team of Brand Managers are focused on client’s needs, strategy and goals while managing execution, vision and administrative details from scopes of work, budget sheets, reporting, status meetings, brainstorming sessions - and more.

This role ensures that expectations are clearly communicated and adhered to, and provides Livingston with a single point of contact. Your Brand Manager will lead with an enthusiastic strategic eye, bring in the team’s experts and be a brand expert alongside you to make the organization’s goal a reality.

A dedicated Brand Manager will be the point of contact throughout the project’s lifespan for all account needs. In addition to coordinating with Livingston to establish ongoing deadlines and projects, the Brand Manager will actively flag any concerns or delays in deliverables and make sure the internal agency team is briefed for each project.

Ongoing Brand Management Deliverables:

- Oversee and coordinate all efforts related to the account needs, projects, allocation and planning
- Function as the primary contact for communication with key marketing and management staff
- Attend applicable meetings to collaborate with Livingston and partners
- Manage the scope of work and contract
- Oversee the budget on a monthly and real-time basis
- Overall strategic recommendations and conversations including but not limited to marketing, advertising, technology, and systems and processes

INNOVATIONS ON SCOPE

The Abbi Agency will bring its robust tech stack of leading marketing technology platforms to the City of Livingston branding project. You may ask why this is important for a branding project? The answer is simple: good design is made with good data. The Abbi Agency believes that we need to understand your vision for the City, but we also need to understand consumer attitudes and trends so that we can make informed branding suggestions that will set the City of Livingston up for success today, tomorrow, and beyond.

Our technology stack includes exclusive auditing platforms that allow us to review performance of your brand compared to competitors, gather insights on consumer preferences and track engagement of brands. The Abbi Agency's team of strategy and creative experts will leverage these tools throughout the branding process to provide useful insights to Livingston while ensuring the newly created brand meets the goals of the City as well as all target audiences.

Part 2 Technical Proposal

SECTION 4

EXCEPTIONS & DEVIATIONS

The Abbi Agency confirms that we have no technical and/or contractual exceptions and/or deviations from the requirements of this RFP. We have accepted the City's technical requirements set forth in the Scope of Work (Exhibit A).



Part 3

COST & PRICE PROPOSAL



PROPOSED PRICING

The Abbi Agency typically estimates project rate based on our blended rate of \$150 per hour. The Abbi Agency is willing to provide a pro bono investment in the City of Livingston’s project, allowing a maximum investment of resources possible to meet the City’s goals. We confirm that the pricing for additional logo colorways has been built into the greater logo development project pricing.

| PROJECT DELIVERABLES | BUDGET |
|--|-----------------|
| Research & Discovery | \$3,900 |
| Logo Development | \$7,800 |
| Comprehensive Brand Guidelines | \$4,550 |
| Corporate Toolkit & Template Development | \$5,460 |
| Strategic Implementation & Launch Plan | \$3,250 |
| <i>Project Total</i> | \$24,960 |
| <i>Pro Bono Investment from TAA</i> | \$9,960 |
| Total Cost to City of Livingston | \$15,000 |

PRICE SUMMARY SHEET FORM (EXHIBIT B)

**RFP 20011
EXHIBIT B**

PRICE SUMMARY SHEET
REQUEST FOR PROPOSALS (RFP) 20011

Enter below the proposed price for each of the work phases described in the Scope of Work, Exhibit A. Prices shall include direct costs, indirect costs, and profits. The City's intention is to award a firm-fixed price contract.

PRICE FOR BASE SCOPE OF WORK: \$15,000

PRICE FOR ADDITIONAL LOGO COLORWAYS: \$0

1. I acknowledge receipt of RFP 20011 and Addenda No.(s) _____

2. This offer shall remain firm for 90 days from the date of proposal (Minimum 90)

COMPANY NAME The Abbi Agency

ADDRESS 1385 Haskell Street

Reno, NV 89509

TELEPHONE 775-323-2977

EMAIL ADDRESS contracts@theabbiagency.com

SIGNATURE OF PERSON
AUTHORIZED TO BIND PROPOSER _____

NAME AND TITLE OF PERSON
AUTHORIZED TO BIND PROPOSER Patrick Ty Whitaker, CEO

Patrick Ty Whitaker

DATE SIGNED 04/12/2023

THANK YOU

OFFICES IN

Reno

Las Vegas

Montana

FOLLOW US

[Facebook](#)

[Instagram](#)

[Twitter](#)

[LinkedIn](#)

MAIN OFFICE

1385 Haskell St.
Reno, NV 89509

775.323.2977 | theabbiagency.com

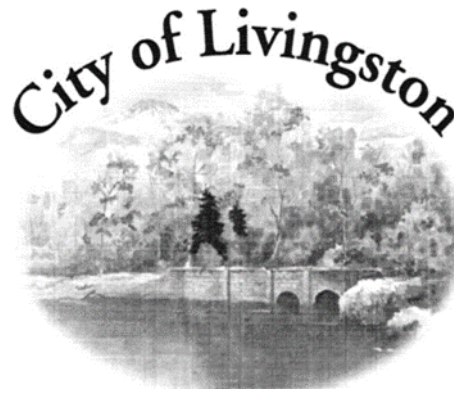
File Attachments for Item:

A. Discuss/Approve/Deny: Special Exception Permit request from Shane Lelani Center.

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingstonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: May 16, 2023
To: Chair Nootz and City Commissioners
From: Jennifer Severson, Planning Director

REVISED: Staff Report for Approving a Special Exception Permit for a Proposed Pavilion to be Used as an Outdoor Event Venue at the Shane Lalani Center for the Arts

Recommendation and Summary

Staff recommends the Commission approve a Special Exception Permit for the proposed Pavilion as an Outdoor Event Venue as allowed under Section 30.75 in the Livingston Zoning Code by adopting the following motion:

“I move to approve a Special Exception Permit for the proposed Pavilion to be used by the Shane Lalani Center for the Arts as an Outdoor Event Venue.”

The reasons for the recommendation are as follows:

- The Shane Lalani Center for the Arts (the Shane Center) currently operates as a Community Arts and Cultural Center in the Central Business District.
- The Shane Center currently hosts several outdoor events in an area located on the western side of the property.
- The proposed Pavilion will allow the Shane Center to continue to host outdoor events in a more sheltered and formalized setting.
- The proposed Pavilion will enable the Shane Center to expand its scope and scale as a Community Arts and Cultural Center and to better accomplish its mission to Strengthen Community Participation in the Arts.

Introduction and History

In 2009, Ordinance 2015 rezoned the property at 415 E. Lewis Street, formerly occupied by the East Side School and currently occupied by the Shane Lalani Center for the Arts, from Neighborhood Commercial (NC) to Central Business District (CBD). As stated in the Ordinance, the purpose of the rezoning was to *“allow development of the performing arts in close proximity to the downtown business area thereby enhancing the downtown business environment by creating a ‘walkable’ area in which the patrons of the performing arts may enjoy the culinary delights of restaurants and other attributes offered by downtown business, such as... ‘art walks’* “. The rezoning of the property and its use to promote performing arts supported the mission of the Shane Center to *“strengthen the community through participation in the performing arts”* through creation of *“a performing arts center at the location of the Old East Side School.”* The former school building was repurposed as the Dulcie Theater, which officially opened its doors to the community in October 2010.

The current proposal is for a portion of the parking lot to the west of the existing brick building to be covered by an un-sprinklered, non-combustible structure (the Pavilion) which will be open on two sides with a roof to provide weather protection for seasonal assembly purposes. The Shane Center intends to use the flexible outdoor space of the Pavilion to facilitate community gatherings, ticketed events, and educational programming. Because the Pavilion will remain open on two sides during outdoor events, all events will take place during the warmer months. In colder months, and in warmer months when not being used for outdoor events, the Pavilion will be opened to vehicular access and can be used for covered parking. The existing courtyard located between the main building and the proposed Pavilion will be covered with a new roof which will provide additional shelter from the elements to patrons of the Shane Center. A new covered loading dock and storage area will be located next to rear of the Pavilion near the stage and platform area (see Plan Sheet C-1).

Analysis

Although ‘Community Arts Center’ is not a use specifically identified in Table 30.40 in the City’s zoning code, the rezoning of the subject property to CBD under Ordinance 2015 for the specific purpose to “allow development of the performing arts in close proximity to the downtown business area” demonstrates the City’s intent to foster the performing arts at this location. Consequently, the current use of the subject property as a Community Arts Center is allowed and is not included in this Special Exception Permit review. However, because the proposed Pavilion will expand the scope and scale of the existing use of the property, it is being evaluated through this Special Exception Permit review for potential impacts to nearby properties and to ensure the expanded use of the property is in harmony with the general purposes and intent of the zoning code.

Criteria and Guidelines for Special Exception Permits (Zoning Code Sec 30.75)

Special Exceptions for uses other than those specifically permitted in each district, are intended to provide, in appropriate cases, and subject to appropriate conditions and safeguards, to be Special Exceptions to the terms of the Zoning Ordinance of the City of Livingston, when granted in harmony with its general purposes and intent of the ordinance.

No Special Exception shall be granted by the City Commission unless they find:

- 1. The use will not place a substantial adverse effect upon nearby properties or their occupants.***

With the recommended conditions of approval stated below, Staff does not anticipate the proposed use of the Pavilion as an outdoor event venue will adversely impact the surrounding neighborhood or its residents. Potential impacts from outdoor events in the Pavilion on the surrounding neighborhood include Parking, Traffic and Noise.

As stated in the application materials, because the Pavilion is an open-air structure that will not be heated, it will only be used for outdoor events during the warmer months of the year (typically May- October); thus, any impacts related to outdoor events will be limited to these months.

The use of the space as a seasonal outdoor event venue has been ‘live tested’ since 2021 due to the COVID-19 pandemic, when the Shane Center began using a portable outdoor stage in the location where the Pavilion is currently proposed. These outdoor events have provided nearby neighbors and the community at-large with family-friendly gatherings, socialization, and engagement with the arts. This usage has been praised by neighbors and other attendees as a positive addition to the neighborhood and the downtown environment. The proposed Pavilion will offer protection from the weather during outdoor events. In addition, the Pavilion will provide a well-defined entrance for outdoor events, allowing the Shane Center to more effectively

manage crowds and minimize ‘spillover’ onto neighboring properties during these events. Although the Pavilion will be open to the outside on the east and south sides, the west and north sides will have walls of window panels that can be opened to allow airflow but also closed to minimize noise impacts to nearby properties for larger gatherings. Half walls at the bottom of the window panels will mitigate noise impacts to properties on the north and west sides of the Pavilion (see Plan Sheet A2.1)

When not in use for outdoor events, swinging ‘security panels’ on the east and west side of the Pavilion will be opened to allow traffic to pass through the northern parking lot (see Plan Sheet A1.1), entering from the E Street access point and exiting via the D Street access. The existing D Street access point will be shifted slightly north to align the vehicular travel aisle through the Pavilion when it’s used for parking. The D Street access will also be used as an exit by vehicles parked in the Pavilion. The resulting traffic circulation will be a one-way flow with all traffic entering the property from the E Street access points and all traffic exiting from the D Street access points (see Plan Sheet G-4).

The applicant’s engineer prepared an estimate of the traffic that may be generated during one of the large events in the proposed pavilion (see Trip Generation Letter dated May 8, 2023 in Appendix J of the application). All areas of the Pavilion that would be used during events was considered, including the main assembly area, stage/ platform area, loading/ storage area and concessions/ ticketing area. Using estimates from the Institute of Transportation Engineers (ITE) Trip Generation Manual, 11th edition, a possible 354 trips (177 entering/ 177 exiting) may be generated during an event that maximizes capacity of the pavilion. However, due to the proximity of the Pavilion to the downtown area and its easy accessibility by pedestrians and cyclists, staff believes the actual number of vehicular trips that are likely to be generated by events in the Pavilion may be significantly lower. The applicant also verbally confirmed to staff that there are typically a significant number of bicycles parked on site during outdoor events and past observations by the applicant during larger outdoor events indicate that a large number of attendees also arrive at the Shane Center by walking.

The parking plan included in the application identifies areas near the front of the existing building that can accommodate parking for 6 bicycles plus 2 bicycles with carriages (a total of 8 bicycle parking spaces). Staff recommends the applicant consider having a bike corral or bike valet on site for larger outdoor events and encourage biking and walking to the Shane Center when promoting outdoor events in the Pavilion.

Additionally, the applicant has proposed the following measures to minimize adverse impacts to the surrounding neighborhood when the Pavilion is used for outdoor events:

- The Pavilion will not be used to host an event that overlaps with any events taking place at the Dulcie Theater (within the Shane Center). Alternately, the Dulcie Theater will not be used to host an event that overlaps with any event in the Pavilion. By not hosting concurrent events, the Shane Center will not unduly increase traffic beyond what may currently be expected during an event at the Center.
- A total of 50 vehicular parking spaces is proposed, which exceeds the minimum 40 spaces required under Section 30.51. To further minimize parking impacts on the surrounding neighborhood, the applicant is exploring shared parking agreements with three nearby entities within walking distance of the subject property.
- The Shane Center will host a maximum of 10 events per year that will end between the hours of 8 – 10pm. This means that there will be approximately 2-3 outdoor events in the

Pavilion per month during the 5-month ‘warm season’ that will go past 8pm. The Shane Center will strictly adhere to the Municipal Code Section 10.5 regarding prohibited noises between the hours of 10pm and 7am.

With these conditions, staff anticipates the use will not place a substantial adverse effect upon nearby properties or their occupants.

2. *That the proposed use is in harmony with the general purposes and intent of the zoning ordinance.*

Section 30.30 in the zoning code defines the CBD as “intended to accommodate stores, hotels, government and cultural centers, professional offices, service establishments and all manner of housing with an emphasis on high density apartment housing”. The code also emphasizes large scale, dense buildings in the CBD. The proposed Pavilion will allow the Shane Center to continue to serve the community as a cultural center by providing additional access to the arts in an outdoor setting. The Pavilion will function as an extension of the Shane Center and it will help expand the community’s access to the performing arts, which is consistent the intent of the rezoning of the subject property to CBD in 2009.

Therefore, staff finds the proposed use of the Pavilion is in harmony with the purpose and intent of the zoning ordinance with respect to the subject property.

3. *If desired, the City Commission may add such requirements as it deems necessary to protect the surrounding neighborhood from the effects of the granted Special Exception.*

Staff recommends the following additional conditions of approval to ensure the proposed use of the Pavilion as an outdoor event venue does not place a substantial adverse effect upon nearby properties or their occupants:

- a. Plans submitted for building permit must demonstrate a minimum 20-foot-wide passable fire lane through all parking areas used during outdoor events; it is the applicant’s responsibility to ensure the fire lane remains passable to emergency vehicles at all times.
- b. Prior to issuance of a building permit, the applicant must coordinate with the City Police and Fire Departments to ensure possible stage and interior seating arrangements inside the pavilion will not impede the ability of emergency responders to render aid during events.
- c. Existing utilities (water, sewer, storm, gas, electric) and must be shown on the plans submitted for building permit.
- d. The parking plan (sheet G-4) shows two vehicular parking spaces within the area designated as the basketball court; parking is not allowed in the basketball court or in a location that inhibits use of the court by City/County Complex staff.
- e. Bike parking spaces (including the number of bike racks) must be clearly labeled on the parking plan submitted for building permit.
- f. At time of building permit application, a traffic circulation plan, prepared by a qualified transportation professional, must be submitted that shows pedestrian and vehicular circulation to/ from and within the interior of the property. Circulation patterns should be shown for when the outdoor pavilion is in use for events, and when it will be used for parking only (i.e., no events). The plan must include the following information:

- a. Widths for pedestrian accessways must be identified to demonstrate compliance with ADA accessibility requirements. Widths and turning radii for vehicular access aisles must also be identified.
 - b. Arrows must be used to show circulation patterns during outdoor pavilion events when the pavilion is closed to parking and thru traffic, and also on non-outdoor event days when the pavilion can be accessed for parking and thru traffic.
 - c. All necessary signage (1-way, Do Not Enter, etc.) and pavement markings to facilitate pedestrian and vehicular safety.
 - d. There must be adequate access and/or turnaround area for garbage trucks to access the trash collection bins (shown on sheet C-1). The dimensions of the area designated for trash collection must be shown on the plan. Parked vehicles must not restrict access to trash bins by City garbage trucks.
 - e. Removable bollards or other traffic control measures must be used during outdoor events to restrict vehicular access through the Pavilion. Parking bumpers must also be placed in front of the south side of the Pavilion to prevent vehicular access during events. Traffic control details will be approved by the Public Works Department and Livingston Fire & Rescue during building permit review.
 - f. Snow storage areas must be identified.
 - g. All new and relocated points of access to the property must meet current City of Livingston standards. Driveway approach permits must be issued by the Public Works Departments for these points of access prior to construction of the access improvements.
 - h. The existing northern approach to the E Street access must be improved to current City Standards to be consistent with the other access points.
- g. Prior to issuance of a building permit, a Drainage Plan must be submitted that shows how the runoff from the proposed pavilion roof will be handled, where it will be directed, and demonstrate that the proposed redevelopment will not increase the net amount of runoff leaving the property. Impacts from runoff related to the proposed pavilion must be mitigated onsite. The drainage plan and runoff analysis must be stamped and signed by a Professional Engineer licensed in the State of Montana. Staff recommends the applicant consider utilizing the existing landscaped areas on the south end of the parking lot to mitigate stormwater runoff.
 - h. A copy of the parking agreement with the City/County Complex must be provided prior to issuance of a building permit.
 - i. The applicant is subject to the terms, conditions and commitments of record for this Subdivision Exception Permit review and as approved by the City Commission.

Fiscal Impact

Staff does not anticipate the proposed use of the Pavilion as an outdoor event venue will result in financial impacts to the City.

Strategic Alignment

The proposed zoning code amendment supports the 2021 Growth Policy Objective 2.2.1 to support and enhance arts and cultural facilities, neighborhoods, and districts and Strategy 9.2.2.2 to continue to provide public space and venues for community events and festivals. Staff finds the proposed outdoor use of the Pavilion aligns with and supports the Growth Policy.

Attachments

- A. Shane Lalani Center Outdoor Pavilion Special Exception Permit Application
- B. Referral Responses



April 14, 2023

City of Livingston
Department of Planning
220 E. Park St.
Livingston, MT 59047

Dear Jennifer,

The Shane Lalani Center for the Arts is submitting this Special Exception Permit for the proposed Pavilion as an expansion to the scope and scale of our existing use as a nonprofit community arts and cultural center. The Shane Center’s mission is to *Strengthen Community through Participation in the Arts*. The proposal is for a portion of the parking lot area to the west of the main building to be covered by an un-sprinklered, non-combustible structure that is open on two sides with a roof to provide weather protection for seasonal assembly purposes.

In Spring 2020, the Shane Center closed its doors due to Covid-19, prioritizing the health and safety of our community. One of the many challenges the pandemic introduced was the restriction on the number of people who could gather at one time and other social distancing protocols. In Summer 2021, the Shane Center pivoted our programming and created a place for our community to safely gather and connect outside. We hosted a free summer concert series, provided education opportunities with our Summer Young Actors’ Workshop, produced live theatre, and allowed other organizations, like the Yellowstone Ballet Company to showcase their dance recital, on the outdoor temporary stage.

Public participation was integral for the outdoor event venue’s success and it is from the community’s participation, the demand, and support that the construction of a permanent pavilion was inspired. The Shane Center exists to serve our community and it is their participation that has informed our organization’s programming and improvements. The Pavilion will serve our community by enhancing quality-of-life opportunities and provide for future growth, in line with the City’s Strategic Plan and Goals. The pavilion will serve as a public cultural amenity that will further foster a healthy community by providing a place for connectivity.

This application packet will demonstrate that this project will meet and exceed the criteria listed through the supporting documentation provided. We look forward to presenting this application at the City Commission’s earliest convience. Thank you for your time and consideration and don’t hesitate to reach out to me directly with any questions or concerns.

Sincerely,

Erika J. Adams
Executive Director
(406) 403-8986
erika@theshanecenter.org



PO Box 58 Livingston, MT 59047



(406) 222-1420



www.theshanecenter.org

"Strengthening community through participation in the arts"

City of Livingston
Department of Planning
220 E. Park St.
Livingston, MT 59047
(406)222-4903
planning@livingstonmontana.org

PAID
APR 14 2023
Livingston Finance
\$500



City of Livingston Special Exception Permit Instructions

A Special Exception Permit (SEP) is required for the use of any property within the City of Livingston that is shown as "S" in the List of Uses table found in Section 30.40 of the City of Livingston Zoning Ordinance for the Zoning District in which the property is located.

Special Exception Permits require a public hearing, and are approved or denied by the City Commission. All SEPs are evaluated by the Commission based upon three (3) criteria:

1. The use will not place a substantial adverse effect upon nearby properties or their occupants.
2. That the proposed use is in harmony with the general purposes and intent of the zoning ordinance.
3. If desired, the City Commission may add such requirements as it deems necessary to protect the surrounding neighborhood from the effects of the granted Special Exception.

The City Commission may impose conditions of approval on all Special Exemption Permit applications to ensure that the above criteria are met. **It is highly recommended that you meet with planning staff prior to applying for a SEP.**

Submittal Requirements:

- Completed Application Form.
- Cover letter with a description of the project and how the project meets the criteria listed in Section 30.75.A of the Zoning Ordinance and included in these instructions.
- Site Plan showing locations of all structures on the property with the distances from the structures to all property lines clearly labeled and area of the lot.
- Building Elevations for all new structures with building heights and ingress and egress clearly labeled.
- Site Plan showing locations and dimensions of vehicular parking, loading areas, and bike parking dimensions and design, and locations of any refuse areas.
- Landscaping Plans with plant types and size (if required).
- Lighting plans showing compliance with the Night Sky Ordinance if outdoor lighting is proposed. - N/A
- Any other documents needed to show compliance with the City of Livingston Zoning Ordinance. - many attached
- A development schedule.
- The Special Exception Permit review fee.

All documents shall be submitted on either 8 1/2" x 11" or 11" x 17" paper. Additionally, digital copies of the submittal in PDF file format are required.

City of Livingston
Department of Planning
220 E. Park St.
Livingston, MT 59047
(406)222-4903
planning@livingstonmontana.org



City of Livingston Special Exception Permit Application

1. Property Owner Name: The Shane Lalani Center for the Arts

2. Location of Property

General Location: Old East Side School Location, 400 Block of East Lewis Str
Address: 415 E. Lewis Street
Subdivision: Tract A-1 and Tract B-1 of Plat 410 Lot: 24/25 Block: 75
Zoning District: CBD

3. Contact Information

Property Owner

Home Address: 415 East Lewis Street
Livingston, MT 59047
Phone Number: 406-222-1420
Email Address: info@theshanecenter.org

Primary Contact/ Applicant

Name: Erika Adams, Executive Director for the Shane Center
Address: PO Box 58
Livingston, MT 59047
Phone Number: 406-403-8986
Email Address: erika@theshanecenter.org

Secondary Contact

Name: Lucas Schad, Licensed Architect
Address: 215 E. Lewis Room 102
Livingston, MT 59047
Phone Number: 406-579-8883
Email Address: lucas@ltsaia.com

4. Zoning Information

Existing Structures on Property and Year Constructed: Original structure 1902 with 1949 addition constructed immediately to the east. 2021 addition includes elevator, restrooms, lobby, concessions, veranda, PV Solar Array

Proposed Use: Outdoor event venue an extension of use of existing facility

Building Height: 28' - 6"

Building Setback from Property Line: see site plan

Front Street: Side: Rear: Side Street (if corner lot):

Number of Vehicular Parking Spaces: 51 Number of Bicycle Parking Spaces: 6

Exterior Lighting? Yes No

Within Historic District or Design Overlay District? Yes No

Landscaping Required? Yes No as part of parking calc

I hereby certify that the information included in this application is true and accurate.

Erita J. Adams
Applicant's Signature

4/14/2023
Date

THE SHANE LALANI CENTER FOR THE ARTS SPECIAL EXCEPTION APPLICATION for the PAVILION

TABLE OF CONTENTS

- Cover Letter
- Completed Special Exception Permit Application

1. **PROJECT DESCRIPTION**
2. **PROJECT LOCATION – LEGAL DESCRIPTION**
3. **ZONING & LAND USE**
4. **HISTORY & BACKGROUND**
5. **DESIGN INTENT**
6. **PROJECT IMPACT**
7. **ZONING COMPLIANCE**
8. **INTENDED USES**
9. **SITE PLAN & BUILDING ELEVATIONS**
10. **CODE REVIEW TEXT**
11. **DEVELOPMENT SCHEDULE**

APPENDICES

- A. Property Survey from IMEG Engineering
- B. Resolution No. 4073 passed and adopted May 14, 2009
- C. Crazy Mountain Productions Project Proposal
- D. 4 Images of the proposed Pavilion
- E. List of Adjacent Properties
- F. Handwritten Invitation to Neighbors
- G. Ordinance No. 2015 passed on October 19, 2019
- H. Basecamp Construction Pavilion Development Schedule
- I. Public Comments Regarding the Shane Center
- J. Sanderson Stewart Trip Generation Analysis – Sr. Transportation Engineer
- K. 23 Neighborhood Letters of Support/31 Community Letters of Support

1. PROJECT DESCRIPTION

The Shane Lalani Center for the Arts is submitting this Special Exception Permit for the proposed Pavilion structure as an expansion to the scope and scale of the existing use as a nonprofit community arts and cultural center. The proposal is for a portion of the parking lot to the west of the existing brick building to be covered by an un-sprinklered, non-combustible structure, which will be referred to as the “Pavilion” and is open on two sides with a roof to provide weather protection for seasonal assembly purposes.

2. PROJECT LOCATION – LEGAL DESCRIPTION

The Shane Center and proposed site for the Pavilion are located at 415 East Lewis Street on Tract A-1 and Tract B-1 of Subdivision Plat No.410 formerly referred to as the Old Eastside School Property and are located in Block 75 of the Original Townsite to the City of Livingston, Montana, all of which are on file and public record in the office of the Clerk and Recorder for Park County, Montana and zoned as Central Business District.

The legal description is: LIVINGSTON ORIGINAL TOWNSITE, S13, T02 S, R09 E, BLOCK 75, 61420 SQUARE FEET, TRACT A-1 & B-1 OF SD 410.

The geocode for the property is 49-0802-13-1-03-14-0000.

The latest survey is attached as Appendix A.

3. ZONING & LAND USE

Central Business District

Since 2009, the Shane Lalani Center for the Arts has been zoned CDB Central Business District. Therefore, the proposed Pavilion project is subject to the CBD zoning designation. Central Business District is defined by the City of Livingston in City Code 30.30 as:

“a district intended to accommodate stores, hotels, government and cultural centers, professional offices, service establishments and all manner of housing with an emphasis on high density apartment housing. In order to protect the public interest and welfare and to facilitate an attractive, efficient, and prosperous C.B.D., the emphasis is on large scale, dense buildings.”

For the past 14 years the land use of the property has indeed been for the purpose of operating a center for the arts.

4. HISTORY & BACKGROUND

The historic Eastside School building was completed in 1902 and was used as a school until 1984 when a new school was built. In January 1993, the City of Livingston purchased the Eastside school, and the building lay vacant for years. On May 14, 2009 the City of Livingston passed Resolution No. 4029 of its intent to sell the Eastside School. On June 10, 2009 after advertising for Requests for Proposals to sell, the Shane Center (at that time known as Crazy Mountain Productions dba the Firehouse 5) approached the city with a Project Proposal to purchase the former Eastside School. Resolution No. 4073 authorized the agreement for sale as it was decided that the bid from the Shane Center was in the best interests of the city.

As part of the greater transaction between the City of Livingston and the Shane Center, in Resolution No. 4073, Condition 2, the purchase price balance was to be paid through investments made into the real property totaling (\$420,000.00) Four Hundred and Twenty Thousand dollars. **The amount of required investment has been more than fulfilled by the Shane Center as the investment into the property has totaled approximately 10 times that amount or (\$4,000,000.00) Four Million Dollars to date.** This overwhelming monetary support from the community is evidence that this property will be well funded in the future.

Resolution No. 4073 is attached as Appendix B.

In the proposal that was presented to the City Commission in 2009, the Shane Center cited a list of direct beneficiaries of this project, including:

- a.) The Community at Large.
Our community will be strengthened by the existence of a centrally located public gathering place and will enjoy an increased reputation as a focal point for cultural activity in south-central Montana.
- b.) Our Kids.
Located within walking distance of the schools, the Center will provide an easily accessible and safe venue for after school programming and youth activities. We will be able to keep our young people engaged in a positive social environment, through which they learn self-confidence, teamwork, and commitment.
- c.) Area Residents.
Residents of the East Side will benefit from the renovation and reinvigoration of the former Eastside School. As the facility is improved, property values in the vicinity should increase.

Full Project Proposal Listed in Appendix C.

The Dulcie Theatre officially opened its doors in October 2010 and final renovations were completed to the building at large in 2013. Over the past 14 years, the Shane Center organization has served

315,000+ visitors, provided a space for more than 1,800+ community events, inspired 27,500+ education participants and invested more than \$4M back into the property.

See Appendix D for Images of Proposed Pavilion.

5. DESIGN INTENT

Inspiration for the form and detailing of this structure was taken from the historic brick school building and its existing additions on site, as well as the historic nature of downtown Livingston as a train town. Research was done on the interaction of brick, steel, and glass in railroad structures; that inspired the combination of those elements in the Pavilion. Brick, concrete, and the stucco wall behind the raised platform serve to tie the new structure in with existing historic building. The arched roof is a classic rail station form that helps to decrease the profile of the structure from the street. Inspired by the Shane Center’s focus on community theater, the structure, windows, and curtains were layered to control physical and visual access to the space from the street in a pleasing manner that maintains a human scale. The low brick walls and the movable glass panels on the D Street side were also intended to help control wind in the Pavilion.

See Appendix D for Images of Proposed Pavilion.

6. PROJECT IMPACT

There are two potential impacts the Pavilion might have on the neighborhood. The first is the impact on parking requirements and the second is on the noise level surrounding the new venue. Due to the existing use of the space, planned use of the space, and scheduling, the Pavilion will not have a substantial adverse effect on nearby properties.

In addition, the Shane Center has identified a list of adjacent properties and will be extending an invitation to the neighborhood for a Q&A/Informal Information Session on Wednesday, April 26, 2023. Any concerns or questions from the residents may be voiced and addressed at that time.

See Appendix E for List of Adjacent Properties and Appendix F for Neighborhood Invitation.

THE PAVILION WILL NOT CAUSE A SUBSTANTIAL ADVERSE EFFECT ON NEARBY PROPERTIES OR THEIR OCCUPANTS

- a. The use of the space as a seasonal outdoor event venue has been ‘live tested’ since 2021 when the Shane Center began using a portable stage in the parking lot due to the Covid19 pandemic. No public complaints have been lodged against this use of the space.

- b. The outdoor events that occur in this space provide neighbors and the wider community with family-friendly gatherings, socialization, and engagement with the arts. This usage has been praised by neighbors and other attendees as a positive addition to the neighborhood and the downtown environment.
- c. The construction of a permanent Pavilion is inspired by the success of and demand for its current usage. Public participation has supported the Shane Center’s programming for 14 years and has enabled the success of the current venue.
- d. The Pavilion will be used as a covered parking lot for increased accessibility. The Pavilion will provide protection from the weather for a large section of the parking lot, as well as provide cover over the ADA compliant ramp that currently provides access to the historic brick building from the west. This covering will ensure that people have safer access to the building during the months in which ice and snow are more prevalent.
- e. The structure will provide better protection from the weather and a better-defined entrance to the venue; this will enable the Shane Center to manage crowds and minimize ‘spillover’ onto neighboring properties. Simply having a wall on the west side and north side of the Pavilion will mitigate noise in those directions.
- f. The Pavilion will only be used as an ‘event venue’ for approximately 5 months out of the year. As the Pavilion is an open-air structure that will not be heated, it will only be used for events during the warmer months. During this time, the Shane Center will adhere to the following conditions so as not to adversely affect the neighboring properties.
- g. The Pavilion will not be used to host an event that overlaps with any events taking place at the Dulcie Theater (within the Shane Center). This also means that the Dulcie Theater will not be used to host an event that overlaps with any event taking place at the Pavilion. In this way, the Shane Center commits to not unduly increasing traffic requirements beyond the current requirements.
- h. The Shane Center meets and exceeds parking requirements by approximately 20% of the required spaces. In addition, the Shane Center is exploring shared parking agreements with three nearby entities within walking distance to ensure that any parking concerns are mitigated.
- i. The Shane Center will host a maximum of 10 events per year that will end between the hours of 8 – 10pm. This means that there will be approximately 2-3 events per month during the 5-month warm season that will go past 8pm. The Shane Center will strictly adhere to the Municipal Code Section 10.5 regarding prohibited noises between the hours of 10pm and 7am. This will not cause substantial adverse effects upon nearby occupants. It is believed that the

increase of local events will enhance the character of the neighborhood and serve the community in ways articulated in the Zoning Ordinance and Community Plan.

7. ZONING COMPLIANCE

The proposed use is in harmony with the general purpose and intent of the zoning ordinance. Cultural centers are listed as intended use for the Central Business District (CBD) in the narrative description of Section 30.30 of the Municipal Code. The Shane Lalani Center for the Arts serves the community as a cultural center by providing access to the arts. The Pavilion is an extension of the current usage as a cultural center. As an extension of the Shane Center, the Pavilion will expand and continue access to the performing arts, which is consistent with the Shane Center’s mission statement to strengthen community through participation in the arts.

In 2009, the property currently occupied by the Shane Lalani Center for the Arts was rezoned from Neighborhood Commercial (NC) to the Central Business District (CBD) in Ordinance No. 2015. This specifically stated that the purpose was done to:

“develop, in accordance with its mission statement to strengthen the community through participation in the performing arts, a performing arts center at the location of the Old East Side School.”

Ordinance No. 2015 expressly rezoned the premises with the intent was to:

“Allow development of the performing arts in close proximity to the downtown business area thereby enhancing the downtown business environment by creating a ‘walkable’ area in which the patrons of the performing arts may enjoy the culinary delights of restaurants and other attributes offered by downtown business, such as the “art walks’[.]”

See Appendix G for Ordinance No. 2015.

- a. The Shane Lalani Center for the Arts strengthens the community through its dedication to the arts. It fosters creativity and builds community through its arts programming, classes, and events.
- b. The Pavilion complies with the intent of the zoning district. Although ‘Pavilion for use as an outdoor event venue’ is not a use specifically listed in the table of allowable uses for the CBD, it is clearly the type of use intended for the site, per Chapter 30 of the Livingston Municipal Code and Ordinance No. 2015, designating is as part of the CBD.

- c. City Officials have determined that the expansion of the Shane Center through the construction of a Pavilion requires a Special Exception Permit due to the scope and scale of the impact of such a structure.

8. INTENDED USE

The Shane Lalani Center for the Arts intends to use the flexible outdoor space of the Pavilion to facilitate community gatherings, ticketed events, education programming, and covered parking. The events will take place seasonally during the warmer months, and during the colder months, the Pavilion will offer covered parking with protection from the elements. The proposed Pavilion roof will cover the existing handicapped accessible ramp on the west side of the historic brick building. Even during the warmer months, when not in use for the set-up, duration, and clean-up of an event, the Pavilion will function as a covered parking area, providing a weather shelter to ADA parking spaces and the ADA ramp.

The following are examples of events intended to take place under the Pavilion:

Summer Outdoor Concert Series

Thursdays in June & July, 4-7pm

Since 2021, the Shane Center has offered free, local, and regional music for the community in an open-air environment. In 2022, there was an average of 325 attendees during the 3-hour event.

Youth Day Camps

1-week sessions in June/July, Monday – Friday, 9am-4pm

Students in grades K-8th participate in arts education classes to educate the youth about the arts and develop skills in self-expression and empathy.

Summer Young Actors’ Workshop

1st 2-weeks in August, Monday – Friday, 9am-4pm

Students in grades K-12th are offered a two-week program in the performing arts while working towards putting on a musical production. The workshop includes rehearsals and afternoon break-out sessions with smaller, same-age groups of students in a variety of classes. Participation is limited by current space availability. Additional outdoor space would provide capacity for the growing demand and not limit access to arts education for the young people in the Livingston community. On average there have been approximately 125 student participants.

The Shane Center’s Annual Spotlight Gala

3rd Saturday in August, 5:30pm – 9:00pm

The Spotlight Gala is the Shane Center’s one annual fundraiser. Tickets are \$100 per person and include a catered dinner, beer & wine, a performance showcase, live music, and dancing. The pavilion will replace the large tent typically erected to host this event. The maximum past attendance was 150 guests with 15 volunteers, caterers, staff and musicians.

Montana Shakespeare in the Parks

Friday or Saturday around Labor Day, 6-9pm

The Shane Center has partnered with Montana Shakespeare in the Parks since 2013 to provide a local presentation to the Livingston community. In 2022, there was approximately 250 attendees.

Possible additional uses for the community:

Incident Command Center

The Pavilion’s central location and proximity to the City & County building make it a good staging ground for regional emergency response gatherings to aid in relief for flooding or wildfires.

Back Up Location for 4th of July Arts Show

The 4th of July Arts Show has been cancelled in the past due to weather. The Pavilion could be a backup space to move the event if necessary to a protected area.

Future Open-Air Events

The recent pandemic has highlighted the value of a protected, open-air space for events which may require social distancing and good ventilation.

Community Resource

The Pavilion could serve as a space for other nonprofits and community organizations to utilize for their programming needs. In 2022, the Yellowstone Ballet Company showcased their Annual Dance Recital on the outdoor portable stage.

9. SITE PLAN & BUILDING ELEVATIONS – SEE THE FOLLOWING (8) 11X17 SHEETS: G-1, G-2, G-3, G-4, C-1, A1.1, A2.1, S2.1

SHANE CENTER PAVILION

STANDARD ABBREVIATIONS:

| | | | |
|----------|---------------------------------------|---------|------------------------|
| A.B. | ANCHOR BOLT | K.D. | KNOCKED DOWN |
| A/C | AIR CONDITIONING | KSI | KIPS PER SQUARE INCH |
| A.D.A. | AMERICANS WITH DISABILITIES ACT | | |
| ADJ. | ADJUSTABLE, ADJACENT | LPG | LIQUID PROPANE GAS |
| ALT. | ALTERNATE | | |
| ALUM. | ALUMINUM | MAG | MAGNETIC |
| APPROX. | APPROXIMATE | MAS | MASONRY |
| ARCH. | ARCHITECTURAL/ARCHITECT | MAT | MATERIAL |
| & | AND | MAX | MAXIMUM |
| @ | AT | MECH | MECHANICAL |
| BKT | BRACKET | MFR/MFG | MANUFACTURER |
| BLDG | BUILDING | MIN | MINIMUM |
| BLK | BLOCK | MISC | MISCELLANEOUS |
| BLKG | BLOCKING | MM | MILLIMETER |
| BM | BEAM | MR | MOISTURE RESISTANT |
| B.M. | BENCH MARK | MTL | METAL |
| B.O.F. | BOTTOM OF FOOTING | | |
| B5MNT | BASEMENT | N | NORTH |
| BTR | BETTER | N.I.C. | NOT IN CONTRACT |
| BU. | BUILT-UP | NOM | NOMINAL |
| | | N.T.S. | NOT TO SCALE |
| CAB. | CABINET | O.C. | ON CENTER |
| CGSPF | CLOSED CELL SPRAY FOAM INSUL. | O.D. | OUTSIDE DIAMETER |
| C.I. | CAST IRON | O.H. | OVERHEAD |
| C.J. | CONTROL/CONSTRUCTION JOINT | OHD | OVERHEAD DOOR |
| CLG | CEILING | OPG | OPENING |
| CLO. | CLOSET | OPF | OPPOSITE |
| CLR | CLEAR | ORIG | ORIGINAL |
| CM | CONSTRUCTION MANAGER | | |
| C.M.U. | CONCRETE MASONRY UNIT | | |
| CO. | CLEANOUT | + | PLUS OR MINUS |
| COL | COLUMN | + | PLUS OR MINUS |
| CONC | CONCRETE | PENET | PENETRATION |
| CONST | CONSTRUCTION | FL | PLATE |
| CONT. | CONTINUOUS | FLAM. | PLASTIC LAMINATE |
| CONTR | CONTRACTOR | PART | PARTITION |
| COORD | COORDINATE | POLY | POLYURETHANE |
| COORR | CORRUGATED | PREFAB | PREFABRICATED |
| CPT | CARPET | PSF | POUNDS/SQUARE FOOT |
| CTR | CENTER | PSI | POUNDS/SQUARE INCH |
| C.W. | COLD WATER | PVC | POLY VINYL CHLORIDE |
| d | FENNY | QT | QUARRY TILE |
| DBL | DOUBLE | | |
| DET. | DETAIL | R | RADIUS |
| DF. | DRINKING FOUNTAIN | R.D. | ROOF DRAIN |
| DIA | DIAMETER | REF | REFERENCE |
| DIM | DIMENSION | REINF | REINFORCE/REINFORCING |
| DISP | DISPENSER/DISPOSAL | REQ. | REQUIRED |
| DN | DOWN | RET | RETAIN/RETAINED |
| D.P. | DAMP PROOFING | REV | REVISION |
| DR | DOOR | RM | ROOM |
| D.S. | DOWNSPOUT | RND | ROUND |
| DWG | DRAWING | R.O. | ROUGH OPENING |
| | | φ | ROUND |
| E | EAST | S4P | SAND & POLYURETHANE |
| EA | EACH | S4V | STAIN & VARNISH |
| EB | EXPANSION BOLT | S.C. | SOLID CORE |
| E.I.F.S. | EXTERIOR INSULATION AND FINISH SYSTEM | SCHED | SCHEDULE |
| | | SECT | SECTION |
| E.J. | EXPANSION JOINT | S.F. | SQUARE FEET |
| EL | ELEVATION | S6 | SEMI GLOSS |
| ELEC | ELECTRICAL/ELECTRIC | SHT | SHEET |
| ELEV | ELEVATOR/ELEVATION | SHTG | SHEATHING |
| E.P.D.M. | ETHYLENE PROPYLENE DIENE MONOMER | SIM | SIMILAR |
| | | SP | SPECIFICATIONS |
| EQ | EQUAL | SQ | SQUARE |
| EQUIP | EQUIPMENT | SS | STAINLESS STEEL |
| EXIST | EXISTING | STAG | STAGGERED |
| EXP | EXPANSION/EXPOSURE | STD | STANDARD |
| EXT | EXTERIOR | STL | STEEL |
| F | FLAT | STOR | STORAGE |
| F.D. | FLOOR DRAIN | STRUCT | STRUCTURAL |
| FDN | FOUNDATION | SUSP | SUSPENDED |
| | | □ | SQUARE FOOT |
| FIN. | FINISH | TEL | TELEPHONE |
| FL/FLR | FLOOR | TEMP | TEMPERED |
| F.O.B. | FACE OF BRICK OR BEAM | T.O.B. | TOP OF BEAM |
| FRMG | FRAMING | T.O.F. | TOP OF FOOTING |
| FRP | FIBER REINFORCED PANEL | T.O.L | TOILET |
| FT | FEET/FOOT | T.O.J | TOP OF JOIST |
| FTG | FOOTING | T.O.W | TOP OF WALL |
| FURR | FURRING | | |
| G | GLOSS | TRTD | TREATED |
| GA/g | GAUGE | TYP | TYPICAL |
| GALV | GALVANIZED | UBC | UNIFORM BUILDING CODE |
| GEN. | GENERAL | UG. | UNDERGROUND |
| | | UL. | UNDER WRITER'S LAB. |
| GL | GLASS | UNFIN | UNFINISHED |
| G.W.B. | GYP SUM WALLBOARD | URE | URETHANE |
| H.B. | HOSE BIB | | |
| HDCP | HANDICAPPED | V.B. | VAPOR BARRIER |
| H.C. | HOLLOW CORE | V.C.T. | VINYL COMPOSITE TILE |
| HDN | HARDWARE | VENT | VENTILATION/VENTILATOR |
| HDM | HARDWOOD | VERT | VERTICAL |
| H.M. | HOLLOW METAL | | |
| HT | HEIGHT | N | NEST |
| H.W. | HOT WATER | N/ | NITH |
| I.D. | INSIDE DIAMETER | N.C. | NATH WATER CLOSET |
| IN | INCH/INCHES | ND | WOOD |
| INFO | INFORMATION | NDW/NDO | WINDOW |
| INSUL | INSULATION | N/O | WITHOUT |
| INT | INTERIOR | N.P. | WATERPROOF |
| JAN | JANITOR | N.R. | WATER RESISTANT |
| JT | JOINT | N.W.F. | WELDED WIRE FABRIC |

The Shane Center Pavilion - Special Exemption Permit Documentation



LEGEND:

| SYMBOLS | |
|---------|---|
| □ | ROOM NUMBER |
| ○ | DOOR / OPENING NUMBER |
| ⬡ | WINDOW / RELITE TYPE |
| △ | DEMOLITION NOTE |
| ○ | CABINET TYPE |
| ◇ | ACCESSORY TYPE |
| ← DN | SLOPE DOWN |
| ⊕ | INDICATES CENTER LINE |
| ⊕ | INTERIOR VIEWS / PAGE NUMBER |
| ⊕ | BUILDING SECTION / PAGE NUMBER |
| ⊕ | WALL SECTION / PAGE NUMBER |
| ⊕ | DETAIL NUMBER / PAGE NUMBER |
| ⊕ | ELEVATION MARKER |
| ⊕ | ELEVATION MARKER |
| HATCHES | |
| [Hatch] | EARTH - IN SECTION |
| [Hatch] | GRAVEL - IN SECTION |
| [Hatch] | CONCRETE - IN SECTION |
| [Hatch] | BRICK - IN SECTION |
| [Hatch] | METAL - IN SECTION |
| [Hatch] | PLYWOOD - IN SECTION |
| [Hatch] | FINISHED WOOD - IN SECTION |
| [Hatch] | GYP SUM BOARD - IN SECTION |
| [Hatch] | FRAMING OR CONTINUOUS WOOD |
| [Hatch] | BLOCKING - IN SECTION |
| [Hatch] | BATT INSULATION - IN SECTION |
| [Hatch] | POLYURETHANE SPRAY FOAM INSULATION - IN SECTION |

PROJECT INFORMATION:

| | |
|-------------------|---|
| OWNER: | SHANE LALANI CENTER FOR THE ARTS |
| ARCHITECT: | LTS ARCHITECTS 215 E. LEWIS ST. ROOM 102 LIVINGSTON, MT 59047 OFFICE: 406.333.0533 |

NOTES:

- VERIFY ALL LOCAL CODES, ENERGY TYPES, AND SITE CONDITIONS PRIOR TO CONSTRUCTION.
- SEE STRUCTURAL DRAWINGS FOR ADDITIONAL INFORMATION.
- SECURE THE WATER HEATER WITH RIGID METAL PIPE OR APPROVED STRAPPING.
- THE MINIMUM WIDTH OF A HALLWAY SHALL BE NOT LESS THAN 3'-0".
- THE SUPPORTING STRUCTURE SHALL BE PROTECTED BY NOT LESS THAN 1/2" GYP WALLBOARD OR EQUIVALENT.
- ALL GUARDRAILS TO BE 36" ABOVE WALKING SURFACE. INTERMEDIATE RAILS SHALL NOT ALLOW PASSAGE OF AN OBJECT 4" OR GREATER.
- RAILINGS MUST TERMINATE INTO A WALL OR RENEW POST.
- INSULATE ALL INTERIOR WALLS.
- CONTRACTOR TO PROVIDE WOOD BLOCKING FOR ALL BATHROOM ACCESSORIES, HAND RAILS, PANELS AND CASEWORK INSTALLATION.
- WINDOW OPENINGS SHALL HAVE A MINIMUM NET CLEAR OPENING FOR EMERGENCY ESCAPE AND RESCUE OF 5.7 SQ. FT. (MIN. CLEAR HEIGHT OF 24"; MIN. CLEAR WIDTH OF 20").
- G.C. TO DETERMINE PROPER SWING AND HINGE FOR EACH DOOR PRIOR TO ORDERING. DOOR SIZES ARE GIVEN AS A GUIDE. ACTUAL ROUGH OPENINGS MUST BE DETERMINED IN RESPECT TO MANUFACTURER OF CHOICE. DIMENSIONS ARE SHOWN TO CENTER LINE OF ROUGH OPENINGS. ADJUSTMENTS BY CONTRACTOR DURING CONSTRUCTION MAY BE NECESSARY FOR HOLD DOWN ALIGNMENT.
- WINDOW SIZES ARE GIVEN AS A GUIDE. ACTUAL ROUGH OPENINGS MUST BE DETERMINED IN RESPECT TO MANUFACTURER OF CHOICE. DIMENSIONS ARE SHOWN TO CENTER LINE OF ROUGH OPENINGS. ADJUSTMENTS BY CONTRACTOR DURING CONSTRUCTION MAY BE NECESSARY FOR HOLD DOWN ALIGNMENT. G.C. TO VERIFY MULLED WINDOW ASSEMBLIES, OPERATION, AND GRID PATTERNS FROM ELEVATION DRAWINGS.
T = TEMPERED E = EGRESSABLE
- UNAUTHORIZED USE OF THESE DRAWINGS IS PROHIBITED. AUTHORIZED USE OF THESE DRAWINGS IS FOR THE CONVENIENCE OF THE USER. FIELD VERIFY ALL CONDITIONS AND DIMENSIONS.

SHEET INDEX:

| NAME | SHEET DESCRIPTION |
|-------|---------------------------------|
| G-1 | COVER SHEET |
| G-2 | CODE SHEET |
| G-3 | EGRESS & PLUMBING FIXTURE COUNT |
| G-4 | PARKING PLAN |
| C-1 | SITE PLAN |
| A 1.1 | PAVILION PLAN |
| A 2.1 | ELEVATIONS & SECTION |
| S2.1 | ROOF FRAMING PLAN |

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

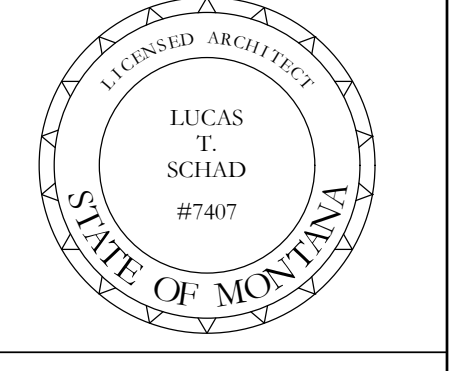
LTS Architects SHANE CENTER PAVILION

SHANE LALANI CENTER FOR THE ARTS
LIVINGSTON, MT 59047

LTS Architecture
215 East Lewis, Room 102
Livingston, MT 59047
(406) 333-0533
lucas@LTSAIA.com

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 03/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |

PRINT DATE: APRIL 14TH 2023



COVER SHEET

SHANE CENTER PAVILION - CODE REVIEW

© 2014-2023 LTS Architecture, PLLC. It is unlawful to use any or all of these documents without the expressed written consent of LTS Architecture, PLLC. REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

PROJECT DESCRIPTION:
THIS REVIEW IS INTENDED TO HIGHLIGHT THE REQUIREMENTS FOR THE PROPOSED SHANE CENTER PAVILION LOCATED AT 415 E. LEWIS ST. LIVINGSTON, MT 59041.

- APPLICABLE CODES IN THIS REVIEW:**
- INTERNATIONAL BUILDING CODE, 2021 (IBC)
 - ICC A 111.1 ACCESSIBILITY CODE, 2011 (ICC)
 - ADMINISTRATIVE RULES FOR MONTANA CHAPTER 24.301 (ARM)
 - LIVINGSTON MUNICIPAL CODE 2023 (LMC)

THIS REVIEW WILL ENCOMPASS ITEMS SUCH AS LIFE SAFETY, EGRESS, PLUMBING FIXTURE COUNT, PARKING, AND BY CHAPTER BUILDING CODE REVIEW. THIS REVIEW IS NOT APPLICABLE FOR ANY CIVIL, STRUCTURAL, ELECTRICAL OR PLUMBING DESIGN OUTSIDE OF PLUMBING FIXTURE COUNTS AND/OR PARKING REQUIREMENTS.

INTERNATIONAL BUILDING CODE 2021

CHAPTER 2: DEFINITIONS

PLATFORM
A RAISED AREA WITHIN A BUILDING USED FOR WORSHIP, THE PRESENTATION OF MUSIC, PLAYS OR OTHER ENTERTAINMENT, THE HEAD TABLE FOR SPECIAL GUESTS, THE RAISED AREA FOR LECTURERS AND SPEAKERS, BOXING AND WRESTLING RINGS, THEATER-IN-THE-ROUND STAGES, AND SIMILAR PURPOSES WHEREIN, OTHER THAN HORIZONTAL SLIDING CURTAINS, THERE ARE NO OVERHEAD HANGING CURTAINS, DROPS, SCENERY OR STAGE EFFECTS OTHER THAN LIGHTING AND SOUND. A TEMPORARY PLATFORM IS ONE INSTALLED FOR NOT MORE THAN 30 DAYS.

CHAPTER 3: OCCUPANCY

A-5 - PAVILION (303.6)

303.6 ASSEMBLY GROUP A-5
GROUP A-5 OCCUPANCY INCLUDES ASSEMBLY USES INTENDED FOR PARTICIPATION IN OR VIEWING OUTDOOR ACTIVITIES INCLUDING, BUT NOT LIMITED TO:

- AMUSEMENT PARK STRUCTURES
- BLEACHERS
- GRANDSTANDS
- STADIUMS

311.1.1 ACCESSORY STORAGE SPACES
A ROOM OR SPACE USED FOR STORAGE PURPOSES THAT IS ACCESSORY TO ANOTHER OCCUPANCY SHALL BE CLASSIFIED AS PART OF THAT OCCUPANCY.

CHAPTER 4: SPECIAL DETAILED REQUIREMENTS BASED ON USE AND OCCUPANCY

410.3 PLATFORM CONSTRUCTION
PERMANENT PLATFORMS SHALL BE CONSTRUCTED OF MATERIALS AS REQUIRED FOR THE TYPE OF CONSTRUCTION OF THE BUILDING IN WHICH THE PERMANENT PLATFORM IS LOCATED. PERMANENT PLATFORMS ARE PERMITTED TO BE CONSTRUCTED OF FIRE-RETARDANT-TREATED WOOD FOR TYPES I, II AND IV CONSTRUCTION WHERE THE PLATFORMS ARE NOT MORE THAN 30 INCHES ABOVE THE MAIN FLOOR, AND NOT MORE THAN ONE-THIRD OF THE ROOM FLOOR AREA AND NOT MORE THAN 3,000 SQUARE FEET IN AREA. WHERE THE SPACE BENEATH THE PERMANENT PLATFORM IS USED FOR STORAGE OR ANY PURPOSE OTHER THAN EQUIPMENT, WIRING OR PLUMBING, THE FLOOR ASSEMBLY SHALL BE NOT LESS THAN 1-HOUR FIRE-RESISTANCE-RATED CONSTRUCTION, WHERE THE SPACE BENEATH THE PERMANENT PLATFORM IS USED ONLY FOR EQUIPMENT, WIRING OR PLUMBING, THE UNDERSIDE OF THE PERMANENT PLATFORM NEED NOT BE PROTECTED.

410.5 MEANS OF EGRESS
EXCEPT AS MODIFIED OR AS PROVIDED FOR IN THIS SECTION, THE PROVISIONS OF CHAPTER 10 SHALL APPLY.

410.5.1 ARRANGEMENT
WHERE TWO OR MORE EXITS OR EXIT ACCESS DOORWAYS FROM THE STAGE ARE REQUIRED IN ACCORDANCE WITH SECTION 1006.2, NOT FEWER THAN ONE EXIT OR EXIT ACCESS DOORWAY SHALL BE PROVIDED ON EACH SIDE OF A STAGE.

410.5.2 STAIRWAY AND RAMP ENCLOSURE
EXIT ACCESS STAIRWAYS AND RAMPS SERVING A STAGE OR PLATFORM ARE NOT REQUIRED TO BE ENCLOSED. EXIT ACCESS STAIRWAYS AND RAMPS SERVING TECHNICAL PRODUCTION AREAS ARE NOT REQUIRED TO BE ENCLOSED.

410.7 STANDPIPES
STANDPIPE SYSTEMS SHALL BE PROVIDED IN ACCORDANCE WITH SECTION 905.

CHAPTER 5: GENERAL BUILDING HEIGHTS AND AREAS

TABLE 506.2 ALLOWABLE AREA FACTOR IN SQUARE FEET

| OCCUPANCY CLASSIFICATION | SEE FOOTNOTES | TYPE OF CONSTRUCTION | | | | | | | | | | | | |
|--------------------------|---------------|----------------------|----|---------|----|----------|----|---------|----|----|--------|----|----|----|
| | | TYPE I | | TYPE II | | TYPE III | | TYPE IV | | HT | TYPE V | | | |
| | | A | B | A | B | A | B | A | B | | A | B | | |
| A-5 | NS | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL |
| | S1 | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL |
| | SM | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL |

- UL = UNLIMITED.
- NS = NOT PERMITTED; NS - BUILDINGS NOT EQUIPPED THROUGHOUT WITH AN AUTOMATIC SPRINKLER SYSTEM.
- S1 = BUILDINGS A MAXIMUM OF ONE STORY ABOVE GRADE PLANE EQUIPPED THROUGHOUT WITH AN AUTOMATIC SPRINKLER SYSTEM INSTALLED IN ACCORDANCE WITH SECTION 903.3.1.1.
- S1SR = BUILDINGS EQUIPPED THROUGHOUT WITH AN AUTOMATIC SPRINKLER SYSTEM INSTALLED IN ACCORDANCE WITH SECTION 903.3.1.2.
- S1SD = BUILDINGS EQUIPPED THROUGHOUT WITH AN AUTOMATIC SPRINKLER SYSTEM INSTALLED IN ACCORDANCE WITH SECTION 903.3.1.3.

CHAPTER 6: TYPES OF CONSTRUCTION

602.3 TYPE V
TYPE V CONSTRUCTION IS THAT TYPE OF CONSTRUCTION IN WHICH THE STRUCTURAL ELEMENTS, EXTERIOR WALLS AND INTERIOR WALLS ARE OF ANY MATERIALS PERMITTED BY THIS CODE.

CHAPTER 9: FIRE PROTECTION AND LIFE SAFETY SYSTEMS

903.2.1.5 GROUP A-5
AN AUTOMATIC SYSTEM SHALL BE PROVIDED FOR ALL ENCLOSED GROUP A-5 ACCESSORY USE AREAS IN EXCESS OF 1,000 SQUARE FEET.

903.3.2 GROUP A
CLASS I AUTOMATIC WET STANDPIPES SHALL BE PROVIDED IN NONSPRINKLERED GROUP A BUILDINGS HAVING AN OCCUPANT LOAD EXCEEDING 1,000 PERSONS.

EXCEPTIONS:

- OPEN-AIR SEATING SPACES WITHOUT ENCLOSED SPACES.
- CLASS I AUTOMATIC DRY AND SEMIAUTOMATIC DRY STANDPIPES OR MANUAL WET STANDPIPES ARE ALLOWED IN BUILDINGS THAT ARE NOT HIGH-RISE BUILDINGS.

CHAPTER 10: MEANS OF EGRESS

TABLE 1004.5 MAXIMUM FLOOR AREA ALLOWANCES PER OCCUPANT

| FUNCTION OF SPACE | OCCUPANT LOAD FACTOR |
|--|----------------------|
| ACCESSORY STORAGE | 300 GROSS |
| ASSEMBLY WITH FIXED SEATING | SEE SECTION 1004.6 |
| ASSEMBLY WITHOUT FIXED SEATING | 7 NET |
| CONCENTRATED (CHAIRS ONLY - NOT FIXED) | 5 NET |
| STANDING SPACE | 15 NET |
| UNCONCENTRATED (TABLES AND CHAIRS) | 15 NET |
| BUSINESS AREAS | 150 GROSS |
| KITCHENS, COMMERCIAL | 200 GROSS |
| STAGES AND PLATFORMS | 15 NET |

OCCUPANT LOAD

| | | |
|------------------|------------------------|---------------|
| PLATFORM: | 1,604 SQFT @ 15 NET = | 107 OCCUPANTS |
| LOADING/STORAGE: | 763 SQFT @ 300 GROSS = | 3 OCCUPANTS |
| ASSEMBLY: | 4,882 SQFT @ 5 NET = | 977 OCCUPANTS |
| CONCESSIONS: | 120 SQFT @ 15 NET = | 8 OCCUPANTS |
| TICKETING: | 365 SQFT @ 5 NET = | 73 OCCUPANTS |

1005.3.2 OTHER EGRESS COMPONENTS
THE CAPACITY, IN INCHES, OF MEANS OF EGRESS COMPONENTS OTHER THAN STAIRWAYS SHALL BE CALCULATED BY MULTIPLYING THE OCCUPANT LOAD SERVED BY SUCH COMPONENT BY A MEANS OF EGRESS CAPACITY FACTOR OF 0.2 INCH PER OCCUPANT.

| | | |
|------------------|--------------|-----------------|
| PLATFORM: | 1.07 x 0.2 = | 2.14' (32" MIN) |
| LOADING/STORAGE: | 3 x 0.2 = | 0.6' (32" MIN) |
| ASSEMBLY: | 977 x 0.2 = | 195.4' |
| CONCESSIONS: | 47 x 0.2 = | 9.4' (32" MIN) |
| TICKETING: | 74 x 0.2 = | 14.8' (32" MIN) |

TABLE 1006.3.3 MINIMUM NUMBER OF EXITS OR ACCESS TO EXITS PER STORY

| OCCUPANT LOAD PER STORY | MINIMUM NUMBER OF EXITS OR ACCESS TO EXITS FROM STORY |
|-------------------------|---|
| 1-500 | 2 |
| 500-1,000 | 3 |
| MORE THAN 1,000 | 4 |

REQUIRED EXIT ACCESS

| | |
|------------------|---|
| PLATFORM: | 1 |
| LOADING/STORAGE: | 1 |
| ASSEMBLY: | 3 |
| CONCESSIONS: | 1 |
| TICKETING: | 2 |

1007.1.2 THREE OR MORE EXITS OR ACCESS DOORWAYS
WHERE ACCESS TO THREE OR MORE EXITS IS REQUIRED, NOT LESS THAN TWO EXIT OR EXIT ACCESS DOORWAYS SHALL BE ARRANGED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 1007.1.1. ADDITIONAL REQUIRED EXIT OR EXIT ACCESS DOORWAYS SHALL BE ARRANGED A REASONABLE DISTANCE APART SO THAT IF ONE BECOMES BLOCKED, THE OTHERS WILL BE AVAILABLE.

1030.2 ASSEMBLY MAIN EXIT
A BUILDING, ROOM OR SPACE USED FOR ASSEMBLY PURPOSES THAT HAS AN OCCUPANT LOAD OF GREATER THAN 300 AND IS PROVIDED WITH A MAIN EXIT, THAT MAIN EXIT SHALL BE OF SUFFICIENT CAPACITY TO ACCOMMODATE NOT LESS THAN ONE-HALF OF THE OCCUPANT LOAD, BUT SUCH CAPACITY SHALL BE NOT LESS THAN THE TOTAL REQUIRED CAPACITY OF ALL MEANS OF EGRESS LEADING TO THE EXIT, WHERE THE BUILDING IS CLASSIFIED AS A GROUP A OCCUPANCY, THE MAIN EXIT SHALL FRONT ON NOT LESS THAN ONE STREET OR AN UNOCCUPIED SPACE OF NOT LESS THAN 10 FEET IN WIDTH THAT ADJACES A STREET OR PUBLIC WAY, IN A BUILDING, ROOM OR SPACE USED FOR ASSEMBLY PURPOSES WHERE THERE IS NOT A WELL-DEFINED MAIN EXIT OR WHERE MULTIPLE MAIN EXITS ARE PROVIDED, EXITS SHALL BE PERMITTED TO BE DISTRIBUTED AROUND THE PERIMETER OF THE BUILDING PROVIDED THAT THE TOTAL CAPACITY OF EGRESS IS NOT LESS THAN 100 PERCENT OF THE REQUIRED CAPACITY.

1030.3 ASSEMBLY OTHER EXITS
IN ADDITION TO HAVING ACCESS TO A MAIN EXIT, EACH LEVEL IN A BUILDING USED FOR ASSEMBLY PURPOSES HAVING AN OCCUPANT LOAD GREATER THAN 300 AND PROVIDED WITH A MAIN EXIT, SHALL BE PROVIDED WITH ADDITIONAL MEANS OF EGRESS THAT SHALL PROVIDE AN EGRESS CAPACITY FOR NOT LESS THAN ONE-HALF OF THE TOTAL OCCUPANT LOAD SERVED BY THAT LEVEL AND SHALL COMPLY WITH SECTION 1007.1.1. IN A BUILDING USED FOR ASSEMBLY PURPOSES WHERE THERE IS NOT A WELL-DEFINED MAIN EXIT OR WHERE MULTIPLE MAIN EXITS ARE PROVIDED, EXITS FOR EACH LEVEL SHALL BE PERMITTED TO BE DISTRIBUTED AROUND THE PERIMETER OF THE BUILDING, PROVIDED THAT THE TOTAL WIDTH OF EGRESS IS NOT LESS THAN 100 PERCENT OF THE REQUIRED WIDTH.

CHAPTER 11: ACCESSIBILITY

TABLE 1106.2 ACCESSIBLE PARKING SPACES

| TOTAL PARKING SPACES PROVIDED IN PARKING FACILITIES | REQUIRED MINIMUM NUMBER OF ACCESSIBLE SPACE |
|---|---|
| 1 TO 25 | 1 |
| 26 TO 50 | 2 |
| 51 TO 75 | 3 |

1106.6 VAN SPACES
FOR EVERY SIX OR FRACTION OF SIX ACCESSIBLE PARKING SPACES, AT LEAST ONE SHALL BE A VAN-ACCESSIBLE PARKING SPACE.

CHAPTER 24: PLUMBING SYSTEMS

TOTAL OCCUPANTS: 2,286

PAVILION: 1,208

| | |
|--------------------|-----|
| PLATFORM: | 107 |
| LOADING/STORAGE: | 3 |
| ASSEMBLY: | 977 |
| CONCESSIONS: | 8 |
| TICKETING: | 73 |
| EVERYDAY BUSINESS: | 111 |
| CAFE: | 49 |
| LOWER BUSINESS: | 19 |
| UPPER BUSINESS: | 43 |
| THEATER: | 840 |
| LOWER THEATER: | 18 |
| STAGE: | 83 |
| FIXED SEATING: | 185 |
| LOBBY: | 248 |
| UPPER THEATER: | 16 |
| SOUND BOOTH: | 1 |
| REHEARSAL: | 69 |
| BALCONY: | 149 |
| OPEN BALCONY: | 71 |
| BANQUET HALL: | 127 |
| BANQUET STORAGE: | 1 |
| BANQUET KITCHEN: | 3 |
| BANQUET ASSEMBLY: | 123 |

PAVILION PLUMBING FIXTURES REQUIRED (604 MALE/604 FEMALE)

| | |
|-----------------------|------------------------|
| MALE WATER CLOSETS: | 604 @ 1/15 = 8.05 |
| MALE LAVATORIES: | 604 @ 1/200 = 3.02 |
| FEMALE WATER CLOSETS: | 604 @ 1/40 = 15.1 |
| FEMALE LAVATORIES: | 604 @ 1/150 = 4.03 |
| DRINKING FOUNTAINS: | 1,208 @ 1/1,000 = 1.21 |
| SERVICE SINKS: | 1 |

EVERYDAY BUSINESS PLUMBING FIXTURES REQUIRED (56 MALE/56 FEMALE)

| | |
|-----------------------|--|
| MALE WATER CLOSETS: | 25 @ 1/15 = 0.33 + 31 @ 1/25 = 1.24 = 1.57 |
| MALE LAVATORIES: | 25 @ 1/200 = 0.13 + 31 @ 1/40 = 0.78 = 0.9 |
| FEMALE WATER CLOSETS: | 25 @ 1/15 = 0.33 + 31 @ 1/25 = 1.24 = 1.57 |
| FEMALE LAVATORIES: | 25 @ 1/200 = 0.13 + 31 @ 1/40 = 0.78 = 0.9 |
| DRINKING FOUNTAINS: | 49 @ 1/500 = 0.01 + 62 @ 1/100 = 0.62 = 0.63 |
| SERVICE SINKS: | 1 |

THEATER PLUMBING FIXTURES REQUIRED (420 MALE/420 FEMALE)

| | |
|-----------------------|--------------------|
| MALE WATER CLOSETS: | 420 @ 1/125 = 3.36 |
| MALE LAVATORIES: | 420 @ 1/200 = 2.1 |
| FEMALE WATER CLOSETS: | 420 @ 1/65 = 6.46 |
| FEMALE LAVATORIES: | 420 @ 1/200 = 2.1 |
| DRINKING FOUNTAINS: | 840 @ 1/500 = 1.68 |
| SERVICE SINKS: | 1 |

BANQUET HALL PLUMBING FIXTURES REQUIRED (64 MALE/64 FEMALE)

| | |
|-----------------------|--------------------|
| MALE WATER CLOSETS: | 64 @ 1/15 = 0.85 |
| MALE LAVATORIES: | 64 @ 1/200 = 0.32 |
| FEMALE WATER CLOSETS: | 64 @ 1/15 = 0.85 |
| FEMALE LAVATORIES: | 64 @ 1/200 = 0.32 |
| DRINKING FOUNTAINS: | 127 @ 1/500 = 0.25 |
| SERVICE SINKS: | 1 |

CURRENT PLUMBING FIXTURES PROVIDED:

| | |
|-----------------------|----|
| MALE WATER CLOSETS: | 4 |
| MALE LAVATORIES: | 8 |
| FEMALE WATER CLOSETS: | 13 |
| FEMALE LAVATORIES: | 8 |
| DRINKING FOUNTAINS: | 7 |
| SERVICE SINKS: | 1 |

THE PAVILION AND THEATER WILL NOT BE OPERATED AT THE SAME TIME. THE THEATER WILL BE OMITTED FROM THE CALCULATION FOR MINIMUM PLUMBING FIXTURES REQUIRED.

TOTAL PLUMBING FIXTURES REQUIRED:

| | |
|-----------------------|----|
| MALE WATER CLOSETS: | 11 |
| MALE LAVATORIES: | 9 |
| FEMALE WATER CLOSETS: | 18 |
| FEMALE LAVATORIES: | 6 |
| DRINKING FOUNTAINS: | 3 |
| SERVICE SINKS: | 1 |

WHEN IN USE, THE PAVILION WILL BE PROVIDED WITH PORTABLE TOILETS TO MEET THE NUMBER OF PLUMBING FIXTURES REQUIRED.

LIVINGSTON MUNICIPAL CODE 2023

CHAPTER 30: ZONING
CENTRAL BUSINESS DISTRICT ZONE

30.5.1 OFF STREET PARKING AND LOADING ZONES
CENTRAL BUSINESS DISTRICT
IN THE CENTRAL BUSINESS DISTRICT ZONE ANY COMMERCIAL ENTERPRISE THAT IS REQUIRED TO MEET THE MINIMUM STANDARDS FOR OFF-STREET PARKING, SHALL BE REQUIRED TO HAVE ONLY FIFTY PERCENT OF THE PARKING SPACE REQUIREMENTS IN THE TABLE OF MINIMUM STANDARDS.

TABLE OF MINIMUM STANDARDS

| USE | SPACE REQUIRED |
|--|---|
| OFFICES NOT PROVIDING ON-SITE CUSTOMER SERVICE | ONE PER 4 EMPLOYEES OR ONE PER 800 SQFT OF GROSS FLOOR AREA, WHICHEVER IS GREATER |
| EATING AND DRINKING ESTABLISHMENTS | ONE PER 100 SQFT OF GROSS FLOOR AREA FOR THE FIRST 4,000 SQFT WITH 10 SPACES MINIMUM REQUIREMENT AND ONE SPACE FOR EACH ADDITIONAL 300 SQFT |
| THEATERS | ONE PER 10 SEATS |
| CHURCHES, AUDITORIUMS, AND SIMILAR OPEN ASSEMBLIES | ONE PER 5 SEATS OR ONE PER 100 LINEAR INCHES OF PER OR ONE PER 65 SQFT OF GROSS FLOOR AREA USED FOR ASSEMBLY PURPOSES, WHICHEVER IS GREATER |

K.
UP TO TWENTY PERCENT OF THE PARKING SPACES REQUIRED IN THE TABLE OF MINIMUM STANDARDS MAY BE REPLACED BY ENLARGED LANDSCAPE AREAS, STORMWATER SWALES, OR SOCIAL AREAS. ENLARGED LANDSCAPE, STORMWATER, OR SOCIAL AREAS MUST BE EQUIVALENT OR GREATER IN TOTAL SQUARE FOOTAGE TO THE PARKING SPACES BEING REPLACED.

R. BICYCLE PARKING
1. BICYCLE PARKING STANDARDS AND DESIGN
A. IN ALL MULTI-FAMILY RESIDENTIAL, COMMERCIAL, INDUSTRIAL AND MIXED-USE DEVELOPMENT, THE AMOUNT OF PROVIDED BICYCLE PARKING SHALL BE NO LESS THAN TEN PERCENT OF THE REQUIRED AUTOMOBILE PARKING SPACES IN BUILDINGS WITH LESS THAN TWENTY PARKING SPACES. TWO BICYCLE PARKING SPACES SHALL BE REQUIRED. BUILDINGS WITH EXISTING BICYCLE PARKING IN THE ADJACENT RIGHT-OF-WAY MAY WAIVE THE REQUIRED BICYCLE PARKING SPACES IF THE NUMBER OF BICYCLE PARKING SPACES PROVIDED WITHIN THE ADJACENT RIGHT-OF-WAY IS EQUAL TO OR GREATER THAN THE NUMBER OF SPACES REQUIRED BY THIS REGULATION. WHERE THERE ARE FIVE OR MORE BICYCLE SPACES REQUIRED, TWENTY PERCENT OF THOSE SPACES SHALL BE FOR BICYCLES WITH TRAILERS.

REQUIRED PARKING

| | | |
|-----------|---------------------|-----------------------|
| PAVILION: | 4,882 @ 65 GROSS = | 48.84 SPACES |
| CAFE: | 49 @ 100 GROSS = | 4.51 SPACES (1.0 MIN) |
| BUSINESS: | 8,940 @ 800 GROSS = | 11.24 SPACES |
| BANQUET: | 1,831 @ 65 GROSS = | 28.17 SPACES |
| THEATER: | 185 @ 1/10 SEATS = | 18.5 SPACES |

THE PAVILION AND THEATER WILL NOT BE OPERATED AT THE SAME TIME. THE THEATER, AS BEING THE LESSER OF THE TWO, WILL BE OMITTED FROM THE CALCULATION FOR MINIMUM REQUIRED PARKING.

| | | |
|-------------------------------------|-------------------------|--------------------|
| 48.84 x 10 = 11.24 + 28.17 = 124.52 | 99 SPACES | |
| 99 x 50% = 49.5 | 50 SPACES | (LMC 30.5.1J) |
| 50 x 20% = 10 | 10 SPACES MAX REDUCTION | (LMC 30.5.1K) |
| 50 - 10 = | 40 SPACES MINIMUM | |
| | 2 ACCESSIBLE SPACES | (IBC TABLE 1106.2) |
| 40x 10% = | 4 BICYCLE PARKING | (LMC 30.5.1R) |

PROVIDED PARKING

| | |
|--|--|
| 51 SPACES (3 ACCESSIBLE) | |
| 2,050 SQFT OF LANDSCAPING (12 SPACES @ 18'-6"x9'-0') | |
| 4 BICYCLE PARKING (3x6') | |
| 2 BICYCLE WITH TRAILER PARKING (3x10') | |

CONSULT WITH ARCHITECT CONCERNING STANDPIPE REQUIREMENTS

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

SHANE CENTER PAVILION

SHANE LALANI CENTER FOR THE ARTS

LIVINGSTON, MT 59047

LTS Architects

LTS Architecture
215 East Lewis, Room 102
Livingston, MT 59047
(406) 333-0533
lucas@LTSAIA.com

190

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 09/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |

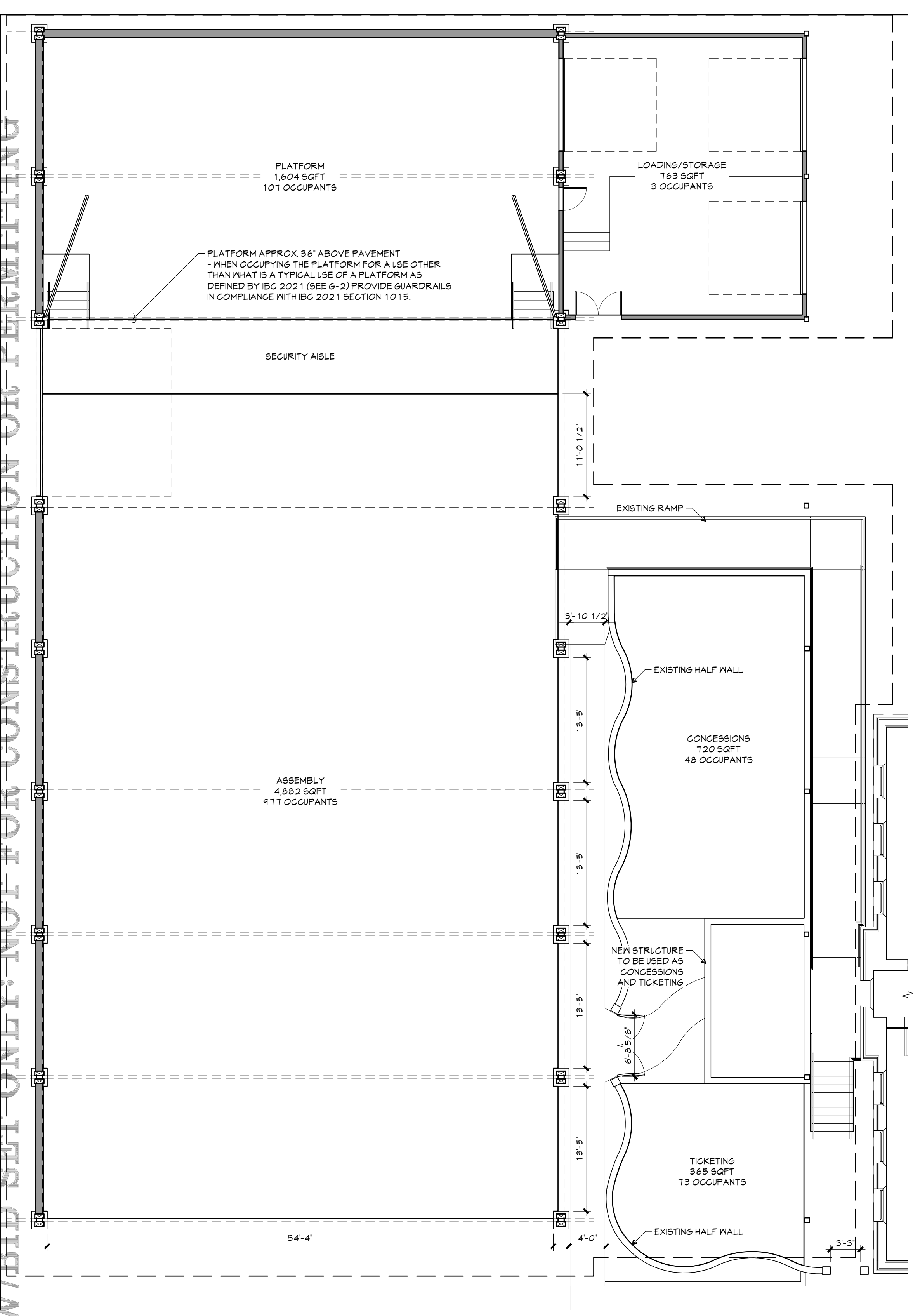
PRINT DATE: APRIL 14th 2023

CODE SHEET

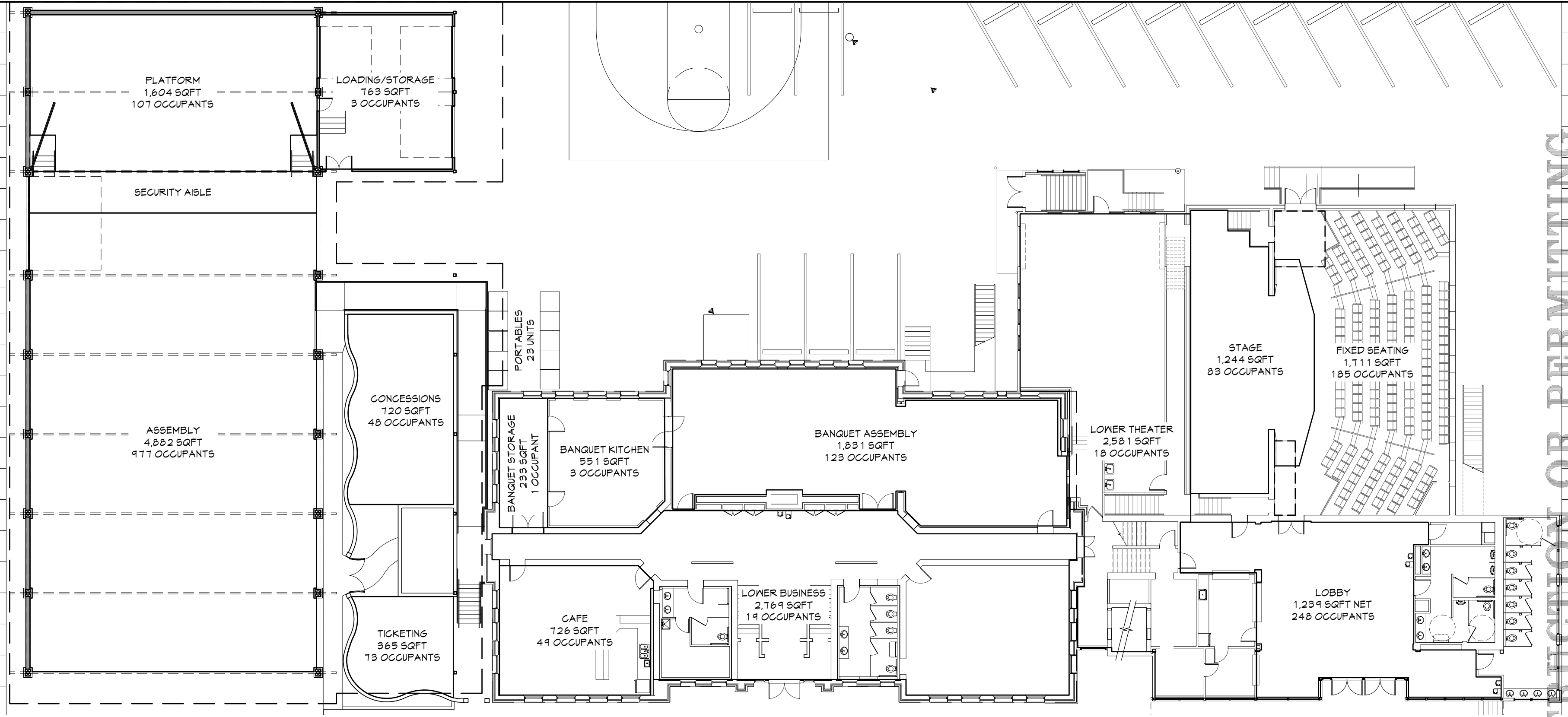
G-2

D:\projects\CURRENT PROJECTS\PAV - SHANE CENTER PAVILION\PAV - Gdwg - 4/13/2023 3:16:23 PM_LWIC TO PDF.plt3.CCIN

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

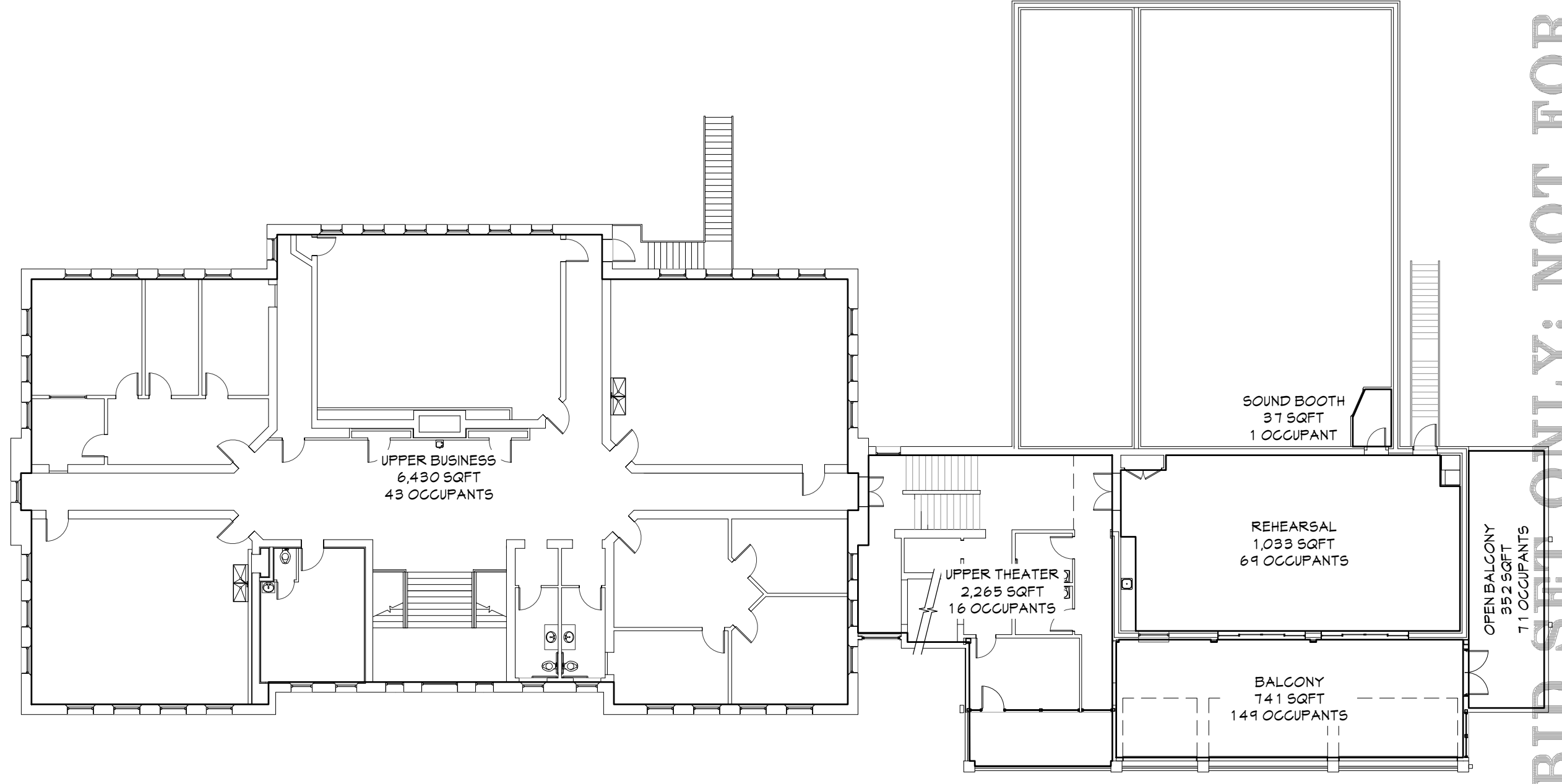


1 EGRESS AREAS
 SCALE: 1/8" = 1'-0"



2 LOWER PLUMBING CALCS.
 SCALE: 1/16" = 1'-0"

NOTE
 OCCUPANCY, PLUMBING, & EGRESS BASED ON IBC 2021



3 UPPER PLUMBING CALCS.
 SCALE: 1/16" = 1'-0"

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

LTS Architects SHANE CENTER PAVILION

SHANE LALANI CENTER FOR THE ARTS
 LIVINGSTON, MT 59047

LTS
 AIA

LTS Architecture
 215 East Lewis, Room 102
 Livingston, MT 59047
 (406) 333-0533
 lucas@LTSAIA.com

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 03/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |

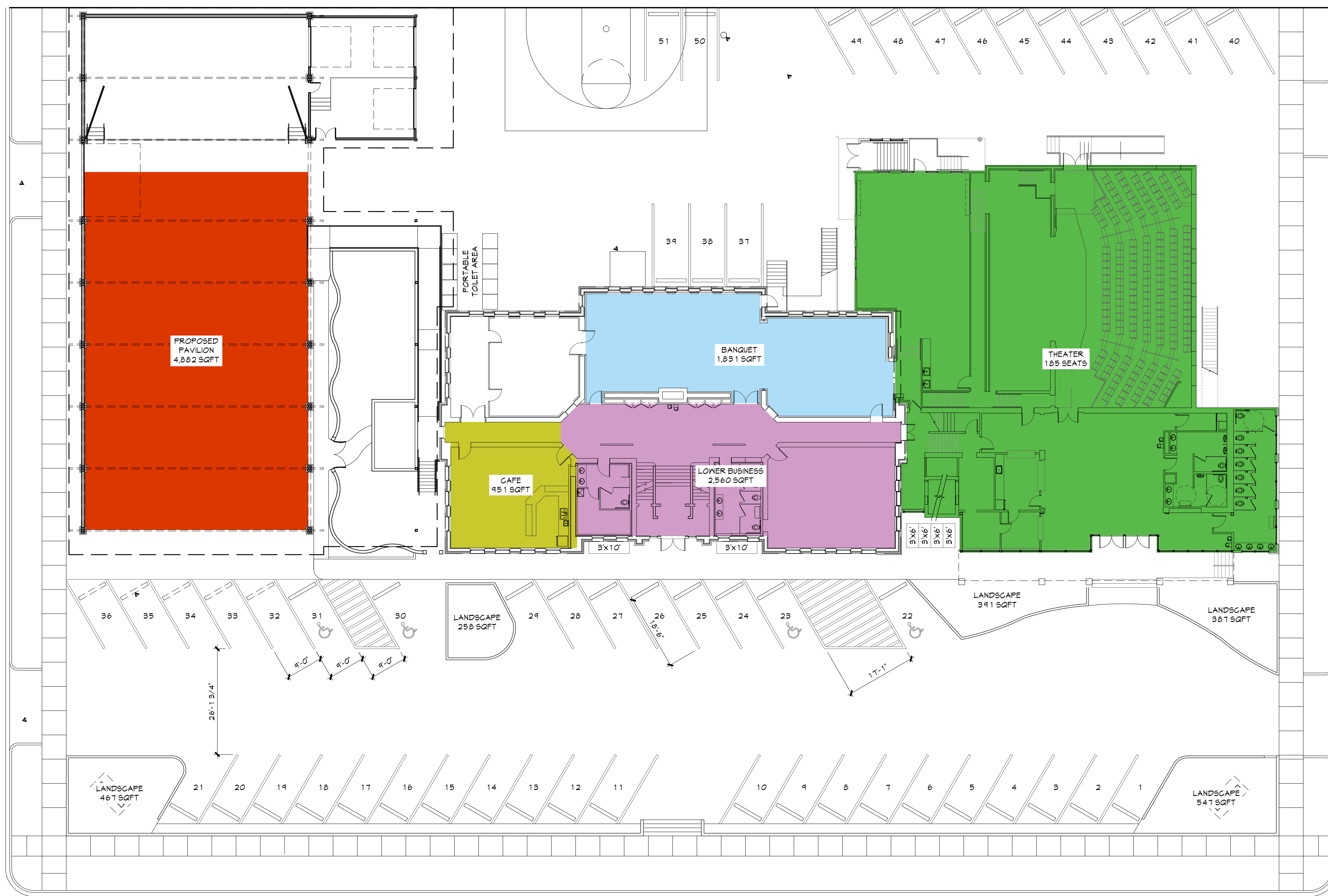
PRINT DATE: APRIL 14th 2023

EGRESS & PLUMBING
 FIXTURE COUNT

LUCAS
 T. SCHAD
 #7407
 STATE OF MONTANA
 LICENSED ARCHITECT

G-3

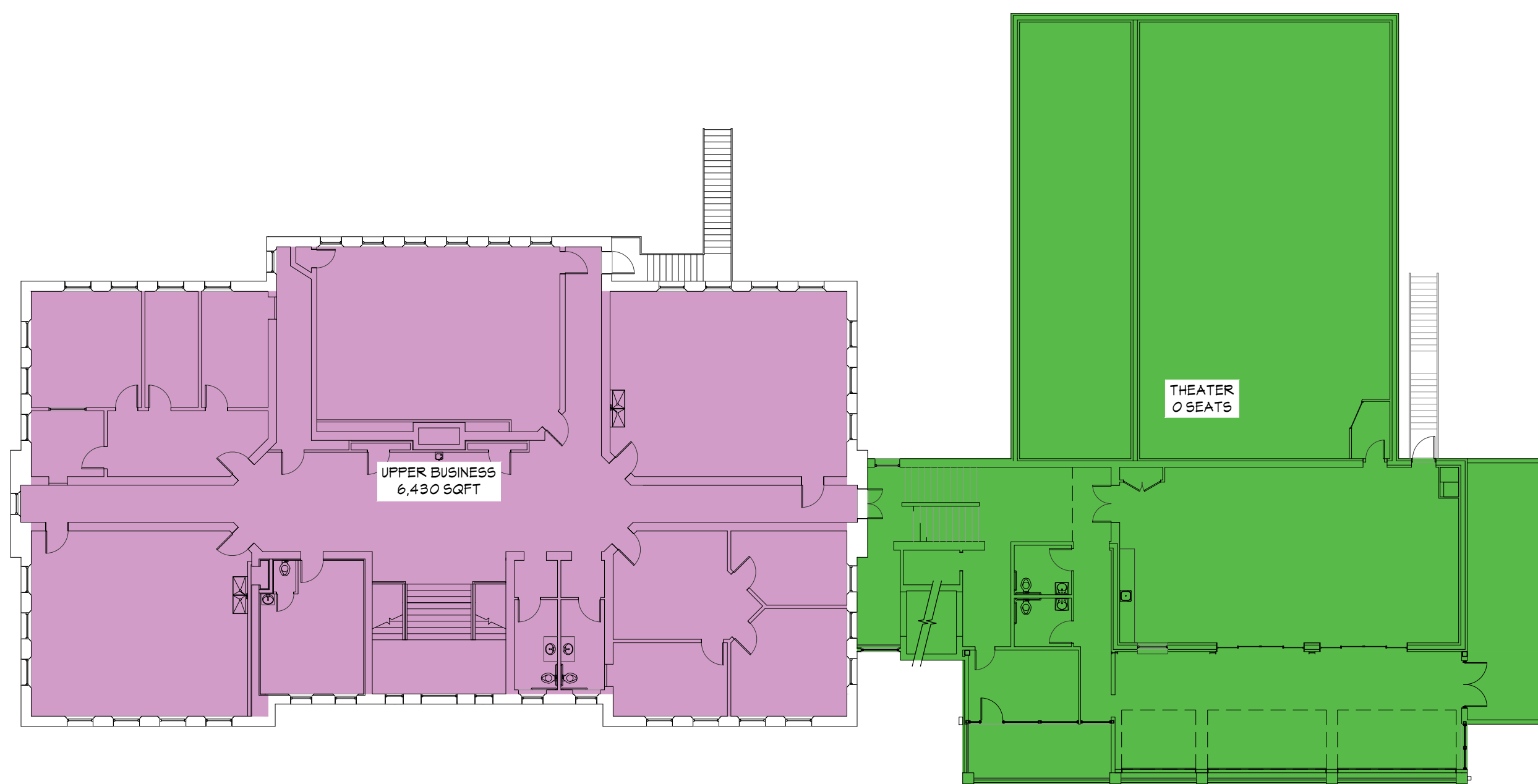
REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING



1 PROPOSED PARKING PLAN
SCALE: 1/16" = 1'-0"

PARKING CALCULATIONS

| COLOR | USE |
|--|----------|
| | PAVILION |
| | CAFE |
| | BUSINESS |
| | BANQUET |
| | THEATER |

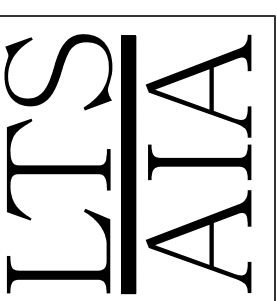


2 UPPER PARKING CALCS.
SCALE: 1/16" = 1'-0"

NOTE
PARKING BASED ON LIVINGSTON MUNICIPAL CODE 2023.

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

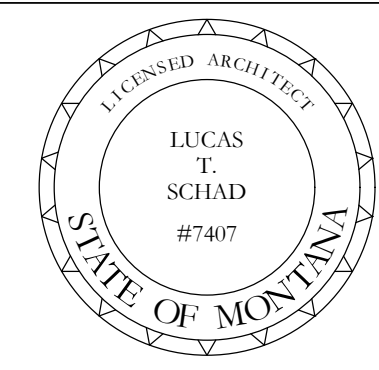
LTS Architects SHANE CENTER PAVILION



LTS Architecture
215 East Lewis, Room 102
Livingston, MT 59047
(406) 333-0533
lucas@LTSAIA.com

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 03/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |

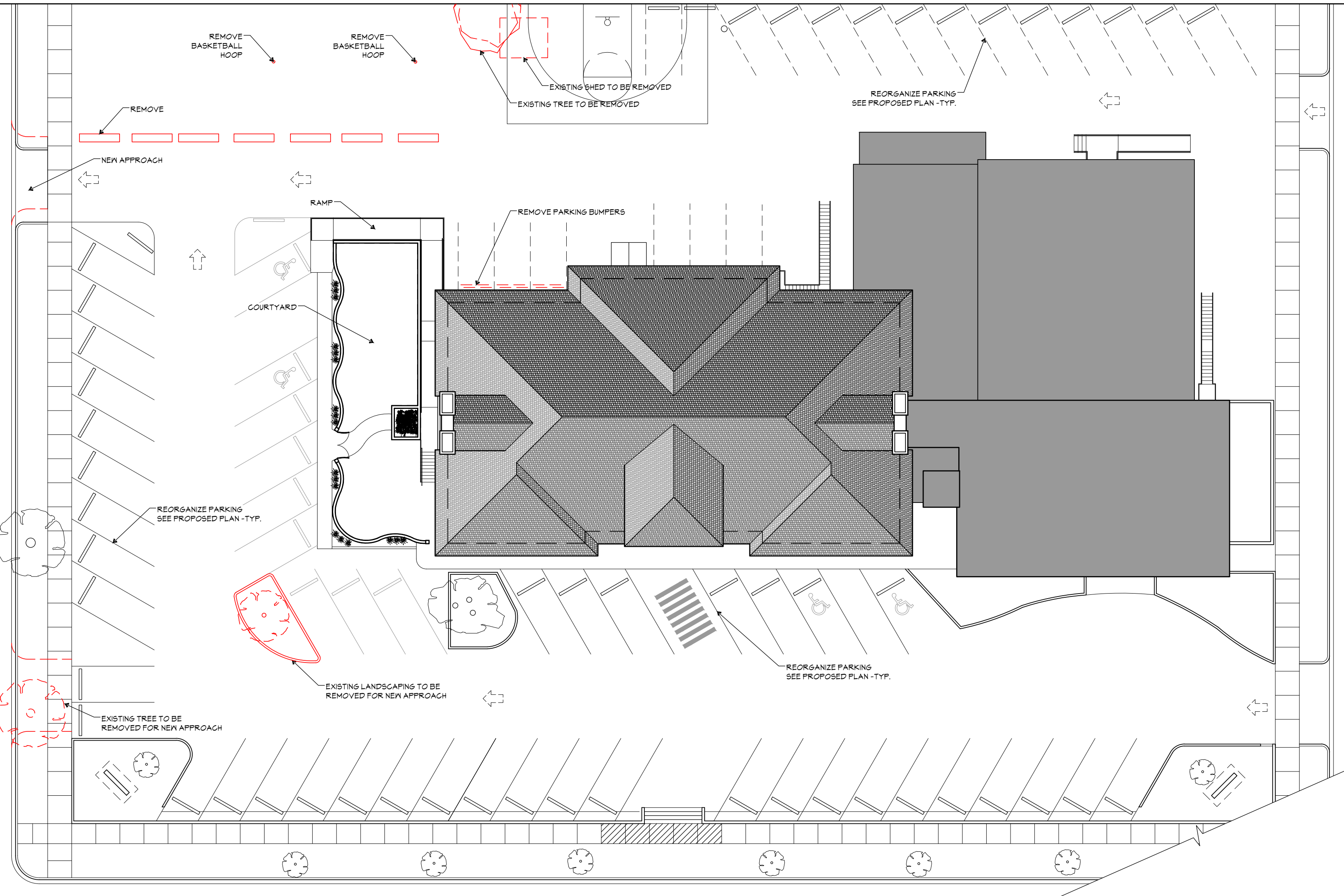
PRINT DATE: APRIL 14th 2023



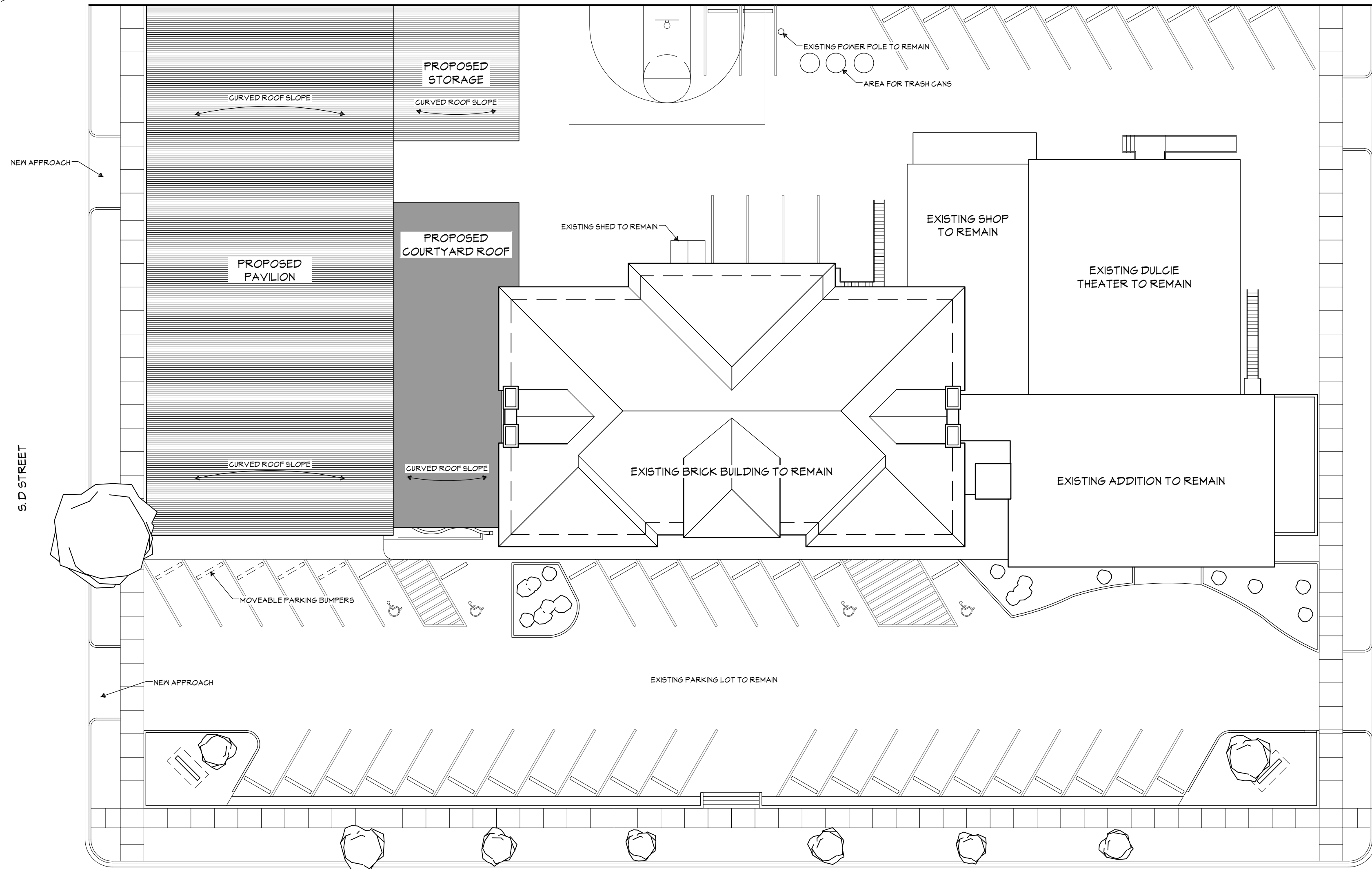
PARKING PLAN

G-4

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING



1
C-1
EXISTING SITE PLAN W/ DEMO NOTES
SCALE: 1" = 20'-0"



2
C-1
PROPOSED SITE PLAN
SCALE: 1" = 20'-0"

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

LTS Architects SHANE CENTER PAVILION

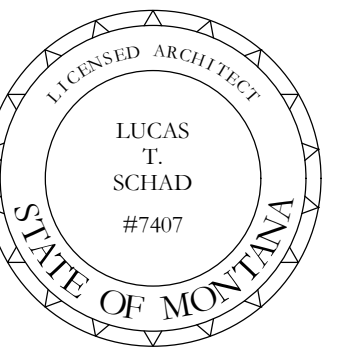
SHANE LALANI CENTER FOR THE ARTS
LIVINGSTON, MT 59047

LTS
AIA

LTS Architecture
215 East Lewis, Room 102
Livingston, MT 59047
(406) 333-0533
lucas@LTSAIA.com

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 03/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |

PRINT DATE: APRIL 14TH 2023



SITE PLAN

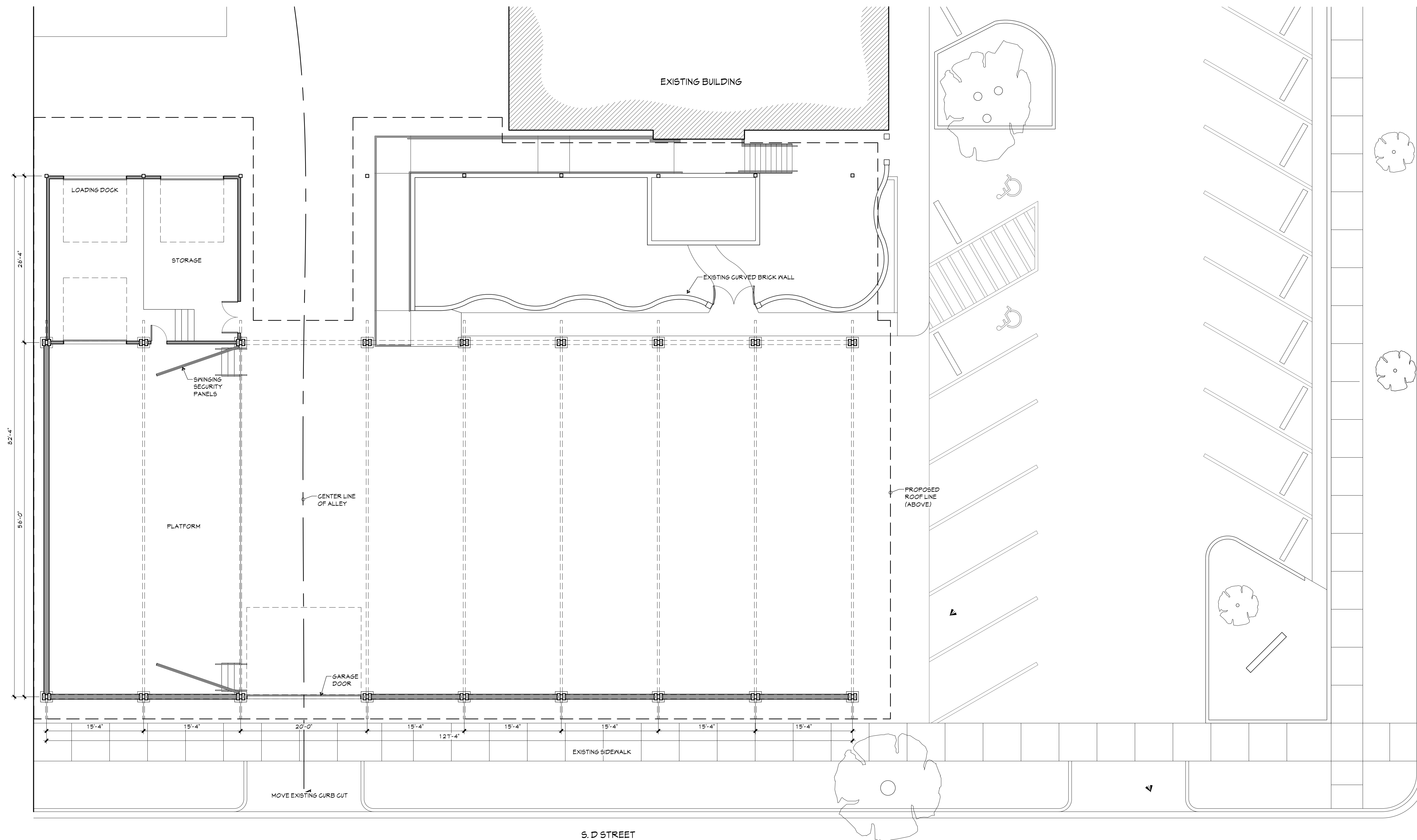
C-1

D:\projects\CURRENT PROJECTS\PAV - SHANE CENTER PAVILION\PAV - 01.dwg, 4/13/2023 5:17:00 PM, .DWG To PDF.pc3, COUIN

FILE: PAV - 01.DWG

© 2014-2023 LTS Architecture, PLLC. It is unlawful to use any or all of these documents without the expressed written consent of LTS Architecture, PLLC.

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

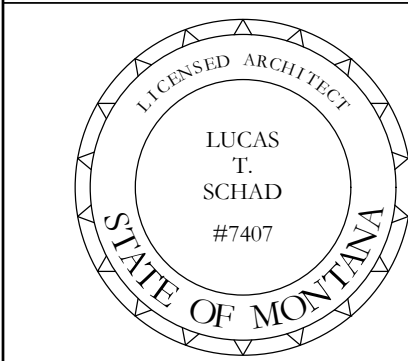


1 PAVILION PLAN
 A1.1 SCALE: 1/8" = 1'-0"



The Shane Center Pavilion - Special Exemption Permit Documentation

PAGE 14



PAVILION PLAN

A 1.1

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 03/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |

PRINT DATE: APRIL 14th 2023

LTS Architects
 LTS Architecture
 215 East Lewis, Room 102
 Livingston, MT 59047
 (406) 333-0533
 lucas@LTSAIA.com

LTS Architects SHANE CENTER PAVILION

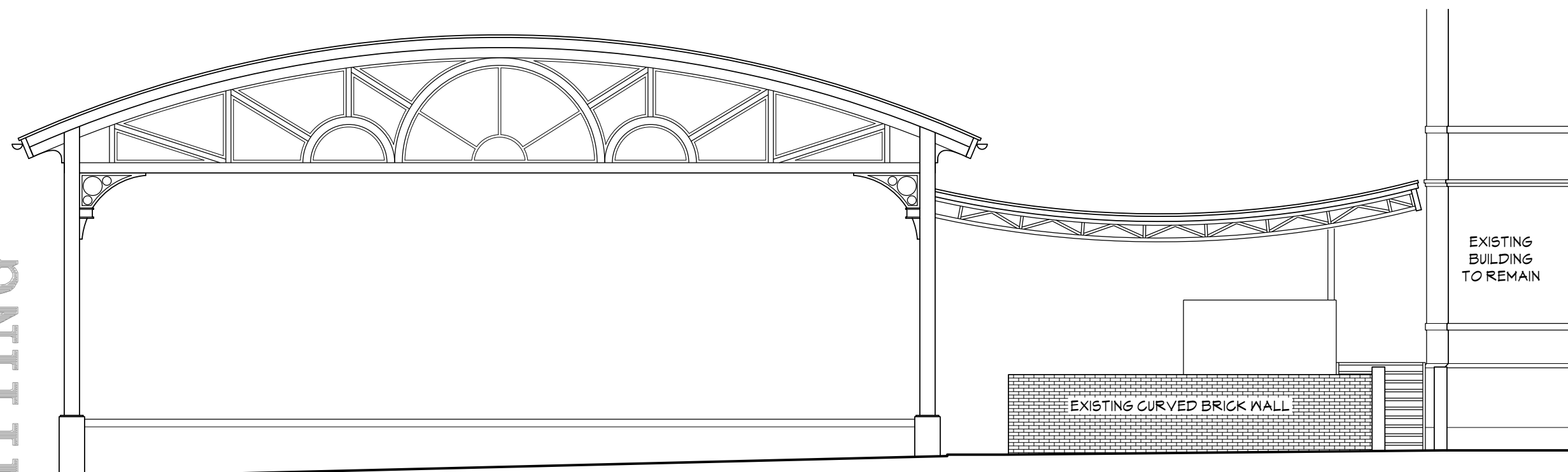
SHANE LALANI CENTER FOR THE ARTS
 LIVINGSTON, MT 59047

D:\projects\CURRENT PROJECTS\PAV - SHANE CENTER PAVILION\PAV - Edwg_4/13/2023 5:16:18 PM_DWG To PDF.plt_COUN

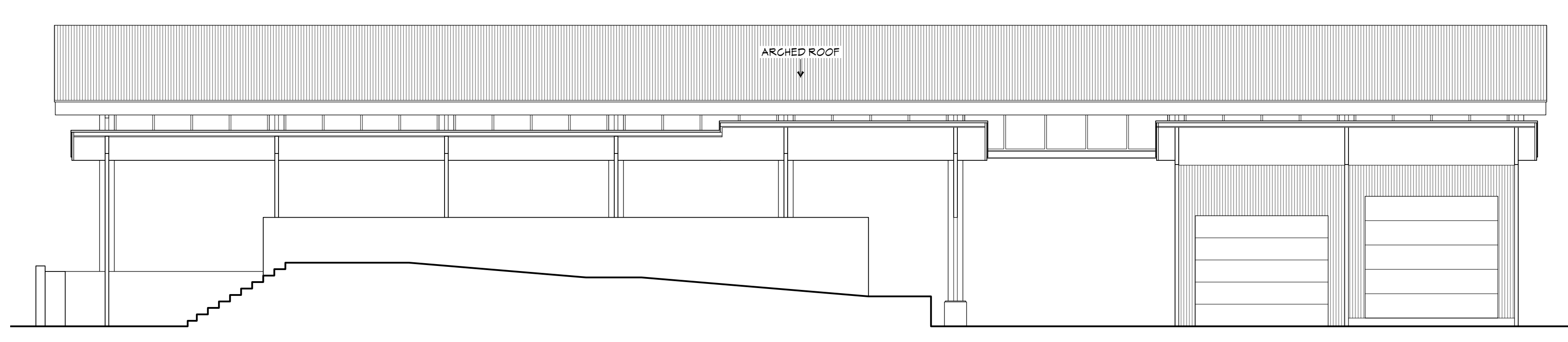
FILE: PAV - EDWG

© 2014-2023 LTS Architecture, PLLC. It is unlawful to use any or all of these documents without the expressed written consent of LTS Architecture, PLLC.

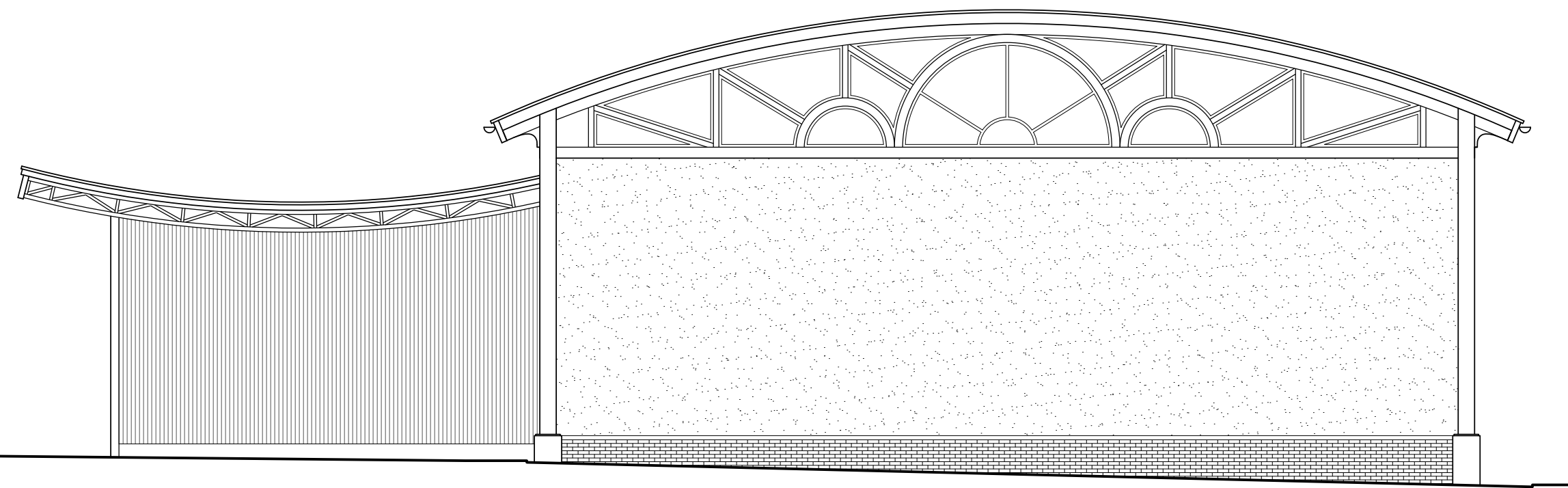
REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING



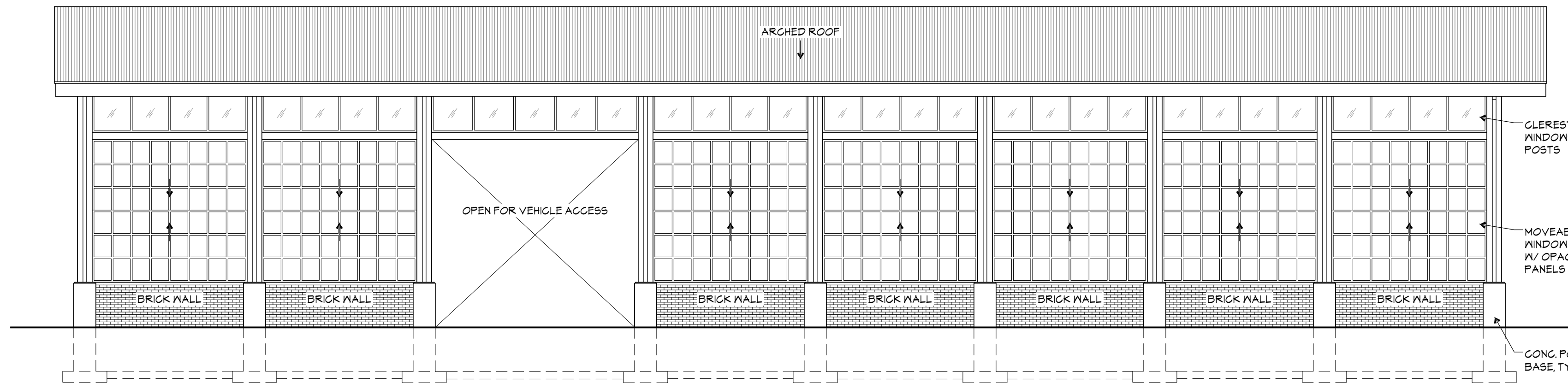
1 SOUTH ELEVATION
A2.1 SCALE: 1/8" = 1'-0"



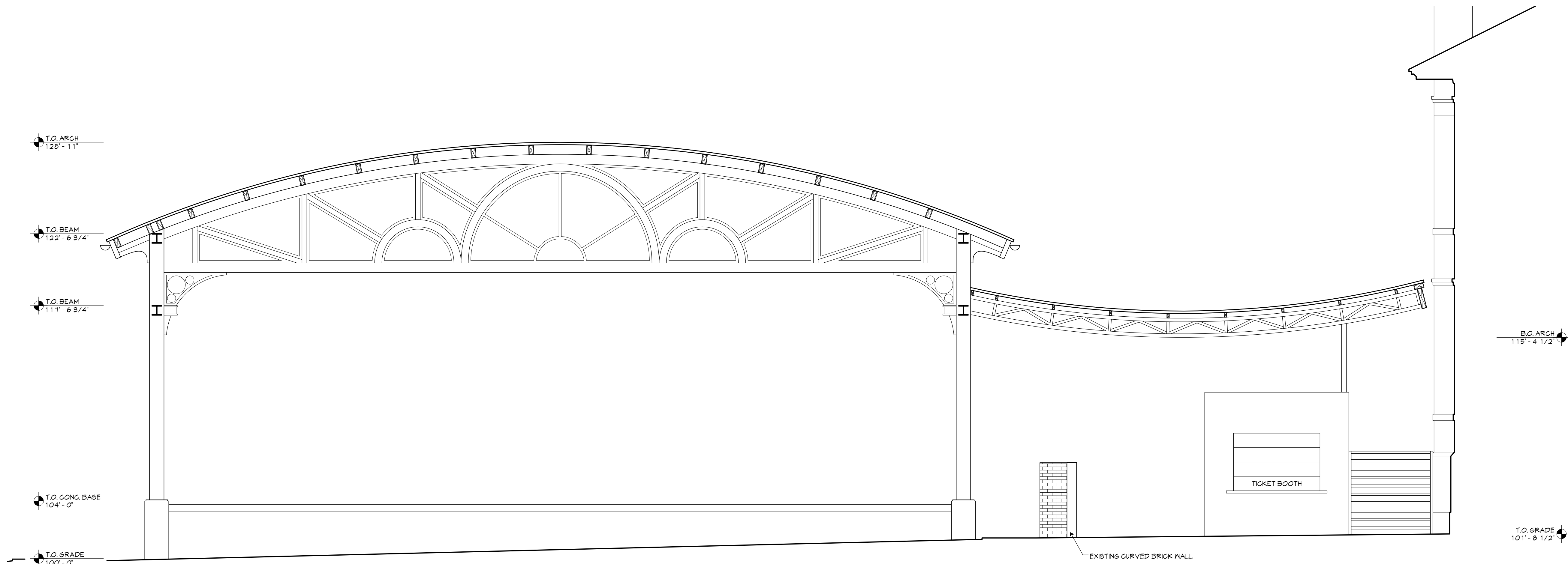
2 EAST ELEVATION
A2.1 SCALE: 1/8" = 1'-0"



3 NORTH ELEVATION
A2.1 SCALE: 1/8" = 1'-0"



4 WEST ELEVATION
A2.1 SCALE: 1/8" = 1'-0"

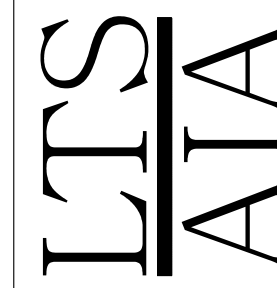


5 PAVILION SECTION
A2.1 SCALE: 1/4" = 1'-0"

The Shane Center Pavilion - Special Exemption Permit Documentation

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

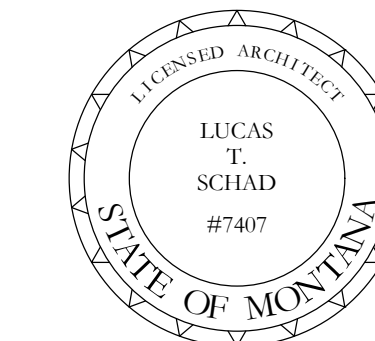
LTS Architects SHANE CENTER PAVILION



LTS Architecture
215 East Lewis, Room 102
Livingston, MT 59047
(406) 333-0533
lucas@LTSAIA.com

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 03/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |

PRINT DATE: APRIL 14th 2023



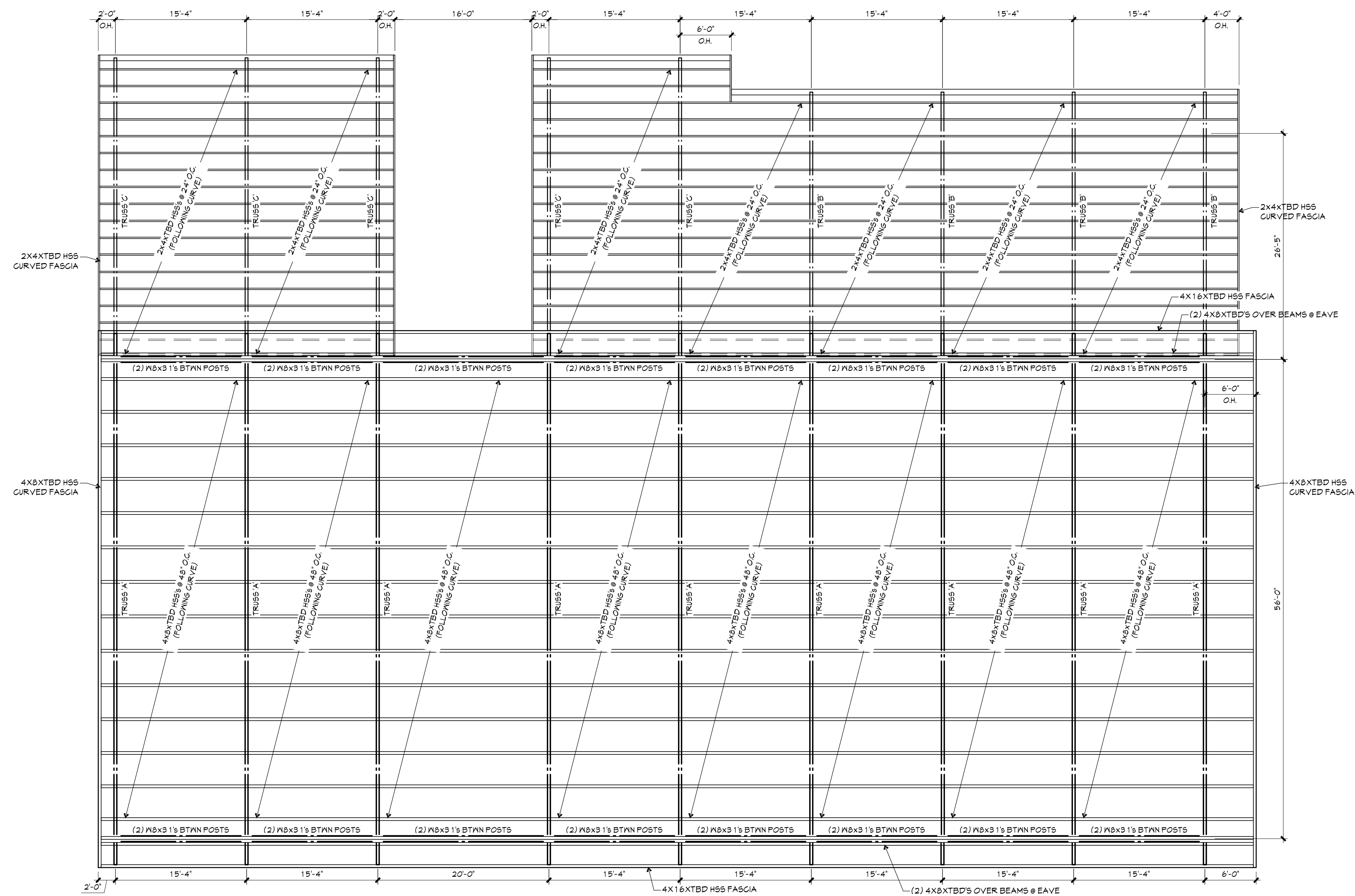
ELEVATIONS & SECTION

A2.1

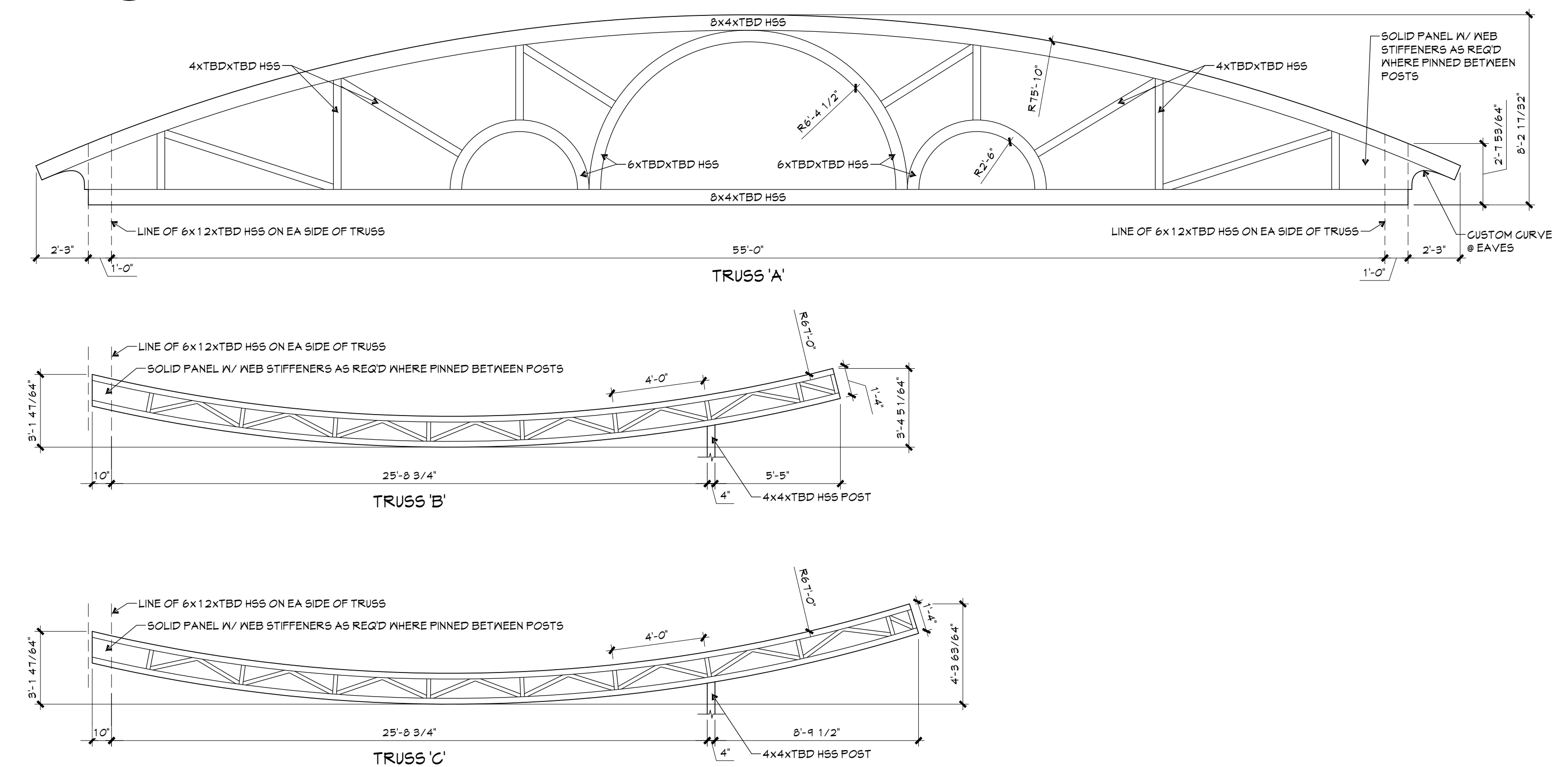
D:\Dropbox\CURRENT PROJECTS\PAV - SHANE CENTER PAVILION\PAV - REF.dwg, 4/13/2023 5:16:15 PM, .DWG To PDF.pcs, COUIN

© 2014-2023 LTS Architecture, PLLC. It is unlawful to use any or all of these documents without the expressed written consent of LTS Architecture, PLLC.

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING



1
52.1
ROOF FRAMING PLAN
SCALE: 1/8" = 1'-0"



2
52.1
TRUSS DIAGRAMS
SCALE: 1/8" = 1'-0"

The Shane Center Pavilion - Special Exemption Permit Documentation

REVIEW/BID SET ONLY: NOT FOR CONSTRUCTION OR PERMITTING

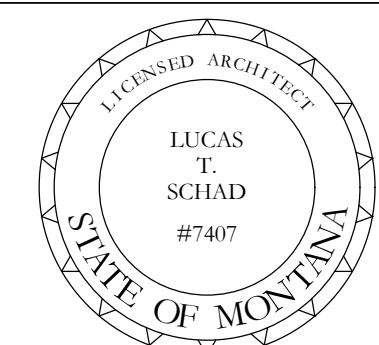
LTS Architects **SHANE CENTER PAVILION**

LTS
AIA

LTS Architecture
215 East Lewis, Room 102
Livingston, MT 59047
(406) 333-0533
lucas@LTSAIA.com

| RELEASE SET | DATE |
|-------------|----------|
| REVIEW SET | 03/04/23 |
| REVIEW SET | 04/06/23 |
| SEP SET | 04/14/23 |

PRINT DATE: APRIL 14th 2023



ROOF FRAMING PLAN

52.1

10. CODE REVIEW TEXT

International Building Code 2021

Occupancy Classification

The Pavilion, being an outdoor assembly in nature, is classified as an A-5 occupancy per 303.6.

303.6 Assembly Group A-5

Group A-5 occupancy includes assembly uses intended for participation in or viewing outdoor activities including, but not limited to:

- Amusement Park structures
- Bleachers
- Grandstands
- Stadiums

The attached Loading/Storage adjacent to the Platform will be classified as an A-5 occupancy per 311.1.1.

311.1.1 Accessory Storage Spaces

A room or space used for storage purposes that is accessory to another occupancy shall be classified as part of that occupancy.

The Pavilion only having A-5 occupancies is classified as a single-occupancy A-5 building.

Construction Classification

The Pavilion will be constructed as Type VB Construction in accordance with 602.3 and Table 601.

602.5 Type V

Type V construction is that type of construction in which the structural elements, exterior walls and interior walls are of any materials permitted by this code.

Table 601 does not require any building elements to have a Fire-Resistance Rating in Type VB Construction.

**TABLE 601
FIRE-RESISTANCE RATING REQUIREMENTS FOR BUILDING ELEMENTS (HOURS)**

| BUILDING ELEMENT | TYPE I | | TYPE II | | TYPE III | | TYPE IV | | | | TYPE V | |
|--|--------------------|----------------------|-------------------|----------------|-------------------|---|----------------|----------------|----------------|-----------------------|-------------------|---|
| | A | B | A | B | A | B | A | B | C | HT | A | B |
| Primary structural frame ^f (see Section 202) | 3 ^{a, b} | 2 ^{a, b, c} | 1 ^{b, c} | 0 ^c | 1 ^{b, c} | 0 | 3 ^a | 2 ^a | 2 ^a | HT | 1 ^{b, c} | 0 |
| Bearing walls | See Table 705.5 | | | | | | | | | | | |
| Exterior ^{e, f} | 3 | 2 | 1 | 0 | 2 | 2 | 3 | 2 | 2 | 2 | 1 | 0 |
| Interior | 3 ^a | 2 ^a | 1 | 0 | 1 | 0 | 3 | 2 | 2 | 1/HT ^g | 1 | 0 |
| Nonbearing walls and partitions Exterior | See Table 705.5 | | | | | | | | | | | |
| Nonbearing walls and partitions Interior ^d | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | See Section 2304.11.2 | 0 | 0 |
| Floor construction and associated secondary structural members (see Section 202) | 2 | 2 | 1 | 0 | 1 | 0 | 2 | 2 | 2 | HT | 1 | 0 |
| Roof construction and associated secondary structural members (see Section 202) | 1 1/2 ^b | 1 ^{b, c} | 1 ^{b, c} | 0 ^c | 1 ^{b, c} | 0 | 1 1/2 | 1 | 1 | HT | 1 ^{b, c} | 0 |

- a. Roof supports: Fire-resistance ratings of primary structural frame and bearing walls are permitted to be reduced by 1 hour where supporting a roof only.
- b. Except in Group F-1, H, M and S-1 occupancies, fire protection of structural members in roof construction shall not be required, including protection of primary structural frame members, roof framing and decking where every part of the roof construction is 20 feet or more above any floor immediately below. Fire-retardant-treated wood members shall be allowed to be used for such unprotected members.
- c. In all occupancies, heavy timber complying with Section 2304.11 shall be allowed for roof construction, including primary structural frame members, where a 1-hour or less *fire-resistance rating is required*.
- d. Not less than the fire-resistance rating required by other sections of this code.
- e. Not less than the fire-resistance rating based on fire separation distance (see Table 705.5).
- f. Not less than the fire-resistance rating as referenced in Section 704.10.
- g. Heavy timber bearing walls supporting more than two floors or more than a floor and a roof shall have a *fire resistance rating* of not less than 1 hour.

The Pavilion will not be equipped throughout with an automatic sprinkler system and will be constructed to preserve life safety accordingly.

Allowable Building Height and Area

A-5 Occupancies constructed using Type VB Construction and not equipped throughout with an automatic sprinkler system will have a maximum allowable building height above the grade plane of 40'-0" per Table 504.3. *The proposed structure is 28'-6" in height.*

TABLE 504.3
ALLOWABLE BUILDING HEIGHT IN FEET ABOVE GRADE PLANE^a

| OCCUPANCY CLASSIFICATION | TYPE OF CONSTRUCTION | | | | | | | | | | | | |
|--------------------------|-----------------------|--------|-----|---------|----|----------|----|---------|-----|----|----|--------|----|
| | See Footnotes | Type I | | Type II | | Type III | | Type IV | | | | Type V | |
| | | A | B | A | B | A | B | A | B | C | HT | A | B |
| A, B, E, F, M, S, U | NS ^b | UL | 160 | 65 | 55 | 65 | 55 | 65 | 65 | 65 | 65 | 50 | 40 |
| | S | UL | 180 | 85 | 75 | 85 | 75 | 270 | 180 | 85 | 85 | 70 | 60 |
| H-1, H-2, H-3, H-5 | NS ^{c, d} | UL | 160 | 65 | 55 | 65 | 55 | 120 | 90 | 65 | 65 | 50 | 40 |
| | S | | 180 | 85 | 75 | 85 | 75 | 140 | 100 | 85 | 85 | 70 | 60 |
| H-4 | NS ^{c, d} | UL | 160 | 65 | 55 | 65 | 55 | 65 | 65 | 65 | 65 | 50 | 40 |
| | S | UL | 180 | 85 | 75 | 85 | 75 | 140 | 100 | 85 | 85 | 70 | 60 |
| I-1 Condition 1, I-3 | NS ^{d, e} | UL | 160 | 65 | 55 | 65 | 55 | 65 | 65 | 65 | 65 | 50 | 40 |
| | S | UL | 180 | 85 | 75 | 85 | 75 | 180 | 120 | 85 | 85 | 70 | 60 |
| I-1 Condition 2, I-2 | NS ^{d, e, f} | UL | 160 | 65 | 55 | 65 | 55 | 65 | 65 | 65 | 65 | 50 | 40 |
| | S | UL | 180 | 85 | | | | | | | | | |
| I-4 | NS ^{d, g} | UL | 160 | 65 | 55 | 65 | 55 | 65 | 65 | 65 | 65 | 50 | 40 |
| | S | UL | 180 | 85 | 75 | 85 | 75 | 180 | 120 | 85 | 85 | 70 | 60 |
| R ^h | NS ^d | UL | 160 | 65 | 55 | 65 | 55 | 65 | 65 | 65 | 65 | 50 | 40 |
| | S13D | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 50 | 40 |
| | S13R | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 | 60 |
| | S | UL | 180 | 85 | 75 | 85 | 75 | 270 | 180 | 85 | 85 | 70 | 60 |

UL = Unlimited; NP = Not Permitted; NS = Buildings not equipped throughout with an automatic sprinkler system; S = Buildings equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1; S13R = Buildings equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.2; S13D = Buildings equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.3.

- a. See Chapters 4 and 5 for specific exceptions to the allowable height in this chapter.
- b. See Section 903.2 for the minimum thresholds for protection by an automatic sprinkler system for specific occupancies.

A-5 Occupancies constructed using Type VB Construction and not equipped throughout with an automatic sprinkler system are allowed an unlimited number of stories above the grade plane per Table 504.4. *The proposed building is at grade with no additional stories.*

TABLE 504.4
ALLOWABLE NUMBER OF STORIES ABOVE GRADE PLANE^{a, b}

| OCCUPANCY CLASSIFICATION | TYPE OF CONSTRUCTION | | | | | | | | | | | | |
|--------------------------|----------------------|--------|----|---------|----|----------|----|---------|----|----|----|--------|----|
| | See Footnotes | Type I | | Type II | | Type III | | Type IV | | | | Type V | |
| | | A | B | A | B | A | B | A | B | C | HT | A | B |
| A-1 | NS | UL | 5 | 3 | 2 | 3 | 2 | 3 | 3 | 3 | 3 | 2 | 1 |
| | S | UL | 6 | 4 | 3 | 4 | 3 | 9 | 6 | 4 | 4 | 3 | 2 |
| A-2 | NS | UL | 11 | 3 | 2 | 3 | 2 | 3 | 3 | 3 | 3 | 2 | 1 |
| | S | UL | 12 | 4 | 3 | 4 | 3 | 18 | 12 | 6 | 4 | 3 | 2 |
| A-3 | NS | UL | 11 | 3 | 2 | 3 | 2 | 3 | 3 | 3 | 3 | 2 | 1 |
| | S | UL | 12 | 4 | 3 | 4 | 3 | 18 | 12 | 6 | 4 | 3 | 2 |
| A-4 | NS | UL | 11 | 3 | 2 | 3 | 2 | 3 | 3 | 3 | 3 | 2 | 1 |
| | S | UL | 12 | 4 | 3 | 4 | 3 | 18 | 12 | 6 | 4 | 3 | 2 |
| A-5 | NS | UL | UL | UL | UL | UL | UL | 1 | 1 | 1 | UL | UL | UL |
| | S | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL |
| B | NS | UL | 11 | 5 | 3 | 5 | 3 | 5 | 5 | 5 | 5 | 3 | 2 |
| | S | UL | 12 | 6 | 4 | 6 | 4 | 18 | 12 | 9 | 6 | 4 | 3 |

A-5 Occupancies constructed using Type VB Construction and not equipped throughout with an automatic sprinkler system are allowed an unlimited building area per Table 506.2.

The proposed building is 8,315 square feet.

TABLE 506.2
ALLOWABLE AREA FACTOR ($A_T = NS, S1, S13R, S13D$ or SM , as applicable) IN SQUARE FEET^{a, b}

| OCCUPANCY CLASSIFICATION | SEE FOOTNOTES | TYPE OF CONSTRUCTION | | | | | | | | | | | |
|--------------------------|---------------|----------------------|----|---------|--------|----------|--------|---------|---------|---------|---------|--------|--------|
| | | Type I | | Type II | | Type III | | Type IV | | | | Type V | |
| | | A | B | A | B | A | B | A | B | C | HT | A | B |
| A-1 | NS | UL | UL | 15,500 | 8,500 | 14,000 | 8,500 | 45,000 | 30,000 | 18,750 | 15,000 | 11,500 | 5,500 |
| | S1 | UL | UL | 62,000 | 34,000 | 56,000 | 34,000 | 180,000 | 120,000 | 75,000 | 60,000 | 46,000 | 22,000 |
| | SM | UL | UL | 46,500 | 25,500 | 42,000 | 25,500 | 135,000 | 90,000 | 56,250 | 45,000 | 34,500 | 16,500 |
| A-2 | NS | UL | UL | 15,500 | 9,500 | 14,000 | 9,500 | 45,000 | 30,000 | 18,750 | 15,000 | 11,500 | 6,000 |
| | S1 | UL | UL | 62,000 | 38,000 | 56,000 | 38,000 | 180,000 | 120,000 | 75,000 | 60,000 | 46,000 | 24,000 |
| | SM | UL | UL | 46,500 | 28,500 | 42,000 | 28,500 | 135,000 | 90,000 | 56,250 | 45,000 | 34,500 | 18,000 |
| A-3 | NS | UL | UL | 15,500 | 9,500 | 14,000 | 9,500 | 45,000 | 30,000 | 18,750 | 15,000 | 11,500 | 6,000 |
| | S1 | UL | UL | 62,000 | 38,000 | 56,000 | 38,000 | 180,000 | 120,000 | 75,000 | 60,000 | 46,000 | 24,000 |
| | SM | UL | UL | 46,500 | 28,500 | 42,000 | 28,500 | 135,000 | 90,000 | 56,250 | 45,000 | 34,500 | 18,000 |
| A-4 | NS | UL | UL | 15,500 | 9,500 | 14,000 | 9,500 | 45,000 | 30,000 | 18,750 | 15,000 | 11,500 | 6,000 |
| | S1 | UL | UL | 62,000 | 38,000 | 56,000 | 38,000 | 180,000 | 120,000 | 75,000 | 60,000 | 46,000 | 24,000 |
| | SM | UL | UL | 46,500 | 28,500 | 42,000 | 28,500 | 135,000 | 90,000 | 56,250 | 45,000 | 34,500 | 18,000 |
| A-5 | NS | | | | | | | | | | | | |
| | S1 | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL | UL |
| | SM | | | | | | | | | | | | |
| B | NS | UL | UL | 37,500 | 23,000 | 28,500 | 19,000 | 108,000 | 72,000 | 45,000 | 36,000 | 18,000 | 9,000 |
| | S1 | UL | UL | 150,000 | 92,000 | 114,000 | 76,000 | 432,000 | 288,000 | 180,000 | 144,000 | 72,000 | 36,000 |
| | SM | UL | UL | 112,500 | 69,000 | 85,500 | 57,000 | 324,000 | 216,000 | 135,000 | 108,000 | 54,000 | 27,000 |

The Pavilion is 28'-6" in height, 1 story, and has an area of 8,315 square feet; all these values are allowed by Table 504.3, Table 504.4, and Table 506.2 respectively.

Fire Protection and Life Safety Systems

Section 903.2 provides the minimum thresholds for protection by an automatic sprinkler system for specific occupancies.

Since the enclosed Loading/Storage area is only 763 square feet, there are no automatic sprinkler system requirements for the Pavilion per 903.2.1.5.

903.2.1.5 Group A-5

An automatic sprinkler system shall be provided for all enclosed Group A-5 accessory use areas in excess of 1,000 square feet.

In summary, the storage being less than 1,000 sf does not require a sprinkler system.

Section 903.2.11 lists requirements for specific areas and hazards. Section 410 must be reviewed per Table 903.2.11.6.

410.6 Automatic Sprinkler System

| [F] TABLE 903.2.11.6 | |
|--|--|
| ADDITIONAL REQUIRED PROTECTION SYSTEMS | |
| SECTION | SUBJECT |
| 402.5, 402.6.2 | Covered and open mall buildings |
| 403.3 | High-rise buildings |
| 404.3 | Atriums |
| 405.3 | Underground structures |
| 407.7 | Group i-2 |
| 410.6 | Stages |
| 411.3 | Special amusement buildings |
| 412.2.4 | Airport traffic control towers |
| 412.3.6, 412.3.6.1, 412.5.6 | Aircraft hangars |
| 415.11.11 | Group H-5 HPM exhaust ducts |
| 416.5 | Flammable finishes |
| 417.4 | Drying rooms |
| 424.3 | Play structures |
| 428 | Buildings containing laboratory suites |
| 507 | Unlimited area buildings |
| 508.5.7 | Live/work units |
| 509.4 | Incidental uses |
| 1030.6.2.3 | Smoke-protected assembly seating |
| IFC | Sprinkler system requirements as set forth in Section 903.2.11.6 of the <i>International Fire Code</i> |

Stages shall be equipped with an automatic sprinkler system in accordance with Section 903.3.1.1. Sprinklers shall be installed under the roof and gridiron and under all catwalks and galleries over the stage. Sprinklers shall be installed in dressing rooms, performer lounges, shops and storerooms accessory to such stages.

Section 410.6 is not applicable to the Pavilion since it requires stages to be equipped with an automatic sprinkler system. The Pavilion has a horizontal sliding curtain and no overhead hanging curtains, drops, scenery or stage effects other than lighting and sound; thus is a platform as defined by Chapter 2.

Stage

A space within a building utilized for entertainment or presentations, which includes overhead hanging curtains, drops, scenery or stage effects other than lighting and sound.

Platform

A raised area within a building used for worship, the presentation of music, plays or other entertainment; the head table for special guests; the raised area for lecturers and speakers; boxing and wrestling rings; theater-in-the-round stages; and similar purposes wherein, other than horizontal sliding curtains, there are no overhead hanging curtains, drops, scenery or stage effects other than lighting and sound. A temporary platform is one installed for not more than 30 days.

The platform will be constructed with materials approved for Type V construction. The platform is constructed of a concrete slab with no space underneath the platform. The platform is not required to have a Fire-Resistance Rating per 410.3.

410.3 Platform Construction

Permanent platforms shall be constructed of materials as required for the type of construction of the building in which the permanent platform is located. Permanent platforms are permitted to be constructed of fire-retardant-treated wood for Types I, II and IV construction where the platforms are not more than 30 inches above the main floor, and not more than one-third of the room floor area and not more than 3,000 square feet in area. Where the space beneath the permanent platform is used for storage or any purpose other than equipment, wiring or plumbing, the floor assembly shall be not less than 1-hour fire-resistance-rated construction. Where the space beneath the permanent platform is used only for equipment, wiring or plumbing, the underside of the permanent platform need not be protected.

Standpipes are determined per 410.7.

410.7 Standpipes

Standpipe systems shall be provided in accordance with Section 905.

We are requesting a design occupancy of a total of 999 persons.

905.3.2 Group A

Class I automatic wet standpipes shall be provided in nonsprinklered Group A buildings having an occupant load exceeding 1,000 persons.

Exceptions:

1. Open-air-seating spaces without enclosed spaces.
2. Class I automatic dry and semiautomatic dry standpipes or manual wet standpipes are allowed in buildings that are not high-rise buildings.

Since we are requesting a design occupancy of 999 occupants, which is less than 1,000 occupants, we do not need a wet standpipe.

Portable fire extinguishers will be provided in accordance with section 906.

906.2 General Requirements

Portable fire extinguishers shall be selected and installed in accordance with this section and NFPA 10.

Exception:

1. The distance of travel to reach an extinguisher shall not apply to the spectator seating portions of Group A-5 occupancies.

Fire Alarm and Detection Systems will be provided in accordance with section 907. We are requesting a design occupancy of a total of 999 persons.

907.2.1. Group A

A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies where the occupant load due to the assembly occupancy is 300 or more, or where the Group A occupant load is more than 100 persons above or below the lowest level of exit discharge. Group A occupancies not separated from one another in accordance with Section 707.3.10 shall be considered as a single occupancy for the purposes of applying this section. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

907.2.1.1 System Initiation in Group A Occupancies with an Occupant Load of 1,000 or More

Activation of the fire alarm in Group A occupancies with an occupant load of 1,000 or more shall initiate a signal using an emergency voice/alarm communications system in accordance with Section 907.5.2.2.

Exception:

Where approved, the prerecorded announcement is allowed to be manually deactivated for a period of time, not to exceed 3 minutes, for the sole purpose of allowing a live voice announcement from an approved, constantly attended location.

Since we are requesting a design occupancy of 999, we do not need to provide a fire alarm system.

Means of Egress

The occupant load of each area is calculated using Table 1004.5.

TABLE 1004.5

MAXIMUM FLOOR AREA ALLOWANCES PER OCCUPANT

| FUNCTION OF SPACE | OCCUPANT LOAD FACTOR ^a |
|--|-----------------------------------|
| Accessory storage areas, mechanical equipment room | 300 gross |
| Assembly | |
| Gaming floors (keno, slots, etc.) | 11 gross |
| Exhibit gallery and museum | 30 net |
| Assembly with fixed seats | See Section 1004.6 |
| Assembly without fixed seats | |
| Concentrated (chairs only—not fixed) | 7 net |
| Standing space | 5 net |
| Unconcentrated (tables and chairs) | 15 net |
| Bowling centers, allow 5 persons for each lane including 15 feet of runway, and for additional areas | 7 net |
| Business areas | 150 gross |
| Concentrated business use areas | See Section 1004.8 |
| Kitchens, commercial | 200 gross |
| Stages and platforms | 15 net |
| Warehouses | 500 gross |

See drawing 1/G-3 for defined egress areas. The Assembly area will use “Standing Space” as the most concentrated occupancy of the area.

Assembly: 4,822sqft @ 5 net = 977 occupants

The Platform will use “Stages and Platforms”.

Platform: 1,604sqft @ 15 net = 107 occupants

The Loading/Storage area will use “Accessory Storage”.

Storage: 763sqft @ 300 gross = 3 occupants

The Concession area will use “Unconcentrated (Tables and Chairs)”.

Concessions: 699sqft @ 15 net = 47 occupants

The Ticketing area will use “Standing Space”.

Ticketing: 367sqft @ 5 net = 74 occupants

The number of exits required from each area will be provided in accordance with Table 1006.3.3.

TABLE 1006.3.3

MINIMUM NUMBER OF EXITS OR ACCESS TO EXITS PER STORY

| OCCUPANT LOAD PER STORY | MINIMUM NUMBER OF EXITS OR ACCESS TO EXITS FROM STORY |
|-------------------------|---|
| 1-500 | 2 |
| 501-1,000 | 3 |
| More than 1,000 | 4 |

Assembly: 977 occupants = 3 exits
 Platform: 107 occupants = 2 exits
 Storage: 3 occupants = 1 exit
 Concessions: 47 occupants = 1 exit
 Ticketing: 74 occupants = 2 exits

1005.3.2 Other Egress Components

The capacity, in inches, of means of egress components other than stairways shall be calculated by multiplying the occupant load served by such component by a means of egress capacity factor of 0.2 inch per occupant.

| | | | | | |
|---------------------|----------------------|--------------|----------|---------------|-------------------------|
| Assembly: | 977 occupants | x 0.2 | = | 195.4” | Provided: 1,513” |
| Platform: | 107 occupants | x 0.2 | = | 21.4” | Provided: 96” |
| Storage: | 3 occupants | x 0.2 | = | 0.6” | Provided: 60” |
| Concessions: | 47 occupants | x 0.2 | = | 9.4” | Provided: 72” |
| Ticketing: | 74 occupants | x 0.2 | = | 14.8” | Provided: 110” |

Plumbing

The occupant load of each area is calculated using Table 1004.5. See drawings 2/G-3 and 3/G-3 for defined plumbing areas. The plumbing calculations are divided by uses of the site, the Pavilion, Everyday Business, the Theater, and the Banquet Hall. The minimum number of required plumbing fixtures will be calculated by the sum of the greatest number of required fixtures between uses that will be occupied simultaneously.

The Pavilion

The Assembly area will use “Standing Space” as the most concentrated occupancy of the area.

Assembly: 4,822sqft @ 5 net = 977 occupants

The Platform will use “Stages and Platforms”.

Platform: 1,604sqft @ 15 net = 107 occupants

The Loading/Storage area will use “Accessory Storage”.

Storage: 763sqft @ 300 gross = 3 occupants

The Concession area will use “Unconcentrated (Tables and Chairs)”.

Concessions: 699sqft @ 15 net = 47 occupants

The Ticketing area will use “Standing Space”.

Ticketing: 367sqft @ 5 net = 74 occupants

Total Pavilion Occupants: 1,208 Design Occupancy: 999

Everyday Business

The Cafe area will use “Unconcentrated (Tables and Chairs)”.

Café: 726sqft @ 15 net = 49 occupants

The Lower Business area will use “Business Areas”.

Lower Business: 2,769sqft @ 150 gross = 19 occupants

The Upper Business area will use “Business Areas”.

Upper Business: 6,430sqft @ 150 gross = 43 occupants

Total Everyday Business Occupants: 111

The Theater

The Lower Theater area will use "Business Areas".

Lower Theater: 2,581sqft @ 150 gross = 18 occupants

The Stage area will use "Stages and Platforms".

Stage: 1,244sqft @ 15 net = 83 occupants

The Fixed seating will use 1004.6.

Fixed Seating: 185 seats = 185 occupants

The Lobby area will use "Standing Space".

Lobby: 1,239sqft @ 5 net = 248 occupants

The Upper Theater area will use "Business Areas".

Upper Theater: 2,265sqft @ 150 gross = 16 occupants

The Sound Booth area will use "Business Areas".

Sound Booth: 37sqft @ 150 gross = 1 occupant

The Rehearsal area will use "Stages and Platforms".

Rehearsal: 1,033sqft @ 15 net = 69 occupants

The Balcony area will use "Standing Space".

Balcony: 741sqft @ 5 net = 149 occupants

The Open Balcony area will use "Standing Space".

Open Balcony: 352sqft @ 5 net = 71 occupants

Total Theater Occupants: 840

The Banquet Hall

The Banquet Storage area will use "Accessory Storage".

Banquet Storage: 233sqft @ 300 gross = 1 occupant

The Banquet Kitchen area will use "Kitchens, Commercial".

Banquet Kitchen: 551sqft @ 200 gross = 3 occupants

The Banquet Assembly area will use "Unconcentrated (Tables and Chairs)".

Banquet Assembly: 1,831sqft @ 15 net = 123 occupants

Total Banquet Hall Occupants: 127

The minimum number of required of plumbing fixtures are determined by the Minimum Number of Required Plumbing Fixtures Table in the Administrative Rules for Montana 24.301.351.

| Minimum Number of Required Plumbing Fixtures ^{b, l, j, l, m, n, o, p, q, r} | | | | | | | | |
|--|---|--|---|---|-----------|----------------------------|---------------------------------|---|
| Classification | Description | Water Closets (Urinals - see footnotes f, g & o) | | Lavatories | | Bathtubs/Showers | Drinking Fountains ^s | Other |
| | | Male | Female | Male | Female | | | |
| Assembly | Theaters and other buildings for the performing arts and motion pictures ^l | 1 per 125 | 1 per 65 | 1 per 200 | | - | 1 per 500 | 1 service sink |
| | Nightclubs, bars, taverns, dance halls and buildings for similar purposes ^{d, g, h, j} | 1 per 40 | 1 per 40 | 1 per 75 | | - | 1 per 500 | 1 service sink |
| | Restaurants, banquet halls and food courts ^{d, g, h, j} | 1 per 75 | 1 per 75 | 1 per 200 | | - | 1 per 500 | 1 service sink |
| | Casino gaming areas | 1 per 100 for the first 400 and 1 per 250 for the remainder exceeding 400 | 1 per 50 for the first 400 and 1 per 150 for the remainder exceeding 400 | 1 per 250 for the first 750 and 1 per 500 for the remainder exceeding 750 | | - | 1 per 1000 | 1 service sink |
| | Auditoriums without permanent seating, art galleries, exhibition halls, museums, lecture halls, libraries, arcades and gymnasiums ^l | 1 per 125 | 1 per 65 | 1 per 200 | | - | 1 per 500 | 1 service sink |
| | Passenger terminals and transportation facilities ^l | 1 per 500 | 1 per 500 | 1 per 750 | | - | 1 per 1000 | 1 service sink |
| | Places of worship and other religious services ^{h, j} | 1 per 150 | 1 per 75 | 1 per 200 | | - | 1 per 1000 | 1 service sink |
| | Coliseums, arenas, skating rinks, pools and tennis courts for indoor sporting events and activities ^l | 1 per 75 for the first 1500 and 1 per 120 for the remainder exceeding 1500 | 1 per 40 for the first 1520 and 1 per 60 for the remainder exceeding 1520 | 1 per 200 | 1 per 150 | - | 1 per 1000 | 1 service sink |
| | Stadiums, amusement parks, bleachers and grandstands for outdoor sporting events and activities ^l | 1 per 75 for the first 1500 and 1 per 120 for the remainder exceeding 1500 | 1 per 40 for the first 1520 and 1 per 60 for the remainder exceeding 1520 | 1 per 200 | 1 per 150 | - | 1 per 1000 | 1 service sink |
| Business | Buildings for the transaction of business, professional services, other services involving merchandise, office buildings, banks, light industrial, ambulatory care and similar uses ^{k, m, n, q} | 1 per 25 for the first 50 and 1 per 50 for the remainder exceeding 50 | | 1 per 40 for the first 80 and 1 per 80 for the remainder exceeding 80 | | - | 1 per 100 | 1 service sink ^k |
| Educational | Educational Facilities | 1 per 50 | | 1 per 50 | | - | 1 per 100 | 1 service sink |
| Factory and Industrial | Structures in which occupants are engaged in work fabricating, assembly or processing of products or materials ^l | 1 per 100 | | 1 per 100 | | - | 1 per 400 | 1 service sink |
| Institutional | Custodial care facilities | 1 per 10 | | 1 per 10 | | 1 per 8 | 1 per 100 | 1 service sink |
| | Medical care recipients in hospitals and nursing homes ^c | 1 per room ^d | | 1 per room ^d | | 1 per 15 | 1 per 100 | 1 service sink |
| | Employees in hospitals and nursing homes ^c | 1 per 25 | | 1 per 35 | | - | 1 per 100 | - |
| | Visitors in hospitals and nursing homes | 1 per 75 | | 1 per 100 | | - | 1 per 500 | - |
| | Prisons ^c | 1 per cell | | 1 per cell | | 1 per 15 | 1 per 100 | 1 service sink |
| | Reformatories, detention centers and correctional centers ^c | 1 per 15 | | 1 per 15 | | 1 per 15 | 1 per 100 | 1 service sink |
| | Employees in reformatories, detention centers and correctional centers ^c Adult day care and child day care | 1 per 25 1 per 15 | | 1 per 35 1 per 15 | | - 1 per 15 ^d | 1 per 100 | - 1 service sink |
| Mercantile | Retail stores, service stations, shops, salesrooms, markets and shopping centers ^{k, m, n, q} | 1 per 500 | | 1 per 750 | | - | 1 per 1000 | 1 service sink ^k |
| Residential | Hotels, motels, boarding houses (transient) | 1 per sleeping unit | | 1 per sleeping unit | | 1 per sleeping unit | - | 1 service sink |
| | Dormitories, fraternities, sororities and boarding houses (not transient) | 1 per 10 | | 1 per 10 | | 1 per 8 | 1 per 100 | 1 service sink |
| | Apartment house | 1 per dwelling unit | | 1 per dwelling unit | | 1 per dwelling unit | - | 1 kitchen sink per dwelling unit; 1 automatic clothes washer connection per 20 dwelling units |
| | One- and two-family dwellings and lodging houses with five or fewer guestrooms | 1 per dwelling unit | | 1 per 10 | | 1 per dwelling unit | - | 1 kitchen sink per dwelling unit; 1 automatic clothes washer connection per dwelling unit |
| | Congregate living facilities with 16 or fewer persons | 1 per 10 | | 1 per 10 | | 1 per 8 | 1 per 100 | 1 service sink |

The Pavilion

Classification: Assembly Description: Outdoor Activities

Total Occupants: 999 (500 Male/ 500 Female)

| | | | |
|-----------------------|------------------------|---|------|
| Male Water Closets: | 500occ. @ 1 per 75 | = | 6.66 |
| Male Lavatories: | 500occ. @ 1 per 200 | = | 2.50 |
| Female Water Closets: | 500occ. @ 1 per 40 | = | 12.5 |
| Female Lavatories: | 500occ. @ 1 per 150 | = | 3.33 |
| Drinking Fountains: | 999 occ. @ 1 per 1,000 | = | 1.00 |
| Service Sinks: | 1 sink | = | 1.00 |

Everyday Business

Classification: Assembly Description: Cafe

Total Occupants: 49 (25 Male/ 25 Female)

| | | | |
|-----------------------|--------------------|---|------|
| Male Water Closets: | 25occ. @ 1 per 75 | = | 0.33 |
| Male Lavatories: | 25occ. @ 1 per 200 | = | 0.13 |
| Female Water Closets: | 25occ. @ 1 per 75 | = | 0.33 |
| Female Lavatories: | 25occ. @ 1 per 200 | = | 0.13 |
| Drinking Fountains: | 49occ. @ 1 per 500 | = | 0.01 |
| Service Sinks: | 1 sink | = | 1.00 |

Classification: Business Description: Offices

Total Occupants: 62 (31 Male/ 31 Female)

| | | | |
|-----------------------|--------------------|---|------|
| Male Water Closets: | 31occ. @ 1 per 25 | = | 1.24 |
| Male Lavatories: | 31occ. @ 1 per 40 | = | 0.78 |
| Female Water Closets: | 31occ. @ 1 per 25 | = | 1.24 |
| Female Lavatories: | 31occ. @ 1 per 40 | = | 0.78 |
| Drinking Fountains: | 62occ. @ 1 per 100 | = | 0.62 |
| Service Sinks: | 1 sink | = | 1.00 |

Theater

Classification: Assembly Description: Theater

Total Occupants: 840 (420 Male/ 420 Female)

| | | | |
|-----------------------|---------------------|---|------|
| Male Water Closets: | 420occ. @ 1 per 125 | = | 3.36 |
| Male Lavatories: | 420occ. @ 1 per 200 | = | 2.10 |
| Female Water Closets: | 420occ. @ 1 per 65 | = | 6.46 |
| Female Lavatories: | 420occ. @ 1 per 200 | = | 2.10 |
| Drinking Fountains: | 840occ. @ 1 per 500 | = | 1.68 |
| Service Sinks: | 1 sink | = | 1.00 |

Banquet Hall

Classification: Assembly Description: Banquet Hall

Total Occupants: 127 (64 Male/ 64 Female)

| | | | |
|-----------------------|---------------------|---|------|
| Male Water Closets: | 64occ. @ 1 per 75 | = | 0.85 |
| Male Lavatories: | 64occ. @ 1 per 200 | = | 0.32 |
| Female Water Closets: | 64occ. @ 1 per 75 | = | 0.85 |
| Female Lavatories: | 64occ. @ 1 per 200 | = | 0.32 |
| Drinking Fountains: | 127occ. @ 1 per 500 | = | 0.25 |
| Service Sinks: | 1 sink | = | 1.00 |

The Pavilion and the Theater will not be operating at the same time. The Pavilion has a greater requirement of Male Water Closets, Male Lavatories, Female Water Closets, and Female Lavatories. The Theater has a greater requirement of Drinking Fountains.

Total Plumbing Fixtures Required:

| | | | |
|-----------------------|---------------------|---|-------|
| Male Water Closets: | 6.66+0.33+1.24+0.85 | = | 9.08 |
| Male Lavatories: | 2.50+0.13+0.78+0.32 | = | 3.73 |
| Female Water Closets: | 12.5+0.33+1.24+0.85 | = | 14.92 |
| Female Lavatories: | 3.33+0.13+0.78+0.32 | = | 4.56 |
| Drinking Fountains: | 0.01+0.62+1.68+0.25 | = | 2.56 |
| Service Sinks: | 1 sink | = | 1.00 |

Plumbing Fixtures Required:

| | |
|------------------------------|-----------|
| Male Water Closets: | 10 |
| Male Lavatories: | 4 |
| Female Water Closets: | 15 |
| Female Lavatories: | 5 |
| Drinking Fountains: | 3 |
| Service Sinks: | 1 |

Current Plumbing Fixtures Provided:

| | |
|------------------------------|-----------|
| Male Water Closets: | 9 |
| Male Lavatories: | 8 |
| Female Water Closets: | 13 |
| Female Lavatories: | 8 |
| Drinking Fountains: | 7 |
| Service Sinks: | 1 |

When at maximum design occupancy of 999, the Pavilion will be provided with portable toilets to meet the number of plumbing fixtures required.

Parking

The minimum number of parking spaces required is determined by the Livingston Municipal Code 30.51.J.

| USE | SPACE REQUIRED |
|--|---|
| Bowling alleys. | Five per alley. |
| Medical and dental clinic. | One per 200 square feet of gross floor area. |
| Banks, business and professional offices with on-site customer service. | One per 400 square feet of gross floor area. |
| Offices not providing on-site customer services. | One per 4 employees or one per 800 sq. ft. of gross floor area, whichever is greater. |
| Eating and drinking establishments. | One per 100 sq. ft. of gross floor area for the first 4,000 sq. ft. with 10 spaces minimum requirement and one space for each additional 300 square feet. |
| Theaters. | One per 10 seats. |
| Health and exercise establishment | One per 200 square feet of gross floor area plus 3 per court |
| Churches, auditoriums and similar open assemblies. | One per 5 seats or one per 100 linear inches of pew or one per 65 sq. ft. of gross floor area used for assembly purposes, whichever is greater. |
| Stadiums, sport arenas and similar open assemblies. | One per 8 fixed seats plus one per 100 sq. ft. of assembly space without fixed seats. |
| *In calculating minimum required parking, gross floor area shall not include car ports and garage areas. | |

See drawings 1/G-4 and 2/G-4 for defined parking areas. The parking calculations are divided by uses of the site, the Pavilion, the Cafe, Business, Banquet, and the Theater. The minimum number of required parking spaces will be calculated by the sum of the greatest number of required parking spaces between uses that will be occupied simultaneously.

The Pavilion area will use “Stadiums, sport arenas and similar open assemblies”.

Pavilion: 4,882sqft @ 1 per 100sqft = 48.84 spaces

The Cafe area will use “Eating and drinking establishments”.

Cafe: 951sqft @ 1 per 100sqft = 9.51 (10) spaces

The Business area will use “Offices not providing on-site customer services”.

Business: 8,990sqft @ 1 per 800sqft = 11.24 spaces

The Banquet area will use “Churches, auditoriums and similar open assemblies”.

Banquet: 1,831sqft @ 1 per 65sqft = 28.17 spaces

The Theater area will use “Theaters”.

Theater: 185 seats @ 1 per 10 seats = 18.5 spaces

The Pavilion and the Theater will not be operating at the same time. The Pavilion has a greater requirement of parking spaces.

Total parking spaces required:

48.84+10+11.24+28.17 = 98.25 (99) spaces

The Pavilion, being in the Central Business District Zone, may meet 50% of the parking spaces required by the Table of Minimum Standards per Livingston Municipal Code 30.51.I.

30.51.I Central Business District

Central Business District. In the Central Business District Zone any commercial enterprise that is required to meet the minimum standards for off-street parking, shall be required to have only fifty percent of the parking space requirements in the Table of Minimum Standards. Apartment units in the Central Business District shall meet the full parking space requirements.

99 spaces x 50% = 49.5 (50) spaces

20% of required parking may be replaced with equal size landscaping per Livingston Municipal Code 30.51.K.

30.51.K

Up to twenty percent of the parking spaces required in the Table of Minimum Standards may be replaced by enlarged landscaped areas, stormwater swales, or social areas. Enlarged landscaped, stormwater, or social areas must be equivalent or greater in total square footage to the parking spaces being replaced.

50 spaces x 20% = 10 spaces max reduction

One parking spot may be replaced for each 166.5sqft of landscaping per Livingston Municipal Code 30.51.K and Table 30.51. The Pavilion provides enough landscaping to reduce required parking by a maximum of 10 spaces.

| Table 30.51. Commercial and Industrial Parking stall and drive aisle dimension requirements. | | | |
|--|----------------------|---------------------|-----------------------------------|
| Parking Angle | Parking Stall Length | Parking Stall Width | Drive Aisle Width One-Way/Two-Way |
| 30° | 18'6" | 9' | 13'/21' |
| 45° | 18'6" | 9' | 13'/21' |
| 60° | 18'6" | 9' | 16'/21' |
| 75° | 18'6" | 9' | 16'/21' |
| 90° | 18'6" | 9' | —/24' |

$$\begin{aligned}
 18.5\text{ft} \times 9\text{ft} &= 166.5\text{sqft} \\
 166.5\text{sqft} \times 10 &= 1,665\text{sqft of landscaping} \\
 &= 2,076\text{sqft of provided landscaping} \\
 40 \text{ spaces} - 10 \text{ spaces} &= 40 \text{ minimum spaces required} \\
 &= \mathbf{51 \text{ spaces provided}}
 \end{aligned}$$

The Pavilion is required to provide bicycle parking. The bicycle parking must be equal to or greater than 10% of the required automobile parking per Livingston Municipal Code 30.51.R.1.a.

30.51.R.1.a.

In all multi-family residential, commercial, industrial and mixed-use development, the amount of provided bicycle parking shall be no less than ten percent of the required automobile parking spaces. In buildings with less than twenty parking spaces, two bicycle parking spaces shall be required. Buildings with existing bicycle parking in the adjacent right-of-way may waive the required bicycle parking spaces if the number of bicycle parking spaces provided within the adjacent right-of-way is equal to or greater than the number of spaces required by this regulation. Where there are five or more bicycle spaces required, twenty percent of those spaces shall be for bicycles with trailers.

$$\begin{aligned}
 40 \text{ spaces} \times 10\% &= 4 \text{ bicycle parking spaces required} \\
 &= \mathbf{6 \text{ bicycle parking spaces provided}}
 \end{aligned}$$

Parking stalls will be at 60 degrees and 90 degrees and will follow the dimensions in Livingston Municipal Code Table 30.51. The number of accessible parking spaces will be provided in accordance with Table 1106.2 of the International Building Code.

**TABLE 1106.2
ACCESSIBLE PARKING SPACES**

| TOTAL PARKING SPACES PROVIDED IN PARKING FACILITIES | REQUIRED MINIMUM NUMBER OF ACCESSIBLE SPACES |
|--|--|
| 1 to 25 | 1 |
| 26 to 50 | 2 |
| 51 to 75 | 3 |
| 76 to 100 | 4 |
| 101 to 150 | 5 |
| 151 to 200 | 6 |
| 201 to 300 | 7 |
| 301 to 400 | 8 |
| 401 to 500 | 9 |
| 501 to 1,000 | 2% of total |
| 1,001 and over | 20, plus one for each 100, or fraction thereof, over 1,000 |

Required Accessible Parking:

Spaces Required: 3

Spaces Provided: 4

Accessible parking stalls will follow the dimensions in the Montana Accessibility Code 2017, 502.2.

502.2 Vehicle Space Size

Car parking spaces shall be 96 inches (2440 mm) minimum in width. Van parking spaces shall be 132 inches (3355 mm) minimum in width.

Exception: Where the adjacent access aisle is 96 inches (2440 mm) minimum in width, van parking spaces shall be 96 inches (2440 mm) minimum in width.

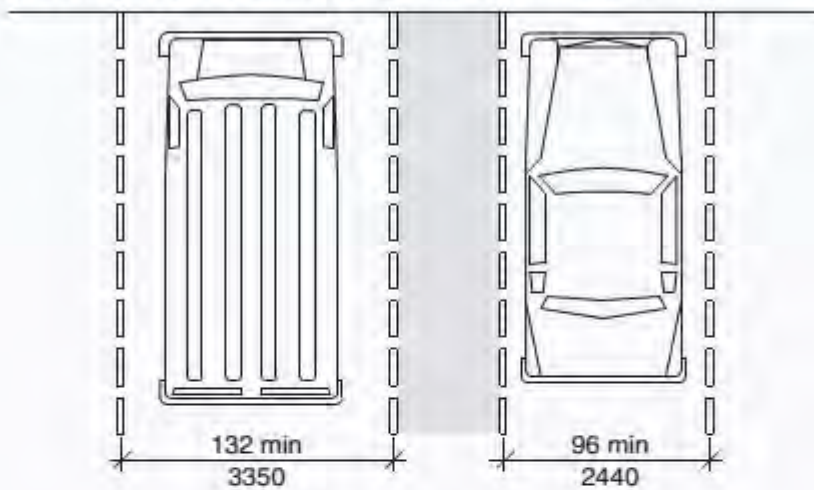


FIGURE 502.2(A)
VEHICLE PARKING SPACE SIZE

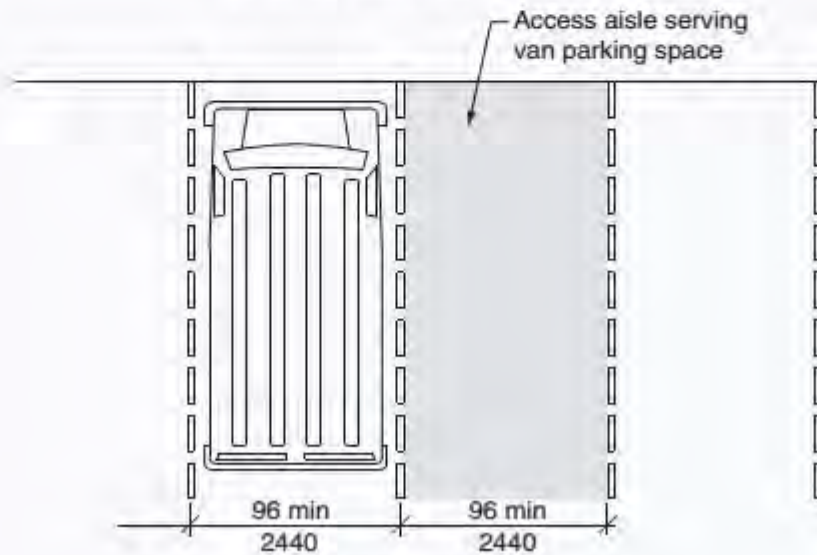


FIGURE 502.2(B)
VAN PARKING SPACE SIZE EXCEPTION

Bicycle parking spaces will follow the dimensions in Livingston Municipal Code 30.51.R.1.b.

30.51.R.1.b.

A bicycle parking space shall be no less than three feet wide by six feet long. Bicycle with trailer spaces shall be no less than three feet wide by ten feet long.

Required Bicycle Parking:

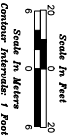
| | | | |
|---|----------|---|----------|
| Required Standard Bicycle Parking: | 4 | Provided Standard Bicycle Parking: | 4 |
| Required Trailer Bicycle Parking: | 0 | Provided Trailer Bicycle Parking: | 2 |

11. DEVELOPMENT SCHEDULE

We have engaged Basecamp Supply & Construction to put forth a development schedule with the major milestones listed below:

| | |
|------------------------------------|------------------------------|
| Excavation, Backfill, & Compaction | October 2023 – December 2023 |
| Anticipated Project Completed | June 2024 |

Detailed Development Schedule Listed in Appendix I.



LEGEND

- (R) RECORD DISTANCE OR AZIMUTH
- FOUND 5/8 INCH REBAR WITH 1 1/4 INCH PLASTIC CAP (COURT FLOOR) OR AS NOTED
- (B) BENCHMARK / CONTROL POINT
- (E) EXISTING SPOT ELEVATION
- (X) EXISTING SURVEY MARK
- (S) EXISTING SURVEY MARK
- (W) EXISTING WATER VALVE
- (L) EXISTING LIGHT POLE
- (T) EXISTING TREE
- (P) PROPERTY BOUNDARY LINE
- (S) SURROUNDING PROPERTY LINE
- (X) EXISTING FENCE
- (E) EXISTING OVERHEAD ELECTRIC LINE
- (S) EXISTING SWANING SPERM MARMALINE
- (O) OBSERVATIONS ON A MODIFIED STATE PLANE GRID, ROUTE ADJUSTED SHOWN 0734427 CCW TO SURVEY REQUIRED ADJUSTMENTS
- (N) NUTRITIONAL BEARING COMPUTED FROM AZIMUTH SURVEY

LEGAL DESCRIPTION

TRACT A-1 & B-1 OF SD 410
Block 75, Livingston Original Township
NE 1/4 and SE 1/4 of Section 18,
T. 2 S., R. 9 E. of P.M.M.,
Park County, Montana

BENCHMARK

Top of set magnet (CP#1)
Elevation: 4483.77 Feet
Datum: (NAVD83)

DATE OF FIELD SURVEY

March 21, 2023

FIELD NOTES

BOOK 302, PAGE 62
BOOK 302, PAGE 63



I hereby certify that this topographic map was prepared and reduced to horizontal datum and that surveyor under the laws of the State of Montana.

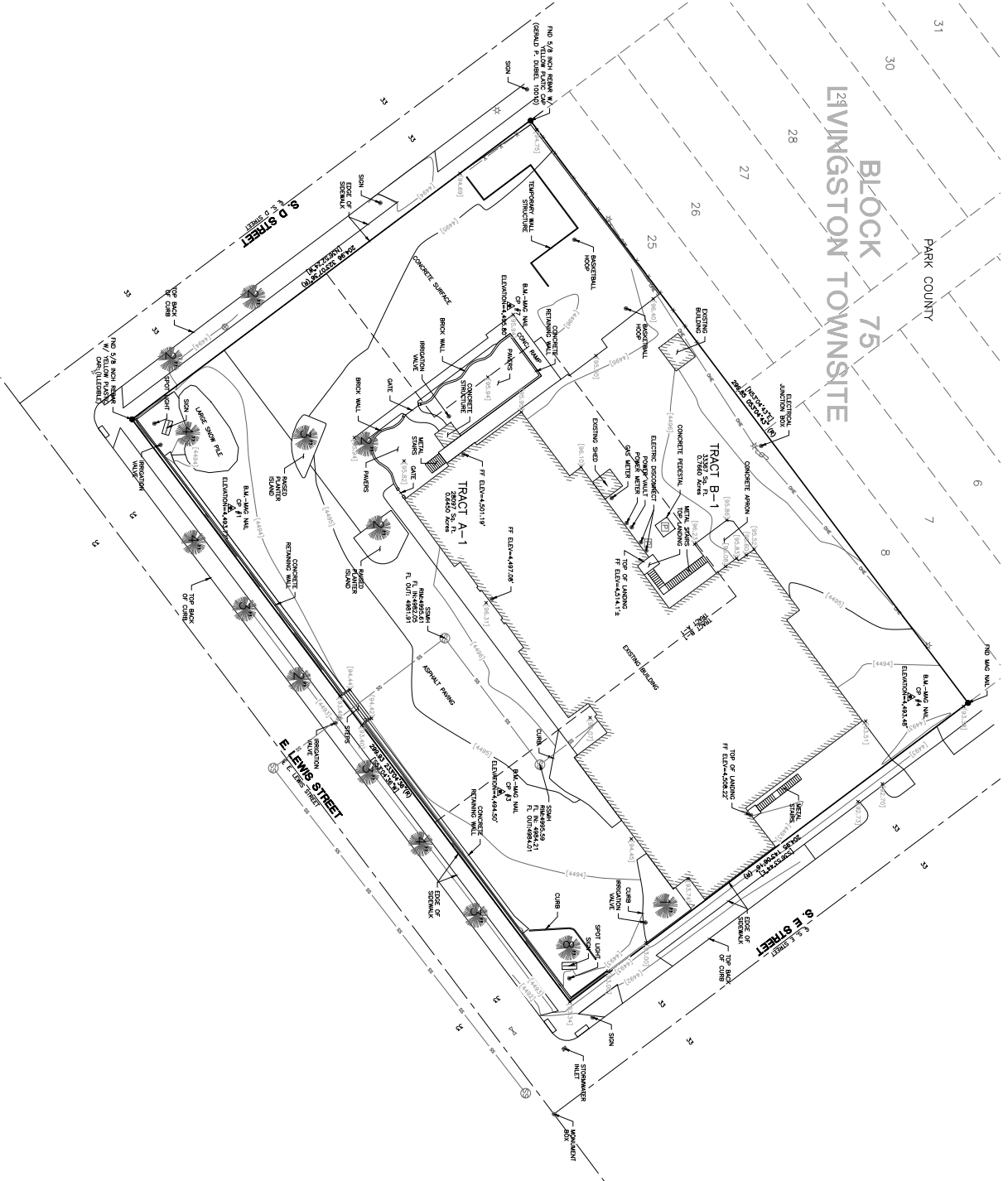
Date: This _____ Day of _____, 2023.

Mark A. Chandler, License No. 95785

NOTES

Contractor to verify utilities prior to construction.
At the time in which this survey was performed, the subject property was vacant. The location of any existing utility lines or other structures were not shown on this map. The location of any existing utility lines or other structures were not shown on this map. The location of any existing utility lines or other structures were not shown on this map.

TOPOGRAPHIC MAP
SCALE: 1"=50'



TF SHANE LALANI CENTER FOR THE ARTS
Documentation

SHANE LALANI CENTER FOR THE ARTS
TRACTS A-1 & B-1 OF SD 410,
LIVINGSTON ORIGINAL TOWNSITE
405 E. LEWIS ST., LIVINGSTON
PARK COUNTY, MONTANA

TOPOGRAPHIC MAP
FOR
LTS ARCHITECTS

IMEG
1145 STONEBRIDGE DR
SUITE 100
BOZEMAN, MT 59716
PH: 406.567.1115
WWW.IMEG.MT

RESOLUTION NO. 4073

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AUTHORIZING CITY MANAGER TO ENTER INTO AGREEMENT WITH CRAZY MOUNTAIN PRODUCTIONS FOR SALE OF EASTSIDE SCHOOL.

WHEREAS, on May 14, 2009, the City of Livingston passed Resolution No. 4029 of its intent to sell Eastside School: and

WHEREAS, on May 18, 2009, the City Commission, following a legally noticed public hearing passed Resolution No. 4030 to sell Eastside School; and

WHEREAS, on June 10, 2009, after advertising for Requests for Proposal to sell Eastside School, the City commission received two bids and decided that the bid from Crazy Mountain Productions was in the best interests of the City; and

WHEREAS, the City and Crazy Mountain Productions after negotiations have prepared an Agreement for the Purchase and Sale of Real Property of the Eastside School which is attached hereto as Exhibit A and incorporated by this reference as though fully set forth herein.

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of the City of Livingston, Montana, as follows:

That the City Manager is hereby authorized to enter into the Agreement for Purchase and Sale of Real Property for the Eastside School attached hereto as Exhibit A with Crazy Mountain Productions.

PASSED AND ADOPTED by the City Commission of the City of Livingston, Montana, this 21st day of September, 2009.

STEVE CALDWELL - Chairman

ATTEST:

**ROBYN KEYES
Recording Secretary**

APPROVED AS TO FORM:

**BRUCE E. BECKER
City Attorney**

Resolution No. 4073

Approving Agreement for Sale of Eastside School to Crazy Mountain Productions

Page 1

STATE OF MONTANA
City of Livingston
I hereby certify that this instrument is a full, true and correct copy of the original now on file and of record in my office.
Witness my hand and Official Seal this 21st day of October 20 09.
Tam Payovich, Recording Secretary
By: Tam Payovich
Recording Secretary

AGREEMENT FOR PURCHASE AND SALE OF REAL PROPERTY

September 21, 2009

RECEIVED FROM CRAZY MOUNTAIN PRODUCTIONS, herein called "Buyer," the sum of One Dollar (\$1.00) to be deposited into the Trust Account of Karl Knuchel as earnest money within three (3) days of the Seller's acceptance of this agreement. This earnest money is to be considered as a deposit on account of the purchase price of Four Hundred Twenty Thousand Dollars (\$420,000) for the purchase of property situated in Park County, Montana, and generally described as follows:

Tract A-1 and B-1 of Amended Subdivision Plat #410, Park County, Montana, according to the official plat on file and of record in the office of the County Clerk and Recorder of Park County, Montana.

The Buyer offers to purchase the described property from THE CITY OF LIVINGSTON, on the following terms and conditions:

1. Purchase Price: Four Hundred Twenty Thousand Dollars (\$420,000).
2. Balance. Shall be paid by investments made by Crazy Mountain Productions into the real property totaling Four Hundred Twenty Thousand Dollars (\$420,000). The payments will be tracked by a certified public accountant with annual certified reports made to the City for three (3) years or until the Four Hundred Twenty Thousand Dollar (\$420,000) investment has been fulfilled.

CONTINGENCIES:

1. The City of Livingston shall be given a first right of refusal to buy the property back should Crazy Mountain Productions decide to sell the property after purchasing it.
2. All renovations on the exterior of the property will be subject to the standards of historic restoration set forth by the Secretary of the Interior.
3. Crazy Mountain Productions will grant a thirty (30) year lease agreement to The City of Livingston leasing the southwest classroom in the basement of the old school and the property defined as the South five feet (5') of the Original Lot 25 and all of Original Lot 24 for a one-time fee of One Dollar (\$1.00).
4. Crazy Mountain Productions will grant The City of Livingston free access to the Center's eventual conference room. The City's use of the conference room is subject to availability and at the discretion of the City Manager and the Executive Director of Crazy Mountain

Productions.

5. Crazy Mountain Productions will rent all areas of the Center available for daily rental, including, but not limited to the ballroom, catering kitchen, and auditorium to the City at the public/non-profit rate as established by Crazy Mountain Productions.
6. Crazy Mountain Productions will operate the Center in accordance with its current stated mission: to strengthen community through participation in the performing arts.
7. The legal agreement between The City of Livingston and Crazy Mountain Productions will be structured as a Special Deed supported by a Trust Indenture outlining the conditions of the transfer of the property to Crazy Mountain Productions.
8. The City will be obliged to rezone the property to "Center Business District" prior to closing with Crazy Mountain Productions.
9. Crazy Mountain Productions agrees to invest the minimum of Four Hundred Twenty Thousand Dollars (\$420,000) in the property within the first three (3) years of ownership. In the event of non-compliance with this condition, The City may declare a default and upon Crazy Mountain Productions' failure to correct the default, property ownership will revert to The City.
10. The property will be subject to the conditions set forth in MCA §7-8-4201(3) which provides as follows:

(3) If a city or town owns property containing a historically significant building or monument, the city or town may sell or give the property to nonprofit organizations or groups that agree to restore or preserve the property. The contract for the transfer of the property must contain a provision that:

(a) requires the property to be preserved in its present or restored state upon any subsequent transfer; and

(b) provides for the reversion of the property to the city or town for noncompliance with conditions attached to the transfer.

The Warranty Deed transferring the property will set forth these conditions.

CLOSING:

The parties agree to close this transaction on November 19, 2009

PERSONAL PROPERTY/BUILDINGS:

The parties agree that all buildings currently on the property in question shall transfer with the property and shall include, but not be limited to all buildings currently on the premises.

TAXES AND INSURANCE:

Crazy Mountain Productions shall be responsible for all taxes following the date of closing. Crazy Mountain Productions will be responsible for insuring the property at a minimum of Four Hundred Twenty Thousand Dollars (\$420,000) with The City name as an "also insured".

POSSESSION:

Possession of this property shall be delivered to Buyer upon the closing of this transaction.

THE UNDERSIGNED BUYER OFFERS AND AGREES TO BUY THE ABOVE-DESCRIBED PROPERTY ON THE TERMS AND CONDITIONS ABOVE STATED AND ACKNOWLEDGES RECEIPT OF A COPY HEREOF.

BUYER:

CRAZY MOUNTAIN PRODUCTIONS

By W. J. L.
Its Executive Director

ACCEPTANCE

The undersigned accepts the offer and agrees to sell the property described on the terms and conditions therein set forth.

The undersigned acknowledges receipt of a copy hereof.

DATED this 21st day of October, 2009.

THE CITY OF LIVINGSTON

By 
ED MEECE, City Manager

10/19/2009

A resolution of the Board of Directors of Crazy Mountain Productions, Authorizing Executive Director to enter into Agreement for Purchase and Sale of Real Property with the City of Livingston.

Whereas, on June 1, 2009 the Board of Directors of Crazy Mountain Productions passed a resolution authorizing Board President Storrs Bishop and Executive Director Walter Russell Lewis to sign and submit a proposal in response to an Invitation for Bid issued by The City of Livingston regarding the lease/purchase of the former East Side School.

Whereas, on July 6, 2009 the Board of Directors of Crazy Mountain Productions passed a resolution authorizing Board President Storrs Bishop and Executive Director Walter Russell Lewis to enter into negotiations on behalf of Crazy Mountain Productions with the City of Livingston regarding details of the purchase of the former East Side School.

Now, therefore, be it resolved, by the Board of Directors of Crazy Mountain Productions as follows:

The Executive Director of Crazy Mountain Productions is hereby authorized to enter into the Agreement for Purchase and Sale of Real Property attached hereto as Exhibit A with the City of Livingston.

Passed and adopted by the Board of Directors of Crazy Mountain Productions this 19th day of October, 2009.

Storrs Bishop, CMP Board President

Attest:

Gary Fish, CMP Vice President

Walter Russell Lewis, Executive Director



*PO Box 58 - Livingston, MT 59047
crazymountainproductions.org
406.222.1420
FEIN: 45-0490660*

Strengthening community through participation in the performing arts.

June 10, 2009

**Crazy Mountain Productions
(Former) East Side School
Project Proposal**

Table of Contents

Bid Form

- Attachment 1 - Purchase of the Former East Side School
- Attachment 2 - Long-Term Lease of the former East Side School
- Attachment 3 - MCA Section 7-8-4201 and House Bill No. 623

Section A – Project Overview and Proposal

- 1. Contact Information**
- 2. Property Re-Development Description**
 - a. CMP Mission, Vision, and History**
 - b. Project Summary**
 - c. Facility Description and Composition**
Attachment 4 – Schematic Design
 - d. Programming**
 - e. Project Timeline**

Section B – Financial

- 1. Two Phase Approach**
- 2. Estimated Project Costs**
 - Attachment 5 – Estimated Phase 1 Project Budgets
 - Attachment 6 – Estimated Phase 2 Project Budget
- 3. Financial Plan**
 - Attachment 7 – CMP 2008-2009 Annual Budget
 - Attachment 8 - CMP Phase 1 Annual Budget (Projected)
- 4. Statement of Intention for Utilizing Local Businesses**

Section C – Personnel

- 1. CMP Board of Directors and Staff**
- 2. Professional Assistance**
- 3. Professional References**

Section D – Summary



*A 501 (c) (3) Non-profit Organization
PO Box 58
Livingston, MT 59047
www.crazymountainproductions.org
406.222.1420*

"Strengthening community through participation in the performing arts."

Bid Form:
Sale/Long-Term Lease of
(former) East Side School

OPTION ONE: Purchase of the former East Side School

- a) Bidder's Purchase Offer = \$0.00
- b) Additional Conditions (Bidder) of Sale: (attach additional sheets if needed)

***Please see Attachment 1 - Purchase of the Former East Side School.**

OPTION TWO: Long-Term Lease of the former East Side School

- a) Per-Month Lease Amount = \$3,500.00 (in lease-holder improvements)
- b) Annual Lease Amount Increase = \$0.00
- c) Addition Conditions (Bidder) of Long-Term Lease: (attach additional sheets if needed)

***Please see Attachment 2 – Long-Term Lease of the Former East Side School.**

Submitted by: Crazy Mountain Productions
Name of Bidder

Storrs Bishop, CMP Board President
Authorized Agent

Date

Walter Russell Lewis, Executive Director
Authorized Agent

Date

ALL OTHER REQUIRED BID INFORMATION SHOULD BE ATTACHED TO THE
REAR OF THIS PAGE, WITH TABLE OF CONTENTS.

Attachment 1 - Purchase of the Former East Side School

Section I – Bidder’s Purchase Offer = \$0.00

Given that CMP’s project of renovating the former East Side School into a non-profit community center for the performing arts will cost, even with CMP staff and volunteers providing most of the labor, a minimum of \$800,000 (please see Attachment 6 – Estimated Phase 1 Project Budgets), and that the majority of these finances will need to be raised by CMP through a capital campaign drawing directly from this community, we ask the City of Livingston to consider donating this property to our organization for this project. We realize the donation of the former East Side School to a non-profit organization is outside the scope of this IFB and the City’s current Resolution of Intent to Sell, but we hope to outline in this proposal some of the most significant reasons why CMP believes the City would be serving the public good by making such a donation. The following section of this attachment outlines some of the most compelling reasons why the City of Livingston should consider donating this property to CMP for this project of establishing a non-profit community center for the performing arts at the former East Side School.

1. Legal Empowerment

As it is one of the major intentions of this project to preserve the former East Side School property from further deterioration and eventually restore the exterior of the Old School Building (1902) to its historic facade, we believe that the City’s donation or sale of this property to CMP is governed by Montana State Code section 7-8-4201, sub-section 3 which states, “If a city or town owns property containing a historically significant building or monument, the city or town may sell or give the property to non-profit organizations or groups that agree to restore or preserve the property. The contract for the transfer of the property must contain a provision that: a) requires the property to be preserved in its present or restored state upon any subsequent transfer; and b) provides for the reversion of the property to the city or town for non-compliance with conditions attached to the transfer.” Please see Attachment 3 - MCA Section 7-8-4201 and House Bill No. 623 for relevant details.

2. Precedent

There is precedent in Montana for substantial support from municipalities for similar projects. In 1990, The City of Missoula contributed \$350,000 to the Missoula Children’s Theatre (MCT) for purchase of the Central School from the Missoula School District; with a stipulation that MCT invest an additional \$350,000 in the property over time. Over the past 20 years, MCT has far surpassed this condition by raising \$3,500,000 through a capital campaign and investing this sum in the Central School, transforming this historic building into a state of the art performing arts center. MCT, which began as an organization similar in size to CMP, has become a nationally recognized theatre and

considerable economic engine in their community. They have created dozens of new jobs in Missoula, and brought national funds to Montana in the form of grants, donations, program tuitions, fees for service, and tourism. If CMP were to have the opportunity to move forward with this project, it would be our sincere hope to achieve similar goals.

3. Investment in a Historic Property

As stated above, CMP’s Phase 1 goal of renovating the former East Side School and transforming it into a non-profit community center for the performing arts will cost a minimum of \$800,000, and our Phase 2 goal of building a new addition housing a state of the art stage and renovating the auditorium to seat approximately 350 people, will cost upwards of an additional \$1,000,000. The achievement of these goals will become significantly more possible if CMP is able to apply the vast majority of the up-front resources we are able to borrow and raise directly to renovations. In essence, CMP hopes to serve as the conduit through which plans will be made and funds gathered to renovate and reinvigorate this historic property, which is truly one of Montana’s architectural treasures, having been designed by C.E. Bell, the architect who designed the Capitol Building in Helena.

4. Affordability to Renters, Sub-Leasers, and Program Participants

By donating the former East Side School to CMP for the purposes of this project, the City will enable us to provide inexpensive access to space in the intended Arts Center. Our renters and sub-lesers, anticipated to be largely non-profit organizations and area artists, will benefit from below market value access to square footage, helping their businesses prosper. Those wishing to host an event, teach a class, or stage a production will be able to do so with less expense. They will in turn be able to pass this savings onto the individual community members taking advantage of their programming. In addition, CMP will be able to continue to offer inexpensive access to all of our productions and educational programs so that cost, in Livingston, will never be a barrier to participation in the performing arts.

5. Project Beneficiaries

Some of the direct beneficiaries of this project will be:

- a. Our Community at Large.

Our community will be strengthened by the existence of a centrally located public gathering place and will enjoy an increased reputation as a focal point for cultural activity in south-central Montana.

b. Our Kids.

Located within walking distance of the schools, the Center will provide an easily accessible and safe venue for after school theatre-arts programming and other youth activities. We will be able to keep our young people engaged in a positive social environment, through which they learn self-confidence, teamwork, and commitment, not to mention gaining a life-long appreciation of the arts.

c. Area Residents.

Residents of Livingston's East Side will benefit from the renovation and reinvigoration of the former East Side School. As the facility is improved, property values in the vicinity should increase, and the establishment of up to 80 off-street parking spaces will alleviate any parking concerns neighbors might have.

d. Area Businesses.

Through our productions and programs, CMP currently hosts approximately 20,000 visits per year at The Firehouse 5 Theatre. By establishing The East Side Arts Center, these visits will transfer from the edge of our community to downtown Livingston, which will generate a substantial economic impact. Numerous local businesses already report increased patronage during our productions; by relocating operations downtown, our ability to contribute to Livingston's economy will grow. Please see Section 6 of this attachment, Increased Economic Impact, for additional information on this subject.

e. The City of Livingston.

By collaborating with Crazy Mountain Productions to establish The East Side Arts Center, the City of Livingston will benefit considerably. The financial burden of maintaining such a large structure will pass onto CMP, freeing up City resources to fund other projects and services. The City will enjoy increased tax revenue due to the economic impact of The Center on the business community and an enhanced reputation among its constituents as progressive and community-oriented. In addition, the City will enjoy access to an improved parking lot, storage space, as well as a conference room, ballroom, commercial kitchen, and auditorium. Please see Section 7 of this attachment, Favorable Memoranda of Understanding, for further information on this subject.

f. Crazy Mountain Productions.

Over the course of a season, CMP channels the creative efforts of more than 200 community volunteers. Hundreds of people participate in our workshops and classes and thousands of theatre patrons attend our shows. The whole CMP family can only benefit from the establishment of The East Side Arts Center, a facility in which we can work to achieve our mission of strengthening this community through participation in the performing arts.

6. Increased Economic Activity

Numerous studies have been conducted to determine the economic impact of the arts on local economies; perhaps the most comprehensive of which was The Arts and Economic Prosperity III. This study, conducted in 2007 with the participation of 156 rural and urban communities, ranging in size from 4,000 to 3,000,000 residents, resulted in the creation of a calculator used to determine the economic impact of an individual arts organization based on: the population of the community in which the organization is active, the organization’s annual expenditures, and the total annual attendance to the organization’s arts events.

According to this calculator, based on our current operating model, CMP generates approximately \$476,000 in direct and ancillary economic activity for Livingston annually. Our annual activities generate 12.9 FTE (Full Time Equivalent) jobs, contribute \$234,000 in household income to area residents, and a total of \$36,000 in local and state government revenue. Based on this evidence it can be stated that CMP is already a significant economic force in this community. When we adjust our input into this calculator to our projected operational model for the East Side Arts Center, our economic impact increases substantially. In this projected scenario, our annual activities would generate \$739,000 in direct and ancillary economic activity, 20.1 FTE jobs, \$365,000 in household income, and a total of \$56,000 in government revenue. These figures are based solely on CMP’s projected annual operating model. The economic activity of our potential renters and sub-lesers would be in addition to these figures. It is for these reasons that we believe the establishment of the East Side Arts Center would have a beneficial economic impact on our community.

7. Favorable Memoranda of Understanding

If the City chooses to donate the former East Side School Property to CMP for the purposes of this project, CMP is willing, if desired, to adopt several favorable Memoranda of Understanding in addition to the Conditions of Sale stipulated in the IFB. These include, but are not necessarily limited to, the following:

- a. CMP will operate the facility in accordance with our stated mission: to strengthen community through participation in the performing arts.
- b. CMP will grant the City free access to a predetermined amount of storage and parking space. (The exact quantity of storage and parking space would need to be determined in negotiations.)
- c. CMP will grant the City a predetermined amount of free access to those areas of the facility available for daily rental. (The exact quantity of access would also need to be determined in negotiations.)
- d. CMP will invest a minimum of \$420,000 in the facility over the next ten years.

Section II – Additional Conditions (Bidder) of Sale

1. Zoning

It is CMP's understanding that the property is currently zoned Neighborhood Commercial. To the best of our knowledge this zoning district does not allow for a live-theatre, or Public Recreation Facility, to operate. In order for CMP to legally operate out of the former East Side School, it would need to be rezoned to a district that allows for a live-theatre and performing arts center. If we are incorrect in any of these assumptions, we are certainly willing to defer to the City's better knowledge of such matters and will do whatever is required to legally operate in the proposed facility.

2. Satisfactory Code Analysis, Certified Structural Engineer's Report, Certified Asbestos Inspection, and Bid for Abatement

If CMP is chosen to enter negotiations with the City for purchase or lease of the former East Side School, we will require a satisfactory Code Analysis, Certified Structural Engineer's Report, Certified Asbestos Inspection, and Bid for Abatement before we will be able to close any agreement or in any way assume responsibility for this property. We agree to fund any required analysis and reports and agree to share any information garnered with the City.

Attachment 2 - Long-Term Lease of the former East Side School

Section I – Per-Month Lease Amount = \$3,500 (in lease-holder improvements)

If the City deems it unfeasible to donate the former East Side School property to CMP for the purposes of this project, and our organizations cannot arrive at a compromise for an up-front purchase price, we hope the City will agree to sign a ten-year lease agreement with CMP, wherein, over the term of the lease, we fund and execute a minimum of \$420,000 (an average of \$3,500/month) in lease-holder improvements in lieu of rent. These improvements would need to be agreed upon by CMP and City representatives in advance of signing. In addition, we hope the City will agree to sign a buy/sell agreement to take effect at the end of the lease (2020), wherein the City agrees to sell CMP the property for a figure to be determined at the end of the lease and not to exceed \$423,000, the property’s 2009 fair market value as established through the City’s recent appraisal of the property conducted by Kirk Holm. This arrangement would protect CMP supporters from “re-paying” for any improvements made on the facility over the term of the lease, enable CMP to apply its immediate resources directly to renovations, allow us to begin programming in the facility in a timely fashion, and give us a window of time to raise the funds required for eventual purchase of the property.

CMP is willing to enter into a lease agreement with the City, wherein CMP assumes all management of and financial and legal responsibility for the former East Side School. This agreement will remove the burden of maintaining and restoring this substantial property from the City while providing our community access to a new public facility. In essence, in the case of a lease agreement, our wish is to serve as the management organization for what would remain, until the end of the lease, a City-owned facility and the conduit through which funds will be raised and invested in this historic property.

We realize our proposed lease agreement asks for generous terms from the City, but we feel obliged to our supporters to seek the best terms possible for access to this property. The reasons stated in Attachment 1, why the City of Livingston should consider donating this property to CMP, also pertain to a lease agreement and all of the favorable Memoranda of Understanding CMP offered in Attachment 1 would also apply to this proposed lease.

Section II – Annual Lease Amount Increase = \$0.00

Although the lease agreement sought by CMP calls for \$3,500.00/month to be invested in the property, in actuality, this figure would be an average of CMP’s investment over the term of the lease, as a minimum of \$420,000 will need to be invested up-front in the facility to fund Phase 1a of our plan, and make possible our occupancy and programming. CMP would then spend the term of the lease servicing the debt accrued in funding Phase 1a. Please see Attachment 6 – Estimated Phase 1 Project Budget for further information on this subject.

Section III – Additional Conditions (Bidder) of Long-Term Lease

1. Zoning

Please see the Additional Conditions of Sale section of Attachment 1 for details on this subject, as this condition of sale also applies to CMP's offer to lease the former East Side School.

2. Satisfactory Code Analysis, Certified Structural Engineer's Report, Certified Asbestos Inspection, and Bid for Abatement

Please see the Additional Conditions of Sale section of Attachment 1 for details on this subject, as this condition of sale also applies to CMP's offer to lease the former East Side School.

3. Ability to Secure a Loan for Leaseholder Improvements

CMP intends to fund a portion of the initial renovations on the former East Side School (Phase 1a) with financed (borrowed) money. In the case of a lease agreement however, CMP would not be able to offer the property as collateral to secure a loan from a standard commercial lender. In this event, CMP would seek to borrow funds from the Livingston Revolving Loan Fund for this project, as a loan from this City-fund would be secured by City-owned property. If CMP were not able to secure a loan through the Livingston Revolving Loan Fund, we would have to retract our offer to lease this facility and evaluate our ability to fund the necessary renovations through another source.

Section A – Project Overview and Proposal

1. Contact Information

Organization Name: Crazy Mountain Productions

Mailing Address: PO Box 58
Livingston, MT 59047

Web Address: www.crazymountainproductions.org
E-mail: info@crazymountainproductions.org

Telephone: 406.222.1420

2. Property Re-Development Description

a. CMP Mission, Vision, and History

Mission

The mission of Crazy Mountain Productions is to strengthen community through participation in the performing arts.

Vision

In a world inundated with media, where we increasingly interact with one another through remote, electronic means, it is crucial that we preserve and foster our traditional gathering places. At a theatre, the community comes together to participate in some of mankind’s oldest and most fundamental activities: storytelling, music making and dance. A shared collection of memories is thereby created and the community becomes stronger, closer knit, and more aware of itself and its history.

At Crazy Mountain Productions, we believe the establishment of a community center for the arts near downtown Livingston would better enable us to achieve our mission and strengthen the ties that keep us connected, not only to one another, but to the strong cultural traditions represented in the American theatre.

History

Crazy Mountain Productions (CMP) is the non-profit arts organization (FEIN# 45-0490660) that manages and operates The Firehouse 5 Theatre, a 200-seat live-theatre auditorium located in The Sleeping Giant Trade Center on US HWY 89 South. CMP incorporated and gained its non-

profit status in 2003, but has grown out of the various organizations that have operated The Firehouse since its inception in 1992. CMP utilizes a unique combination of professional and volunteer talent to produce regular seasons of high quality musical theatre, Young Actors' Workshops, and theatre education classes. The Firehouse 5 has a long history of service to Livingston and south-central Montana, and CMP has become a flagship of the distinct culture of our community.

b. Project Summary

CMP proposes to enter into either a lease or purchase agreement with the City of Livingston regarding the former East Side School. In either agreement CMP would assume management of and the financial responsibility to renovate the property and transform it into a non-profit community center for the arts.

c. Facility Description and Composition

The East Side Arts Center will be located at 415 E. Lewis Street. The existing former East Side School, built in 1902 with an addition made in 1949, will be brought up to code for a projected occupancy of 700, renovated and added on to for CMP's operational purposes, and restored in a historically appropriate manner, transforming a currently underused structure into a vibrant facility designated for productive public use.

The Center will be comprised of three types of spaces:

i. Those designed for CMP's theatrical programming:

The stage, auditorium and lobby, dressing rooms, scenery and costume shops, rehearsal hall, storage, and a suite of offices.

ii. Those available for short-term rental:

The stage, auditorium and related areas, as well as a ballroom, conference room, commercial kitchen, music room, and art room.

iii. Those available for long-term lease:

Possibilities include small music studios, offices for non-profit organizations, art studios or galleries, and a café.

Attachment 4 – Schematic Design

Please see the attached prints prepared by KMA.

d. Programming

A year’s programming in this facility would be comprised of Crazy Mountain Productions’ main-stage community theatre productions, Young Actors’ Workshops, and theatre education classes. In addition, the facility could host live music and performances by guest artists, catered ballroom events, conferences, political forums, movie viewings, comedy nights, art shows, music and dance lessons, celebrations, and numerous other community oriented events.

e. Project Timeline

CMP hopes to negotiate with the City, have the necessary analysis and reports conducted, and sign an agreement regarding the former East Side School by mid-summer. In the meantime we will continue to refine our plans and work to secure funding for this project so that we may, all parties willing, begin renovations on the property as soon as possible. Initially, we stated we would like to start work on the facility later this summer, and open the first production of our 2009-2010 season (October ’09) in the new venue, and this remains our ultimate goal. We are prepared however, to alter this timeline somewhat if it proves necessary, and begin renovations next winter, with hopes opening our first production in the East Side Arts Center in July of 2010. Once CMP is programming in the new facility, we will begin to raise funds for the completion of Phase 1 and work toward our Phase 2 goals.

Section B – Financial

1. Two Phase Approach

In order for CMP to be successful in this endeavor, it is imperative that we proceed in two distinct phases.

In Phase 1a, CMP will bring the east half of the facility up to code for public use and convert the annex into a 200-seat theatre. CMP will then close one chapter in Livingston’s theatre history and open another, as it relocates from The Firehouse 5 Theatre to The East Side Arts Center. There we will begin producing regular seasons of our programming. In Phase 1b CMP intends to build a new addition housing a scenery shop and greenroom for actors. In Phase 1c we will renovate the west half of the old school and collaborate with area artists and non-profit organizations interested in populating the Center. Please see Attachment 4 – Schematic Design for detailed information on Phase 1a, 1b, and 1c.

In Phase 2, CMP will build a second new addition housing a state of the art stage, renovate the auditorium to fixed/tiered seating for approximately 350, and restore the exterior of the old school building to historic standards. Please see Attachment 4 – Schematic Design for detailed information on Phase 2.

2. Estimated Project Costs

Attachment 5 – Estimated Phase 1 Project Budgets

Attachment 6 – Estimated Phase 2 Project Budget

3. Financial Plan

Attachment 7 – CMP 2008-2009 Annual Budget

Attachment 8 – CMP Phase 1 Annual Budget (Projected)

4. Statement of Intention for Utilizing Local Businesses

Crazy Mountain Productions is proud to be an active part of Livingston’s community and economy. Roughly 80% of our current annual operating expenses are accrued doing business with organizations and individuals based in Livingston. If we were given the opportunity to move our operations into the former East Side School we would look forward to continuing this tradition of participation in our local economy and whenever possible, utilize local contractors, service providers, and talent for the renovation and operation of this property.

Section C – Personnel

1. CMP Board of Directors and Staff

CMP Board of Directors

- Storrs Bishop, President
- Gary Fish, Vice President
- Jim Walter, Treasurer
- Jeneva Plumb, Secretary
- Hilary Wheeler-Smith
- Larissa Holdorf
- Catherine Savery
- Debbie Jamieson
- Bruce Rich

CMP Staff

Russell Lewis, Executive & Artistic Director
Duane Kemp, Director of Operations
Robyn Albright, Accounts Manager
*Justin Brown, Music Director
*Tim Williams, Facility Manager

*Proposed Phase 1 staff addition

2. Professional Assistance

Kirk Michels - KMA
Karl Knuchel - Attorney

3. Professional References

Please see the attached letters from:

Mike Art
Joshua Reynolds
Don H. Murdock
James and Nanette Conley
Paul and Diana Ausick

Section E – Summary

After five months of careful consideration, CMP believes that completion of this project, defined as establishing at the former East Side School a non-profit theatre and community center for the arts, is not only feasible, but would be an optimal use of resources. A beautiful historic building will be given new life and the residents of Livingston will enjoy increased access to their community and the arts through a facility established for significantly less than the cost of building new. If the City deems this project in the public’s best interest for use of the former East Side School, and wishes to see CMP succeed in this endeavor, the most sure means by which the City can ensure its success is to donate the former East Side School property to CMP and this project. Such a donation would benefit the City of Livingston for the reasons listed in Attachment 1 and Crazy Mountain Productions. By having the City as one of our earliest and most significant supporters this project would have its bona fides in the form of the City’s endorsement and the necessary catalyst to gather momentum and get underway.

Thank you for your consideration of this proposal, and we look forward to the negotiation process, should the City choose to negotiate with us. We believe an open dialogue regarding this project between City and CMP officials is the best way to come to mutually agreeable terms and ensure a positive outcome for all involved.

APPENDIX D : IMAGE 01



APPENDIX D : IMAGE 02



APPENDIX D : IMAGE 03



APPENDIX D : IMAGE 04



APPENDIX E - LIST OF ADJACENT PROPERTIES



| Callender | Clark | Lewis | C | D | E | F |
|--------------------|----------------|----------------|------------|----------------|------------|------------|
| 302 E CALLENDER ST | 311 E CLARK ST | 305 E LEWIS ST | 102 N C ST | 203 1/2 S D ST | 101 N E ST | 101 N F ST |
| 308 E CALLENDER ST | 317 E CLARK ST | 309 E LEWIS ST | 105 S C ST | 205 S D ST | 104 N E ST | 102 S F ST |
| 309 E CALLENDER ST | 413 E CLARK ST | 311 E LEWIS ST | 107 S C ST | 207 S D ST | 123 S E ST | 108 S F ST |
| 311 E CALLENDER ST | 421 E CLARK ST | 312 E LEWIS ST | 109 S C ST | 209 S D ST | 121 S E ST | 110 S F ST |
| 312 E CALLENDER ST | 511 E CLARK ST | 315 E LEWIS ST | 113 S C ST | 215 S D ST | 119 S E ST | 114 S F ST |
| 315 E CALLENDER ST | 515 E CLARK ST | 316 E LEWIS ST | 117 S C ST | 217 S D ST | 115 S E ST | 118 S F ST |
| 323 E CALLENDER ST | | 320 E LEWIS ST | 119 S C ST | 221 S D ST | 109 S E ST | 126 S F ST |
| 324 E CALLENDER ST | | 402 E LEWIS ST | 121 S C ST | 227 S D ST | 207 S E ST | 120 S F ST |
| 409 E CALLENDER ST | | 412 E LEWIS ST | 123 S C ST | 231 S D ST | 209 S E ST | 128 S F ST |
| 411 E CALLENDER ST | | 414 E LEWIS ST | 127 S C ST | 230 S D ST | 211 S E ST | 208 S F ST |
| 504 E CALLENDER ST | | 420 E LEWIS ST | 205 S C ST | 222 S D ST | 215 S E ST | 214 S F ST |
| 505 E CALLENDER ST | | 501 E LEWIS ST | 207 S C ST | 218 S D ST | 217 S E ST | 218 S F ST |
| 506 E CALLENDER ST | | 504 E LEWIS ST | 209 S C ST | 216 S D ST | 225 S E ST | 222 S F ST |
| 508 E CALLENDER ST | | 506 E LEWIS ST | 211 S C ST | 214 S D ST | 227 S E ST | 226 S F ST |
| 515 E CALLENDER ST | | 508 E LEWIS ST | 215 S C ST | 210 S D ST | 229 S E ST | 232 S F ST |
| 516 E CALLENDER ST | | 511 E LEWIS ST | 219 S C ST | 208 S D ST | 226 S E ST | |
| | | 515 E LEWIS ST | 221 S C ST | 130 S D ST | 220 S E ST | |
| | | | 225 S C ST | 124 S D ST | 216 S E ST | |
| | | | 231 S C ST | 120 S D ST | 214 S E ST | |
| | | | | 116 S D ST | 210 S E ST | |
| | | | | 112 S D ST | 206 S E ST | |
| | | | | 108 S D ST | | |
| | | | | 106 S D ST | | |



{ JUST A NOTE } ♪

Hi there,
 Reaching out to the neighbors of the Shane Center,
 we have an exciting opportunity for growth &
 we'd like to tell you about it first!
 Please join us for an informal info/Q&A Session
 Wednesday, April 26th at 7pm
 The Shane Center Ballroom
 Light apps, beer & wine will be served.
 I look forward to seeing you there.
 ~Erika

P.S. If you aren't able to attend, please send me
 an email at erika@theshanecenter.org & we'll
 follow up with notes from the meeting.

ERIKA ADAMS

Executive Director (406) 222-1420
 (406) 403-8986
erika@theshanecenter.org

The Shane Lalani Center for the Arts
www.theshanecenter.org
 PO Box 58 415 E. Lewis St.
 Livingston, MT 59047



ORDINANCE NO. 2015

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED THE OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY REZONING TRACT A-1 AND TRACT B-1 OF SUBDIVISION PLAT NO. 410 LOCATED IN BLOCK 75 OF THE ORIGINAL TOWNSITE PLAT, COMMONLY REFERRED TO AS THE OLD EASTSIDE SCHOOL, FROM NEIGHBORHOOD COMMERCIAL (NC) TO CENTRAL BUSINESS DISTRICT (CBD).

Purpose

The purpose of this Ordinance is to promote public health, safety and general welfare of the City by the height, number of stories and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, and the location and use of buildings, structures, and land for trade, industry, residence or other purposes.

WHEREAS, the City of Livingston (City) owns certain property which is described as Tract A-1 and Tract B-1 of Subdivision Plat No. 410 which is commonly referred to as the Old Eastside School Property and is located in Block 75 of the Original Townsite to the City of Livingston, Montana, all of which are on file and of public record in the office of the Clerk and Recorder for Park County, Montana; and

WHEREAS, the above-described property is currently zoned as Neighborhood Commercial; and

WHEREAS, the City and Crazy Mountain Productions, d/b/a Firehouse Five, following a request for proposals to sell or lease said property, have entered into negotiations whereby Crazy Mountain Productions, a non-profit corporation, is seeking to

**Ordinance No. 2015
Rezoning Tract A-1 and B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite to the City of Livingston, the Old Eastside School, from Neighborhood Commercial to Central Business District.**

purchase the above-described property to develop, in accordance with its mission statement to strengthen the community through participation in the performing arts, a performing arts center at the location of the Old East Side School; and

WHEREAS, the Central Business District abuts the Old Eastside School property, i.e. the southerly portion of Block 75, on its westerly side; and

WHEREAS, the expansion of the Central Business District to include Tract A-1 and Tract B-1 of Plat No. 410 (i.e. the southerly portion of Block 75), will allow the development of the performing arts in close proximity to the downtown business area thereby enhancing the downtown business environment by creating a “walkable” area in which the patrons of the performing arts may enjoy the culinary delights of restaurants and other attributes offered by downtown businesses, such as the “art walks”; and

WHEREAS, the City is desirous of preserving the historic integrity and standards of the Old Eastside School building in accordance with regulations established by the U.S. Secretary of the Interior’s Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings; and

WHEREAS, as part of the negotiations the parties have reviewed and agreed to abide by the provisions of 7-8-4201(3) of the Montana Code Annotated (MCA) concerning the disposal of City property which provides as follows:

“(3) If a city or town owns property containing a historically significant building or monument, the city or town may sell or give the property to nonprofit organizations or groups that agree to restore or preserve the property. The contract for the transfer of the property must contain a provision that:

(a) requires the property to be preserved in its present or restored state upon any subsequent

**Ordinance No. 2015
Rezoning Tract A-1 and B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite to the City of Livingston, the Old Eastside School, from Neighborhood Commercial to Central Business District.**

Page 2

transfer; and

(b) provides for the reversion of the property to the city or town for noncompliance with conditions attached to the transfer.”

WHEREAS, the proposed use of the property by Crazy Mountain Productions is contrary to the uses allowed in the Neighborhood Commercial Zone; and

WHEREAS, the City has requested a zone change from Neighborhood Commercial to Central Business District which will allow the proposed use proposed by Crazy Mountain Productions; and

WHEREAS, Section 30.30 Zoning Districts provides that the Central Business District (CBD) is intended to accommodate stores, hotels, government and cultural centers, professional offices, service establishments and all manner of housing with an emphasis on high density apartment housing;

WHEREAS, to protect the public interests and welfare and to facilitate an attractive, efficient and prosperous CBD, the emphasis is on large scale, dense buildings; and

WHEREAS, the Livingston Zoning Commission has reviewed the proposed zone change for compliance with the Twelve Point Lowe Test for Rezoning of property and following a public hearing wherein one person spoke against the zone change and five people spoke in favor of the zone change; and

**Ordinance No. 2015
Rezoning Tract A-1 and B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite to the City of Livingston, the Old Eastside School, from Neighborhood Commercial to Central Business District.
Page 3**

WHEREAS, the Zoning Commission, after the public hearing, has recommended to the City Commission that the zone change from Neighborhood Commercial to Central Business District be approved.

NOW, THEREFORE, BE IT ORDAINED by the Livingston City Commission that Section 30.13 entitled Official Zoning Map of Chapter 30 Zoning of the Livingston Municipal Code, be and the same is hereby amended as follows:

SECTION 1

Rezoning of Tract A-1 and Tract B-1 of Subdivision Plat No. 410 from Neighborhood Commercial (NC) to Central Business District (CBD):

That Tract A-1 and Tract B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite to the City of Livingston, Montana, on file and or record in the office of the Clerk and Recorder of Park County Montana, commonly referred to as the Old Eastside School, is rezoned from Neighborhood Commercial (NC) to Central Business District (CBD).

SECTION 2

Statutory Interpretation and Repealer:

Any and all resolutions, ordinances and sections of the Livingston Municipal Code and parts thereof in conflict herewith are hereby repealed.

SECTION 3

Severability:

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid by a court having competent jurisdiction, such invalidity shall not affect the other provisions of this ordinance which may be given effect without

**Ordinance No. 2015
Rezoning Tract A-1 and B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite to the City of Livingston, the Old Eastside School, from Neighborhood Commercial to Central Business District.**

Page 4

the invalid provisions or application, and to this end, the provisions of this ordinance are declared to be severable.

SECTION 4

Savings provision:

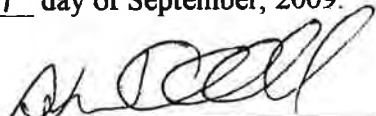
This ordinance does not affect the rights or duties that mature, penalties and assessments that were incurred or proceedings that begun before the effective date of this ordinance.

SECTION 5

Effective date:

This ordinance will become effective 30 days after the second reading and final adoption.

PASSED by the City Commission of the City of Livingston, Montana, on first reading at a regular session thereof held on the 21st day of September, 2009.



STEVE CALDWELL - Chairman

ATTEST:



ROBYN KEYES
Recording Secretary

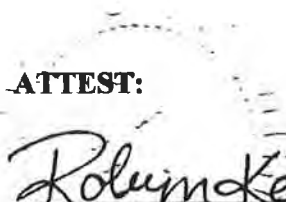
PASSED, ADOPTED AND APPROVED by the City Commission of the City of Livingston, Montana, on second reading at a regular session thereof held on the 19th day of October, 2009.



STEVE CALDWELL - Chairman

Ordinance No. 2015
Rezoning Tract A-1 and B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite to the City of Livingston, the Old Eastside School, from Neighborhood Commercial to Central Business District.
Page 5

ATTEST:


Robyn Keyes

ROBYN KEYES
Recording Secretary

APPROVED AS TO FORM:

Bruce E. Becker

BRUCE E. BECKER
Livingston City Attorney

Ordinance No. 2015
Rezoning Tract A-1 and B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite
to the City of Livingston, the Old Eastside School, from Neighborhood Commercial to Central
Business District.
Page 6

NOTICE

The public is invited to attend and comment at a public hearing to be held on October 19, 2009, at 7:00 p.m. in the Community Room of the City County Complex, 414 East Callender Street, Livingston, Montana, on the second reading of **ORDINANCE NO. 2015** entitled **AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA, AMENDING SECTION 30.13 OF THE LIVINGSTON MUNICIPAL CODE ENTITLED THE OFFICIAL ZONING MAP OF THE CITY OF LIVINGSTON BY REZONING TRACT A-1 AND TRACT B-1 OF SUBDIVISION PLAT NO. 410 LOCATED IN BLOCK 75 OF THE ORIGINAL TOWNSITE PLAT, COMMONLY REFERRED TO AS THE OLD EASTSIDE SCHOOL, FROM NEIGHBORHOOD COMMERCIAL (NC) TO CENTRAL BUSINESS DISTRICT (CBD)**. A copy of the ordinance is available for inspection at the City Office, 414 East Callender Street, Livingston, MT 59047. For further information call the City Attorney at (406)823-6007.

(Notice must be published twice at least 6 days apart. (7-1-4127(6) and posted on the City Bulletin Board, and copies available for the public (7-5-103 MCA). The law further requires at least 15 days notice prior to hearing in zoning matters (76-2-303(2) MCA

Ordinance No. 2015
Rezoning Tract A-1 and B-1 of Subdivision Plat No. 410 located in Block 75 of the Original Townsite to the City of Livingston, the Old Eastside School, from Neighborhood Commercial to Central Business District.
Page 7

MEMO

Date: 9/15/09

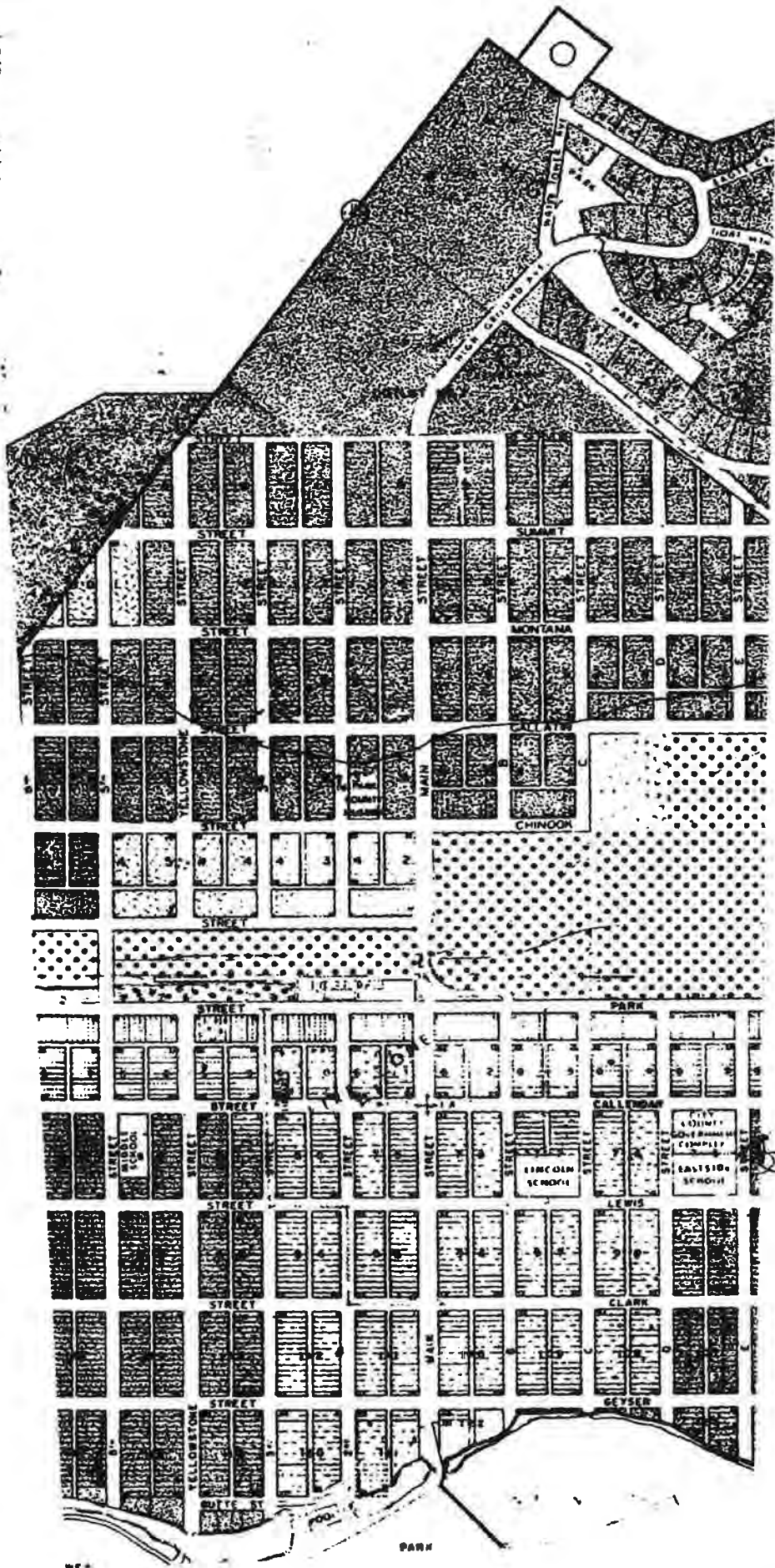
To: City Commission/City Manager

From: City Attorney

Re: FYI supporting documents for zone Eastside School Zone Change I anticipation of questions

Attached are copies of the zoning map showing the location of block 75 in conjunction with the Central Business District.

Also the list of uses for the various zones.



Sec. 30.40

| A = Acceptable S = Special Exception Permit Required N = Not Accepted | | | | | | | | | | | |
|--|------------|-------------|--------------|------------------------|----------|-----------|-----------------------|-----------|------------|----------|-----------------|
| | R-I | R-II | R-III | CBD¹ | I | LI | NC² | HC | RMO | P | RII (MH) |
| Hospitals | N | N | A | N | N | A | A | N | N | N | N |
| Churches | S | S | A | N | N | N | A | S | N | N | S |
| Business and Professional Offices | N | N | S | A | N | A | A | A | N | S | N |
| Restaurants | N | N | N | A | S | A | A | A | N | N | N |
| Mobile Homes | N | N | N | N | N | N | N | N | A | N | A |
| Schools, Public and Commercial | A | A | A | N | N | N | A | N | A | A | A |
| Utility Substations | S | S | S | S | S | N | S | S | S | S | S |
| Light Manufacturing | N | N | N | A | A | A | A | A | N | N | N |
| Clinics | N | N | S | A | A | A | A | N | N | N | N |
| Schools, Trade | N | N | N | A | A | A | S | A | N | N | N |
| Gasoline Service Stations | N | N | N | N | A | N | N | A | N | N | N |
| Bars | N | N | N | A | A | N | S | A | N | N | N |
| Banks | N | N | N | A | N | N | A | N | N | N | N |
| Fire Station | S | S | S | N | A | N | A | A | N | S | S |
| Self-Service Laundry | N | N | N | A | N | N | A | A | S | N | N |
| Drive-In Restaurants | N | N | N | N | N | N | S | A | N | N | N |
| Veterinarian Clinics | N | N | N | N | N | N | N | A | N | N | N |
| Adult Foster Care Center ⁴ | N | A | A | N | N | A | N | N | N | N | A |
| Nursing Homes | N | A | A | N | N | N | A | N | N | N | A |
| Personal Care Centers | N | A | A | A | N | N | N | N | N | N | A |
| Warehouse and Enclosed Storage | N | N | N | S | A | A | S | A | N | S | N |
| Automobile Dealerships | N | N | N | A | N | N | N | A | N | N | N |
| Auto Repair Garage | N | N | N | S | A | N | N | A | N | N | N |
| Auto Salvage and Storage | N | N | N | N | A | N | N | S | N | N | N |
| Barber Shop and Beauty Parlors | N | N | N | A | S | A | A | A | N | N | N |
| Wholesale Businesses | N | N | N | A | A | A | S | A | N | N | N |
| Mortuary | N | N | N | A | N | N | S | A | N | N | N |
| Commercial Greenhouses | N | S | S | N | N | A | A | A | N | N | S |
| Boarding and Lodging Houses | N | N | N | A | N | N | S | A | N | N | N |
| Transportation Terminals | N | N | N | A | N | N | N | A | N | N | N |
| Machine Shop | N | N | N | N | A | N | S | A | N | N | N |
| Kennels and Catterys | N | N | N | N | A | N | N | A | N | N | N |

Sec. 30.40

| A = Acceptable S = Special Exception Permit Required N = Not Accepted | | | | | | | | | | | |
|---|-----|------|-------|------------------|---|----|-----------------|----|-----|---|---------|
| | R-I | R-II | R-III | CBD ¹ | I | LI | NC ² | HC | RMO | P | RII(MH) |
| Travel Trailer Parks | N | N | N | N | N | N | N | A | N | N | N |
| Armory | N | N | N | N | N | N | N | N | N | A | N |
| Public Recreation Facility | A | A | A | N | N | N | N | N | N | A | A |
| Government Offices | N | N | N | A | N | N | A | A | N | A | N |
| Cemetery | N | N | N | N | N | N | N | N | N | A | N |
| Heavy Manufacturing | N | N | N | N | A | N | N | N | N | N | N |
| Child Care Center | A | A | A | A | N | A | A | A | A | N | A |
| Lumberyards | N | N | N | N | N | A | N | A | N | N | N |

- ¹ C.B.D.—Any number of apartment units may be established in an existing commercial building. No new residential structures may be built unless they meet the definition of “High Density Residential.”
- ² NC-A single residential unit may be established within a commercial building to allow living space for a business owner.
- ³ Bed and breakfasts are allowed as a special exception only where the following conditions are met:
 - a. Off-street parking (two (2) places, plus one (1) for each bedroom);
 - b. Signage to be limited to that allowed for home occupations (twelve (12) inch by twenty-four (24) inch nonilluminated, flush-mounted);
 - c. Limited to those structures being developed as a historic restoration certified by the National Park Service.
- ⁴ Adult Foster Care Center.
 - a. No more than four (4) residents;
 - b. Staff member must be on board twenty-four (24) hours a day.

(Ord. 1506, 11/16/82; Ord. 1516, 8/2/83; Ord. 1517, 10/18/83; Ord. 1529, 7/16/84; Ord. 1538, 11/20/85; Ord. 1544, 2/4/86; Ord. 1556, 9/16/86; Ord. 1799, 12/19/94; Ord. 1810, 7/3/95; Ord. 1813, 8/21/95; Ord. 1891, 9/7/99; Ord. 1949, 10/18/04; Ord. 1977, 9/18/06; Ord. 2000, 4/7/08)



SHANE CENTER FOR THE ARTS PAVILION DEVELOPMENT SCHEDULE

OVERVIEW:

Project Name : Shane Center Pavilion
 Prepared Date: March, 15th 2023
 Reviewed By: Wyeth R. Windham, CEO
 Project Manager: Dayydd Rees
 Architect: LTS Architects



MAJOR MILESTONE SCHEDULE:

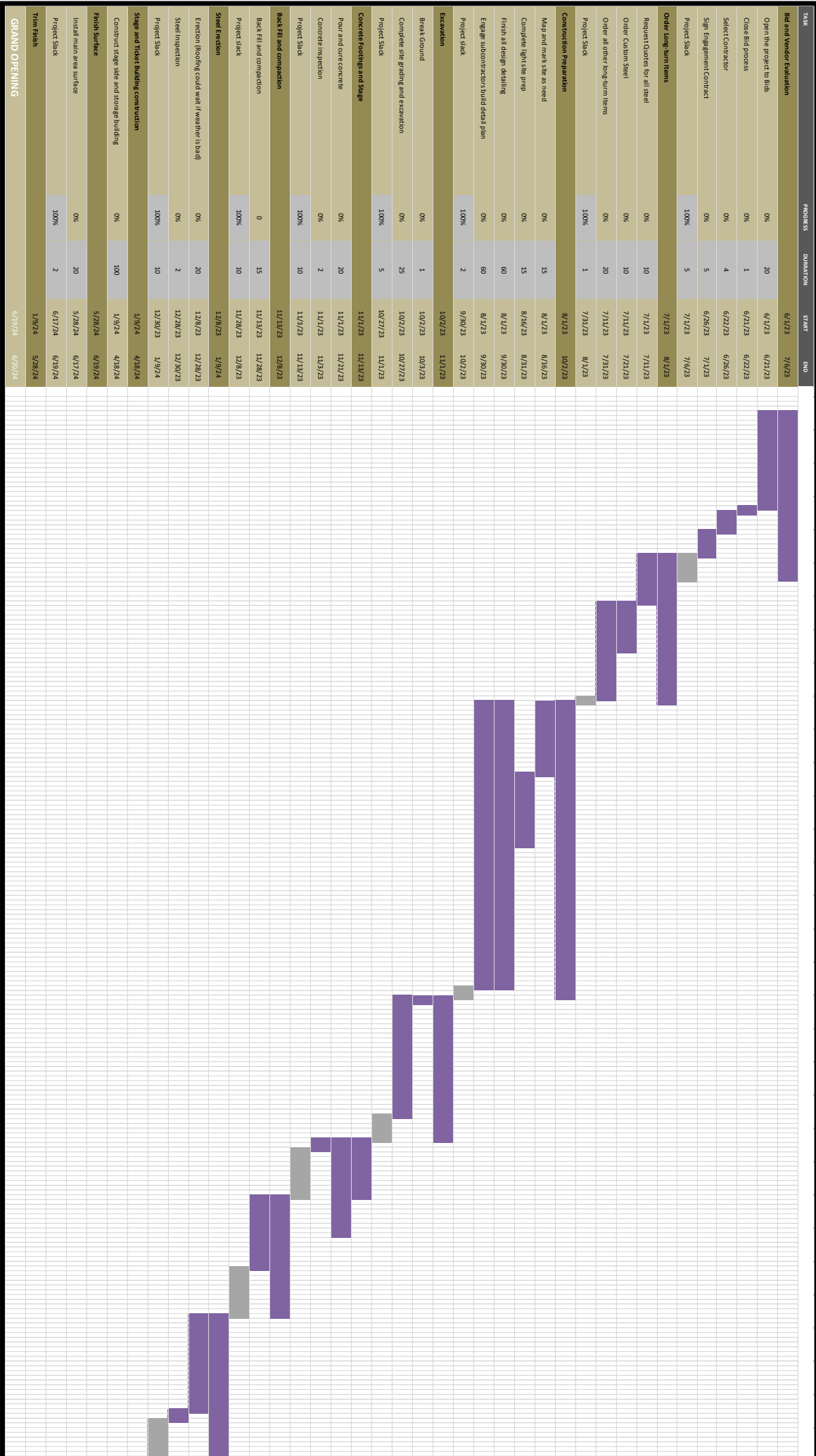
| | | |
|---|----------|----------|
| Bid and Vendor Evaluation | 6/1/23 | 7/6/23 |
| Order Long-turn Items | 7/1/23 | 8/1/23 |
| Construction Preparation | 8/1/23 | 10/2/23 |
| Excavation | 10/2/23 | 11/1/23 |
| Concrete Footings and Stage | 11/1/23 | 11/13/23 |
| Back Fill and compaction | 11/13/23 | 12/8/23 |
| Steel Erection | 12/8/23 | 1/9/24 |
| Stage and Ticket Building construction | 1/9/24 | 4/18/24 |
| Finish Surface | 5/28/24 | 6/19/24 |
| Trim Finish | 1/9/24 | 5/28/24 |
| GRAND OPENING | 6/19/24 | 6/20/24 |

DETAIL SCHEDULE:

| TASK | PROGRESS | DURATION | START | END |
|---|----------|----------|---------|----------|
| Bid and Vendor Evaluation | | | 6/1/23 | 7/6/23 |
| Open the project to Bids | 0% | 20 | 6/1/23 | 6/21/23 |
| Close Bid process | 0% | 1 | 6/21/23 | 6/22/23 |
| Select Contractor | 0% | 4 | 6/22/23 | 6/26/23 |
| Sign Engagement Contract | 0% | 5 | 6/26/23 | 7/1/23 |
| Project Slack | 100% | 5 | 7/1/23 | 7/6/23 |
| Order Long-turn Items | | | 7/1/23 | 8/1/23 |
| Request Quotes for all steel | 0% | 10 | 7/1/23 | 7/11/23 |
| Order Custom Steel | 0% | 10 | 7/11/23 | 7/21/23 |
| Order all other long-turm Items | 0% | 20 | 7/11/23 | 7/31/23 |
| Project Slack | 100% | 1 | 7/31/23 | 8/1/23 |
| Construction Preparation | | | 8/1/23 | 10/2/23 |
| Map and mark site as need | 0% | 15 | 8/1/23 | 8/16/23 |
| Complete light site prep | 0% | 15 | 8/16/23 | 8/31/23 |
| Finish all design detailing | 0% | 60 | 8/1/23 | 9/30/23 |
| Engage subcontractors build detail plan | 0% | 60 | 8/1/23 | 9/30/23 |
| Project slack | 100% | 2 | 9/30/23 | 10/2/23 |
| Excavation | | | 10/2/23 | 11/1/23 |
| Break Ground | 0% | 1 | 10/2/23 | 10/3/23 |
| Complete site grading and excavation | 0% | 25 | 10/2/23 | 10/27/23 |

| | | | | |
|---|------|-----|----------|----------|
| Project Slack | 100% | 5 | 10/27/23 | 11/1/23 |
| Concrete Footings and Stage | | | 11/1/23 | 11/13/23 |
| Pour and cure concrete | 0% | 20 | 11/1/23 | 11/21/23 |
| Concrete inspection | 0% | 2 | 11/1/23 | 11/3/23 |
| Project Slack | 100% | 10 | 11/3/23 | 11/13/23 |
| Back Fill and compaction | | | 11/13/23 | 12/8/23 |
| Back Fill and compaction | 0 | 15 | 11/13/23 | 11/28/23 |
| Project slack | 100% | 10 | 11/28/23 | 12/8/23 |
| Steel Erection | | | 12/8/23 | 1/9/24 |
| Erection (Roofing could wait if weather is bad) | 0% | 20 | 12/8/23 | 12/28/23 |
| Steel Inspection | 0% | 2 | 12/28/23 | 12/30/23 |
| Project Slack | 100% | 10 | 12/30/23 | 1/9/24 |
| Stage and Ticket Building construction | | | 1/9/24 | 4/18/24 |
| Construct stage side and storage building | 0% | 100 | 1/9/24 | 4/18/24 |
| Finish Surface | | | 5/28/24 | 6/19/24 |
| Install main area surface | 0% | 20 | 5/28/24 | 6/17/24 |
| Project Slack | 100% | 2 | 6/17/24 | 6/19/24 |
| Trim Finish | | | 1/9/24 | 5/28/24 |
| Complete all trim out elements | 0% | 130 | 1/9/24 | 5/18/24 |
| Project Slack | 100% | 10 | 5/18/24 | 5/28/24 |
| GRAND OPENING | | | 6/19/24 | 6/20/24 |

VISUALIZED DEPENDENCIES GANTT CHART:



**APPENDIX I
ADDITIONAL INFORMATION – PUBLIC COMMENTS REGARDING THE SHANE
CENTER**

Hi everyone, my name is Aila Harting. I'm really excited to tell you what the Shane Center means to me. I live in Bozeman, Montana with my mom, dad, and brother. We also have a dog named Ripley. When I first auditioned for Matilda, I thought that I would never make it. When I found out I had gotten the role, I honestly thought it was a mistake. The way that the Shane Center helped me was just amazing. They were so kind to me the minute I stepped in, and were just so welcoming to everyone. I feel like the Shane is kind of like another family to me. I just feel so comfortable acting and just being there. It made me really think about a career in acting, and helped me push past my limits. Thank you so much to the Shane and to everyone here who has helped me be able to do this. A piece of my life would be missing without this.



Daniella Crawford

1 review

★★★★★ 4 years ago

A place for every one to enjoy !



Mechanical Mike

Local Guide · 12 reviews · 23 photos

★★★★★ 5 years ago

No place is more beneficial to the kids in our community





Linda Jarzynka

132 reviews

★★★★★ 8 months ago

Have only attended outdoor events here....concerts and a ballet. Great location, plenty of space to sit but NOT MUCH SHADE...can get pretty uncomfortable in the sun. The quality of the performances was top notch! Loved it! Hope they have it again next summer.



P Marantz

Local Guide · 51 reviews · 24 photos

★★★★★ 3 years ago

A gem for the community, an artistic hub youth and adult classes, community theater and resources housed in what once was school, come check it out.



Marina "Mari" Bradley

Local Guide · 99 reviews · 74 photos

★★★★★ 4 years ago

The Shane Center is the best community theater I've even been to, and everything here is AMAZING!! The community here is wonderful, the shows are great, I love it here!!!



Tiffani Zimmerman

Local Guide · 56 reviews · 67 photos

★★★★★ 5 years ago

The Shane theater is a wonderful renovated school that feature plays by extremely talented locals,voluntarily, feature films and much, much more. I have never been disappointed but rather the opposite extremely impressed and verge well entertained. Exceptional place to experience wonderful entertainment! Donations are appreciated.





Carol Roche

2 reviews

★★★★★ a year ago

Wonderful venue in Livingston - we are so fortunate to have this great artistic resource - especially in the summer when we all have so many guests.



Christopher Olson

Local Guide · 14 reviews · 25 photos

★★★★★ 3 years ago

A center for cultural excellence. Food, music, yoga, entertainment and more! My Fiancee and I regularly eat at Fayes Cafe and have attended numerous play. A definite benefit to the community.



Michael Anczak

Local Guide · 94 reviews · 516 photos

★★★★★ 3 years ago

Love this place so much! Everything I have attended here has been so amazing. Most recently saw Alex Honold movie free solo on the big screen was amazing.



Benjamin Jackson

28 reviews · 22 photos

★★★★★ 4 years ago

A very cool little theater. Have watch a hand full of plays and have loved them all!!! The last 3 we have driven 7 hours one direction to see them. Definitely plan on going to more plays as well!!!





Dale Hopkins

dale@thekitchenshoponmain.com | The S...



Jun 10, 2022 via Email



Positive feedback

\$17.50 sale on Jun 10, 2022

Other, Environment

The PEOPLE! The Shane Center staff are gracious, kind and fun. Thank you for making our community better!

[View transaction](#)

DH



crazymountians@gm...

The Shane Lalani Center for the Arts



4 days ago via Email



Positive feedback

\$30.00 sale on Apr 3

Environment, Other

Always an enjoyable, uplifting experience. Staff and performances are always top notch. We are extremely blessed to have the Shane Center in Livingston!

[View transaction](#)

C



Ashly Holland Fry recommends **Shane Lalani Center for the Arts.**
September 22, 2015 · 🌐



The Shane Lalani is a true asset to our community!



Heidi Feldtman recommends **Shane Lalani Center for the Arts.**
June 5, 2015 · 🌐



Wonderful place! And community driven to please everyone!

5 stars



Rebecca McAninch recommends **Shane Lalani Center for the Arts.**
April 9, 2019 · 🌐



Love the events they host at this venue.
Also enjoy the fact that we don't have to travel far for the amazing events and entertainment.



Barbara Woodbury recommends **Shane Lalani Center for the Arts.**
October 4, 2019 · 🌐



TheShane is a wonderful community event center!



Annie Hondorf recommends **Shane Lalani Center for the Arts.**
August 16, 2019 · 🌐



Fantastic asset to our community!



Dawn Davaz recommends **Shane Lalani Center for the Arts.**
April 1, 2015 · 🌐



A vital part of the community that welcomes all walks of life. Everyone is accepted and supported.



Alana John recommends **Shane Lalani Center for the Arts.**
December 23, 2017 · 🌐



This place brings so much joy to the community.

THE SHANE LALANI CENTER FOR THE ARTS SPECIAL EXCEPTION APPLICATION for the PAVILION

TABLE OF CONTENTS

- Cover Letter
- Completed Special Exception Permit Application

1. **PROJECT DESCRIPTION**
2. **PROJECT LOCATION – LEGAL DESCRIPTION**
3. **ZONING & LAND USE**
4. **HISTORY & BACKGROUND**
5. **DESIGN INTENT**
6. **PROJECT IMPACT**
7. **ZONING COMPLIANCE**
8. **INTENDED USES**
9. **SITE PLAN & BUILDING ELEVATIONS**
10. **CODE REVIEW TEXT**
11. **DEVELOPMENT SCHEDULE**

APPENDICES

- A. Property Survey from IMEG Engineering
- B. Resolution No. 4073 passed and adopted May 14, 2009
- C. Crazy Mountain Productions Project Proposal
- D. 4 Images of the proposed Pavilion
- E. List of Adjacent Properties
- F. Handwritten Invitation to Neighbors
- G. Ordinance No. 2015 passed on October 19, 2019
- H. Basecamp Construction Pavilion Development Schedule
- I. Public Comments Regarding the Shane Center
- J. Sanderson Stewart Trip Generation Analysis – Sr. Transportation Engineer
- K. 23 Neighborhood Letters of Support/31 Community Letters of Support

May 8, 2023

Jennifer Severson
City of Livingston - Planning Director
220 East Park Street
Livingston, MT 59047

Reference: Shane Center Pavilion – Trip Generation Letter

Ms. Severson:

The purpose of this letter is to provide trip generation estimates for the Pavilion expansion at the Shane Lalani Center for the Arts facility in Livingston, Montana. The Shane Center Pavilion project proposes construction of a 4882-square-foot outdoor assembly area, a 1604-square-foot platform area, a 763-square-foot loading/storage area, and a 1066-square-foot area for concessions/ticketing. In total, 8315 gross floor area will be used for trip generation estimates.

This letter utilized Trip Generation, 11th Edition, published by the Institute of Transportation Engineers (ITE), which is the most widely accepted source for determining trip generation projections. Recreational Community Center (Land Use Code 495) was used to estimate trip generation for the Shane Center Pavilion area. An outdoor venue or meeting area is not specifically outlined in the ITE Trip Generation Manual, and Recreational Community Center most closely matches the anticipated uses of the site. The Pavilion is projected to generate a total of 240 additional gross average weekday trips with 16 trips (11 entering/5 exiting) generated during the AM peak hour and 21 trips (10 entering/11 exiting) generated during the PM peak hour. Additionally, 113 additional Saturday daily trips would be generated. A portion of the external trips generated by Shane Center Pavilion will likely made by alternate modes (walking, biking, transit), thereby reducing vehicular trips generated.

Table with 5 main columns: Land Use, Independent Variable (Intensity, Units), Average Weekday (total, enter, exit), AM Peak Hour (total, enter, exit), PM Peak Hour (total, enter, exit), and Saturday (total, enter, exit). Row 1: Shane Center Pavilion. Row 2: Total External Trips.

- (1) Recreational Community Center - Land Use Code 495*
Average Weekday: Average Rate = 28.82 (50% entering, 50% exiting)
Peak Hour of the Adjacent Street, One Hour between 7 and 9 AM: Average Rate = 1.91 (66% entering, 34% exiting)
Peak Hour of the Adjacent Street, One Hour between 4 and 6 PM: Average Rate = 2.50 (47% entering, 53% exiting)
Saturday: Average Rate = 13.60 (50% entering, 50% exiting)

If you have any questions or concerns, please feel free to contact me at 406-922-4306 or jstaszczuk@sandersonstewart.com.

Sincerely,

Handwritten signature of Joe Staszczuk

Joe Staszczuk, PE, PTOE, RSPI
Associate | Community Transportation Studio Manager



Land Use: 495

Recreational Community Center

Description

A recreational community center is a stand-alone public facility similar to and including YMCAs. These facilities often include classes and clubs for adults and children, a day care or nursery school, meeting rooms and other social facilities, swimming pools and whirlpools, saunas, tennis, racquetball, handball, pickle ball, basketball and volleyball courts; outdoor athletic fields/courts, exercise classes, weightlifting and gymnastics equipment, locker rooms, and a restaurant or snack bar. Public access is typically allowed and a membership fee may be charged. Racquet/tennis club (Land Use 491), health/fitness club (Land Use 492), and athletic club (Land Use 493) are related land uses.

Additional Data

The technical appendices provide supporting information on time-of-day distributions for this land use. The appendices can be accessed through either the ITETripGen web app or the trip generation resource page on the ITE website (<https://www.ite.org/technical-resources/topics/trip-and-parking-generation/>).

The sites were surveyed in the 1980s, the 1990s, the 2000s, the 2010s, and the 2020s in Alberta (CAN), Arizona, Indiana, Minnesota, New Hampshire, New York, Oregon, Pennsylvania, Tennessee, and Utah.

Source Numbers

281, 410, 443, 571, 618, 705, 719, 850, 866, 971, 1055

Recreational Community Center (495)

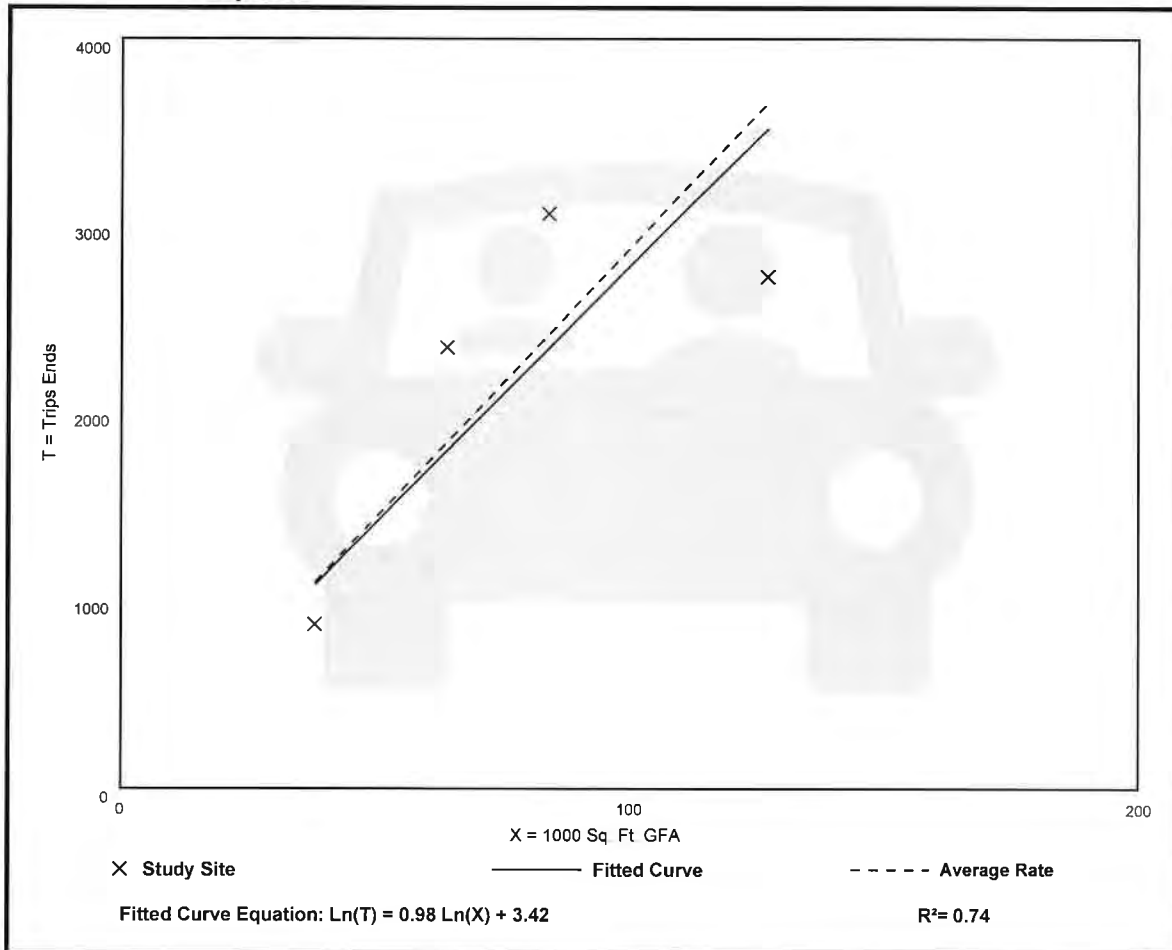
Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Weekday

Setting/Location: General Urban/Suburban
Number of Studies: 4
Avg. 1000 Sq. Ft. GFA: 78
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 28.82 | 21.49 - 36.71 | 8.56 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA

On a: **Weekday,**

Peak Hour of Adjacent Street Traffic,

One Hour Between 7 and 9 a.m.

Setting/Location: General Urban/Suburban

Number of Studies: 12

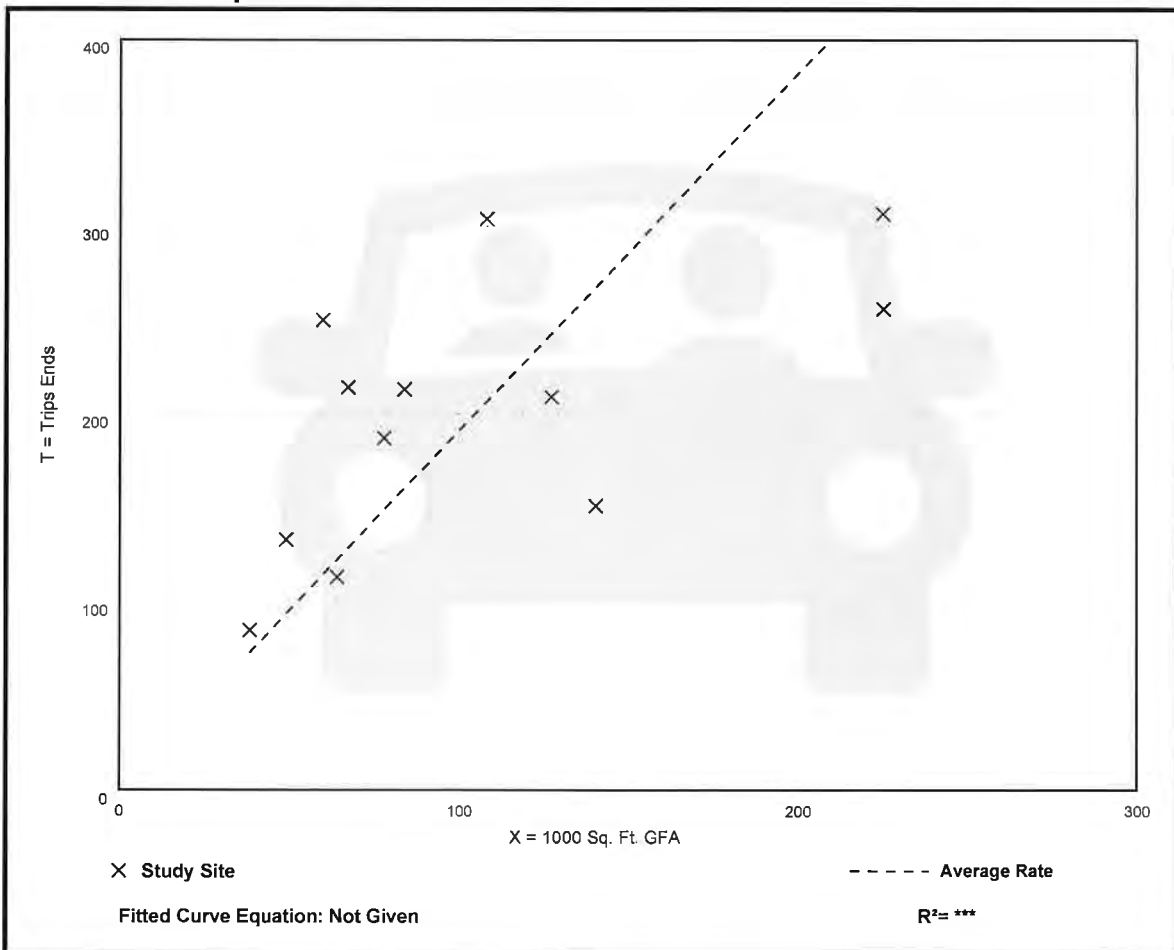
Avg. 1000 Sq. Ft. GFA: 105

Directional Distribution: 66% entering, 34% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 1.91 | 1.08 - 4.18 | 0.88 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA

On a: **Weekday,**

Peak Hour of Adjacent Street Traffic,

One Hour Between 4 and 6 p.m.

Setting/Location: General Urban/Suburban

Number of Studies: 15

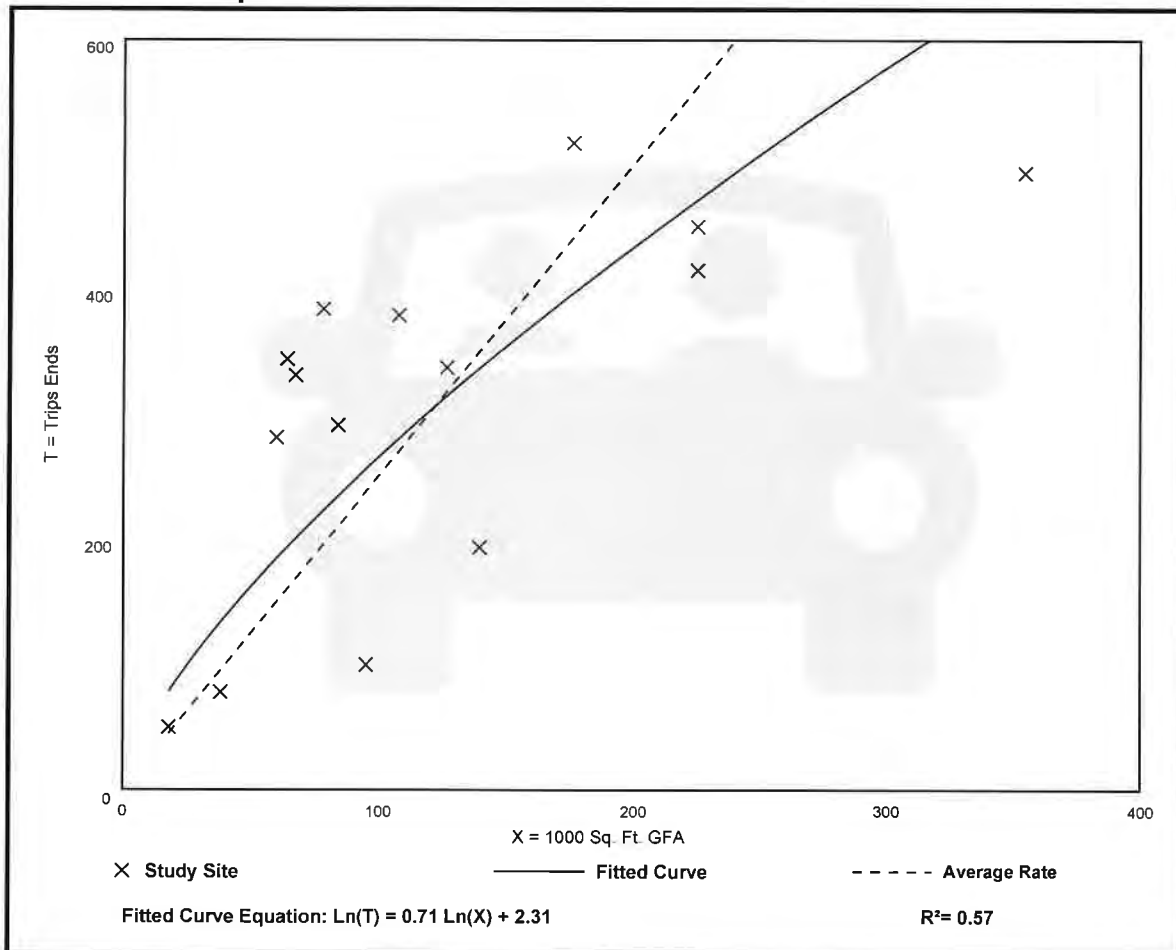
Avg. 1000 Sq. Ft. GFA: 124

Directional Distribution: 47% entering, 53% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 2.50 | 1.05 - 5.37 | 1.28 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA

On a: Weekday,

AM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 11

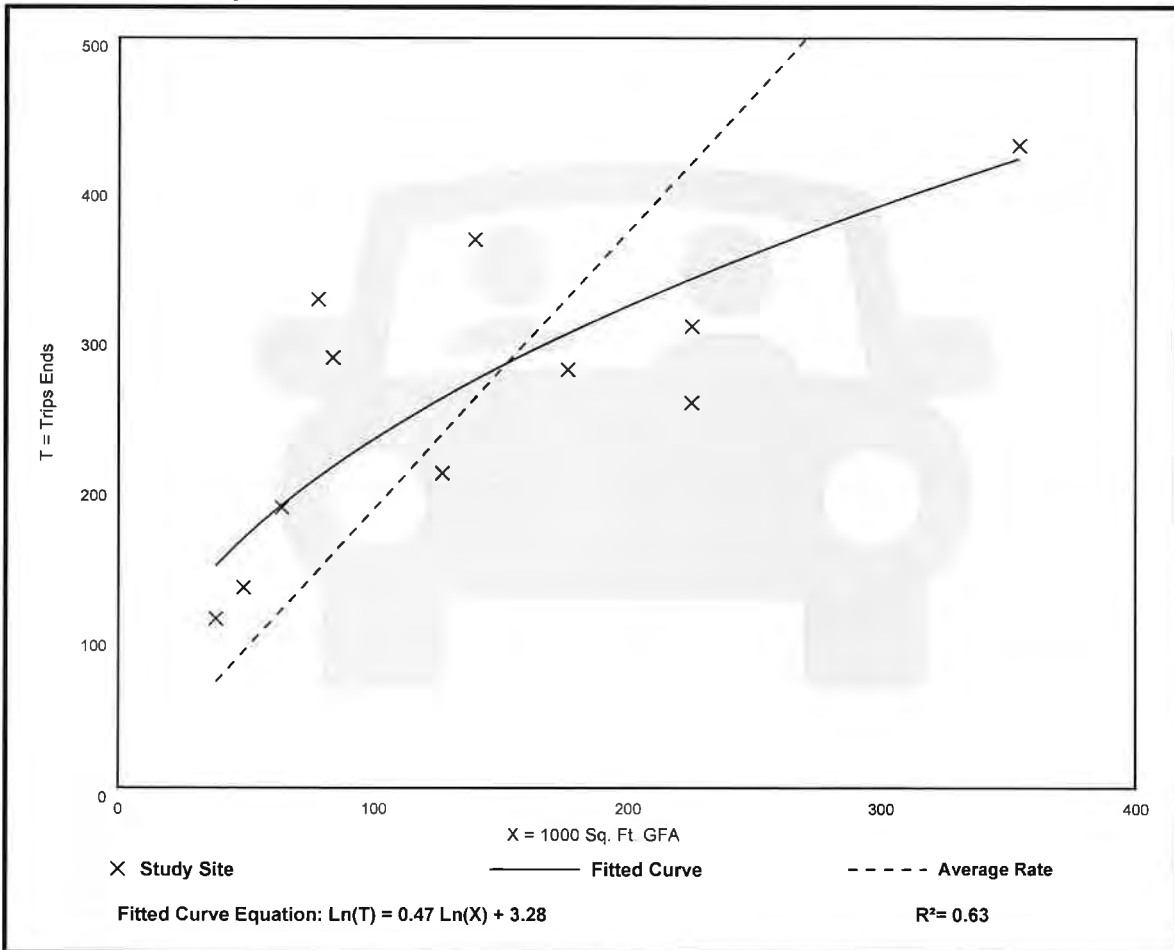
Avg. 1000 Sq. Ft. GFA: 142

Directional Distribution: 63% entering, 37% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 1.85 | 1.14 - 4.17 | 0.91 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA

On a: Weekday,

PM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 11

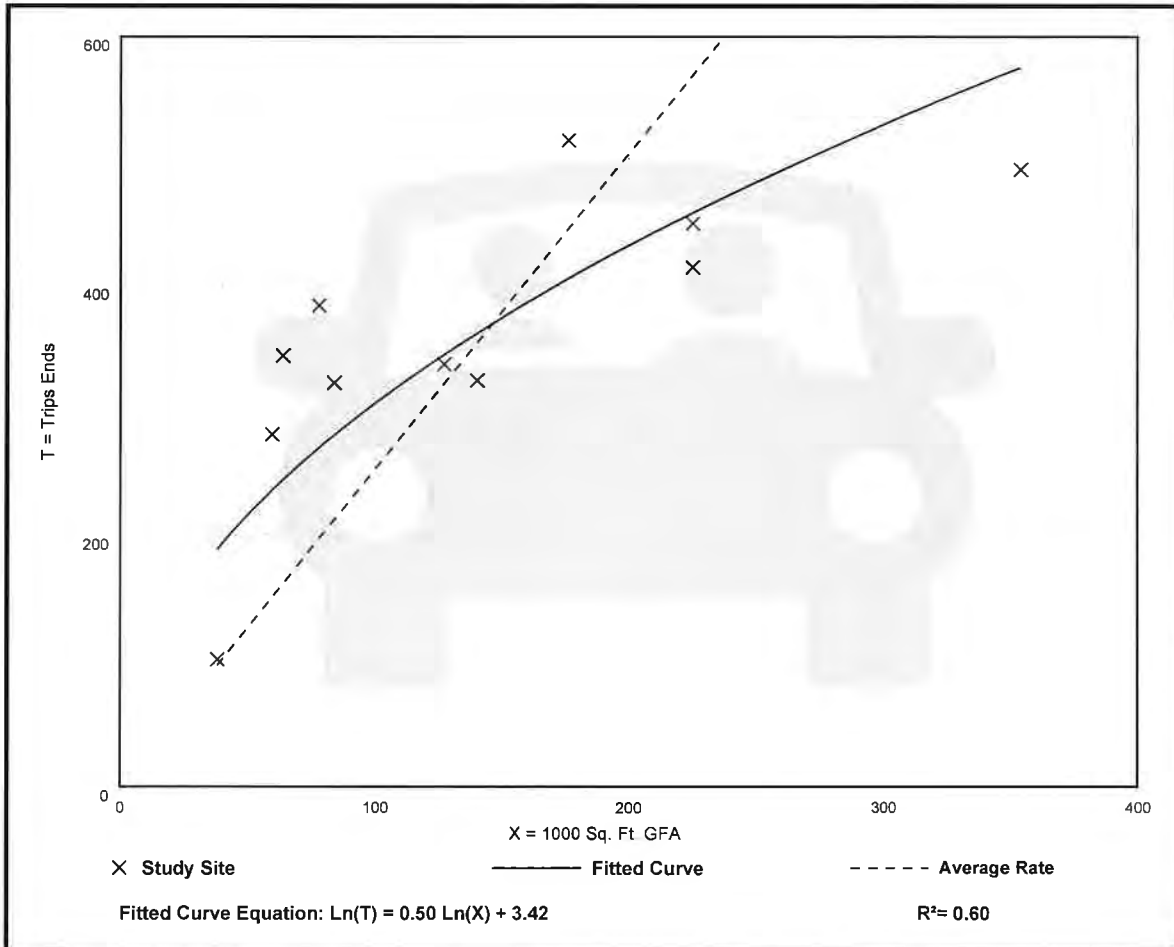
Avg. 1000 Sq. Ft. GFA: 143

Directional Distribution: 47% entering, 53% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 2.53 | 1.39 - 5.37 | 1.20 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: **Saturday**

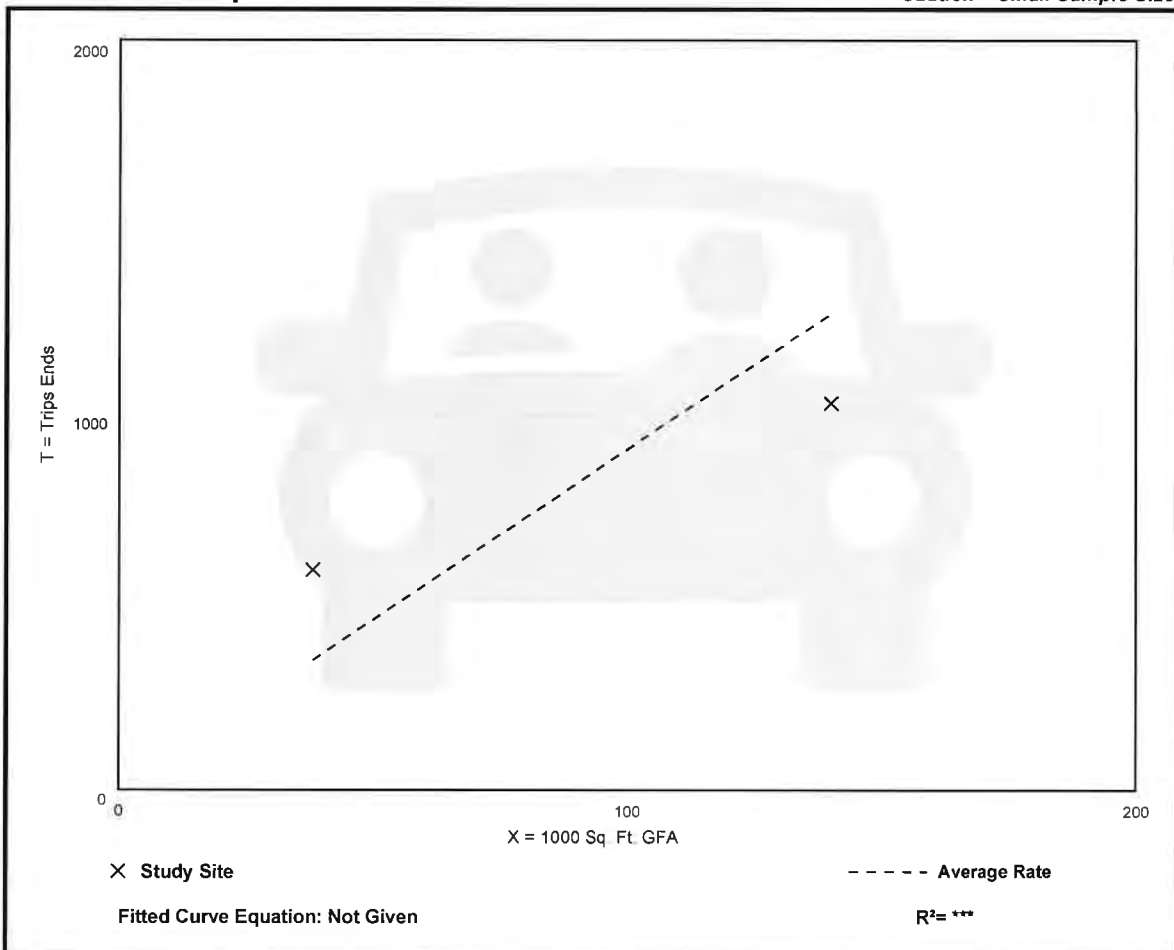
Setting/Location: General Urban/Suburban
Number of Studies: 2
Avg. 1000 Sq. Ft. GFA: 89
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 9.10 | 7.39 - 15.40 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

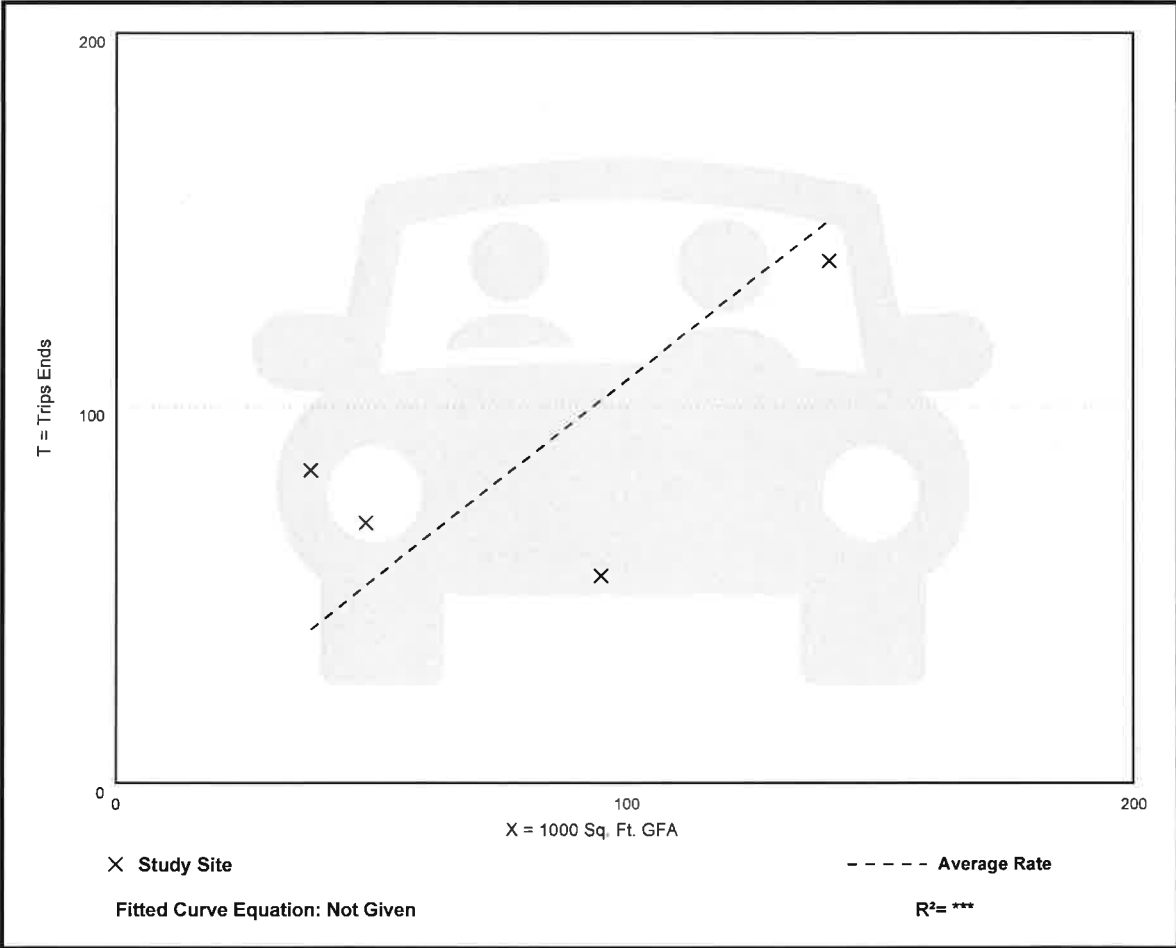
Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Saturday, Peak Hour of Generator

Setting/Location: General Urban/Suburban
 Number of Studies: 4
 Avg. 1000 Sq. Ft. GFA: 81
 Directional Distribution: 54% entering, 46% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 1.07 | 0.58 - 2.18 | 0.56 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Sunday

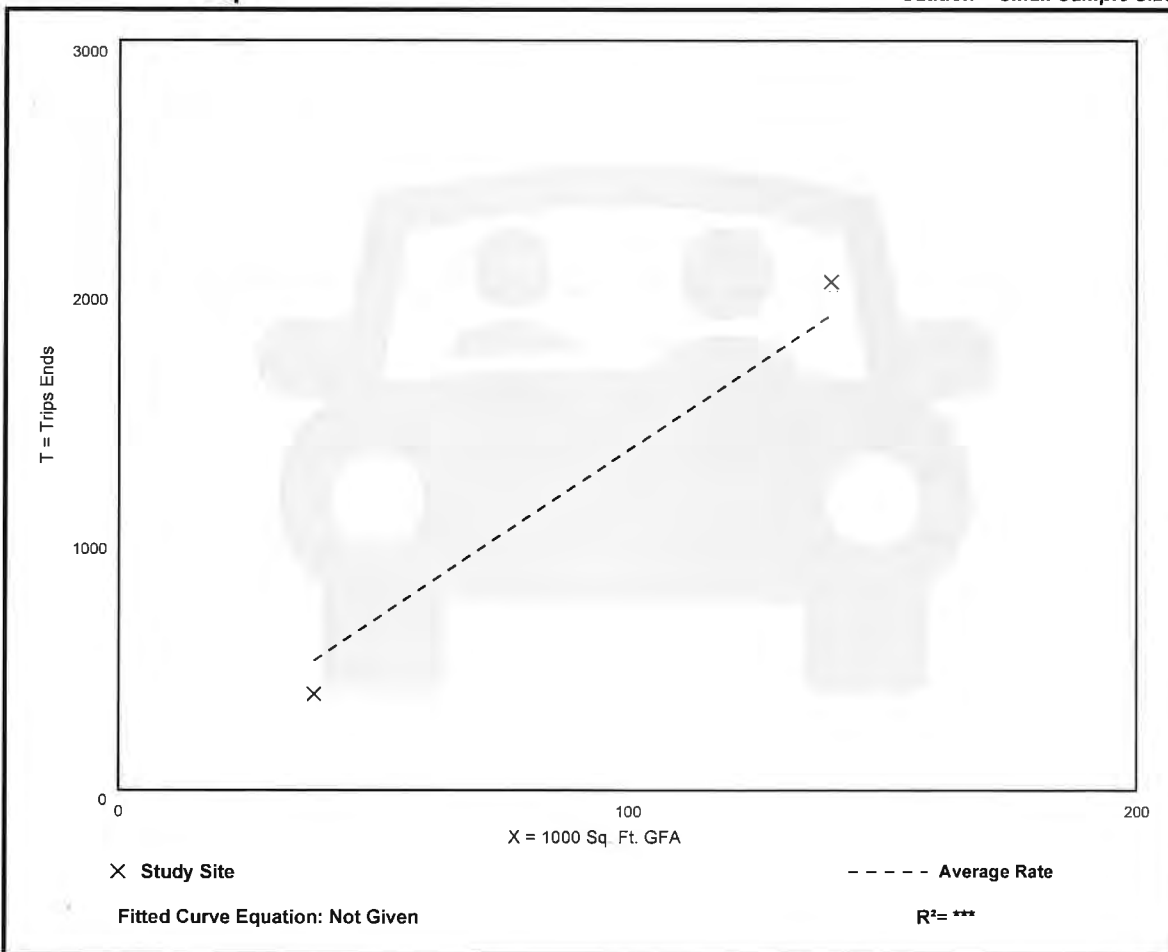
Setting/Location: General Urban/Suburban
Number of Studies: 2
Avg. 1000 Sq. Ft. GFA: 89
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 13.60 | 10.10 - 14.55 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Sunday, Peak Hour of Generator

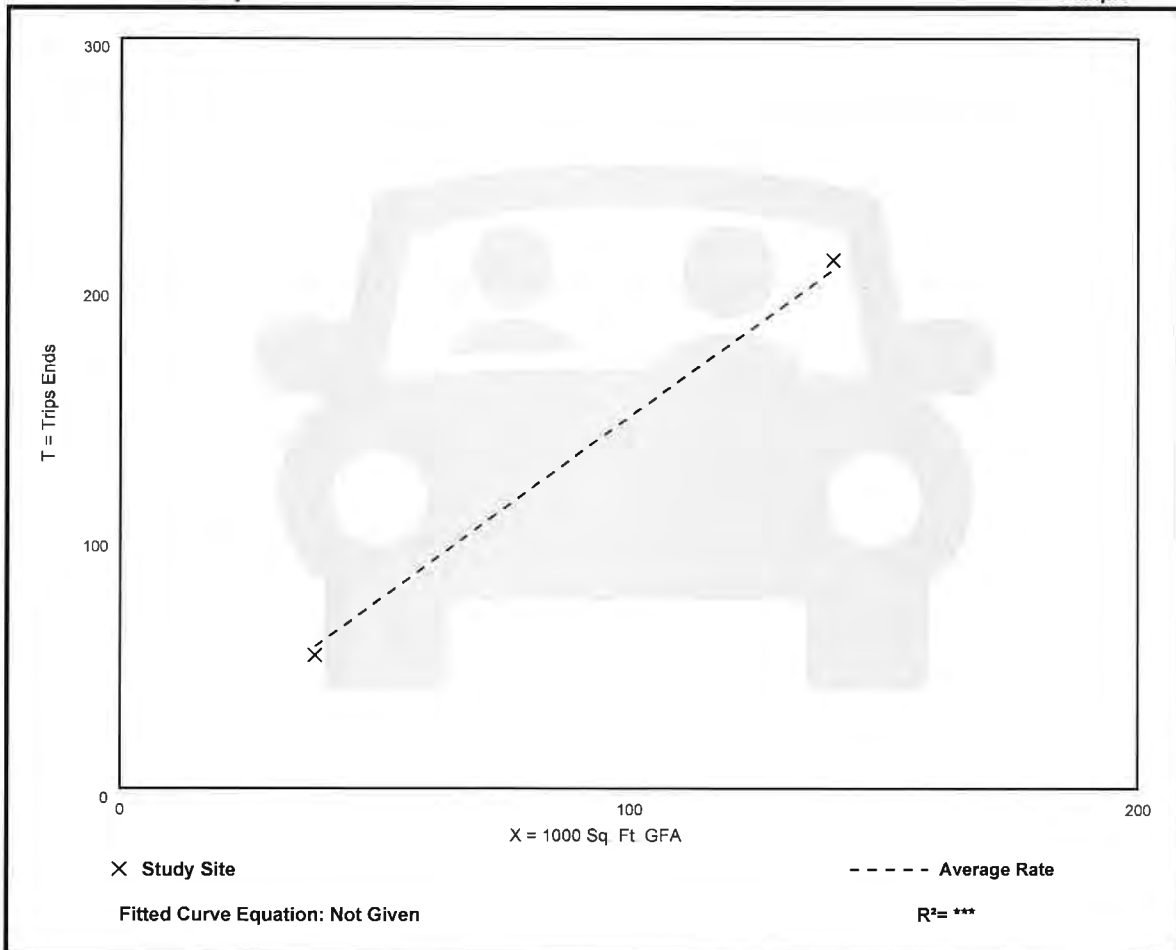
Setting/Location: General Urban/Suburban
 Number of Studies: 2
 Avg. 1000 Sq. Ft. GFA: 89
 Directional Distribution: 56% entering, 44% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 1.48 | 1.39 - 1.51 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: Weekday

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Employees: 32

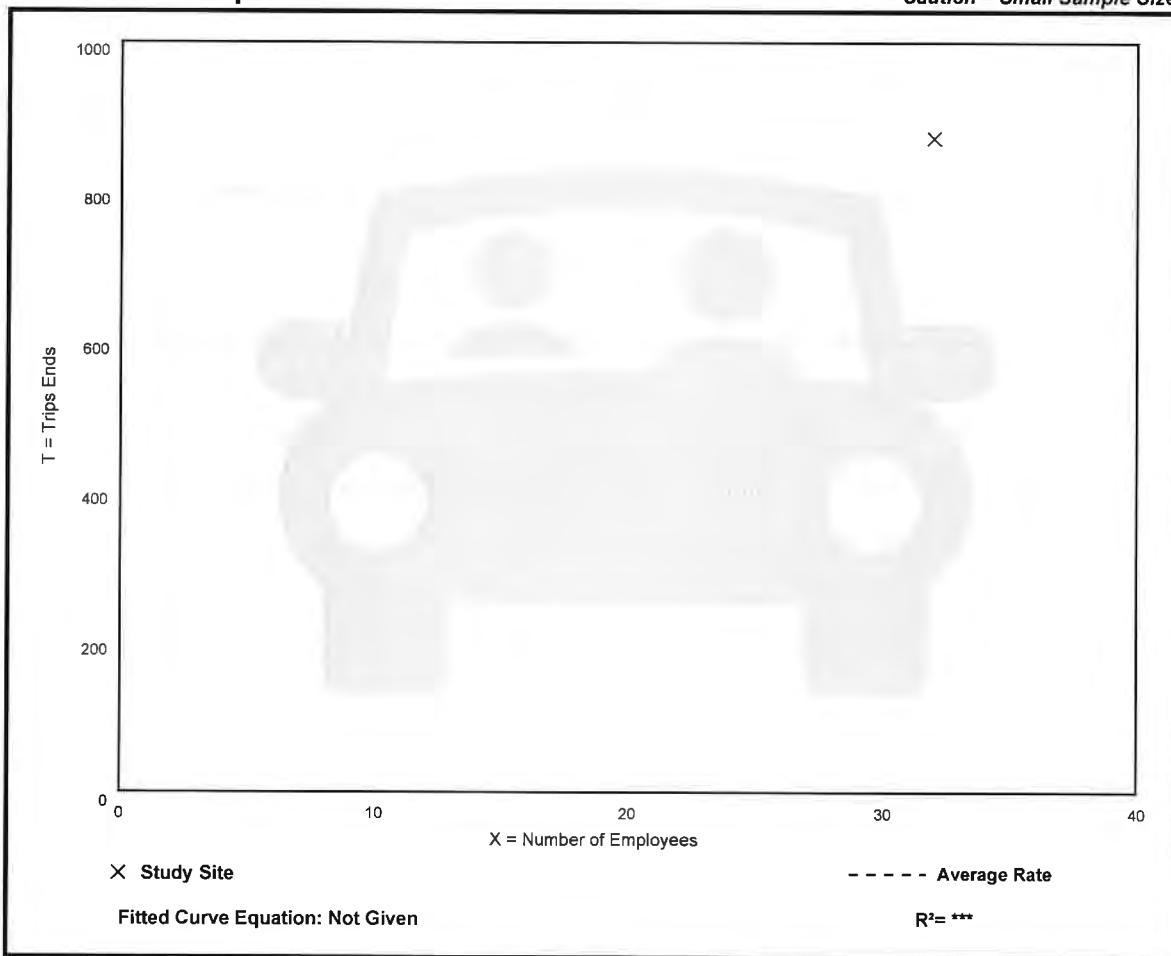
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 27.25 | 27.25 - 27.25 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: **Weekday,**

**Peak Hour of Adjacent Street Traffic,
One Hour Between 7 and 9 a.m.**

Setting/Location: General Urban/Suburban

Number of Studies: 4

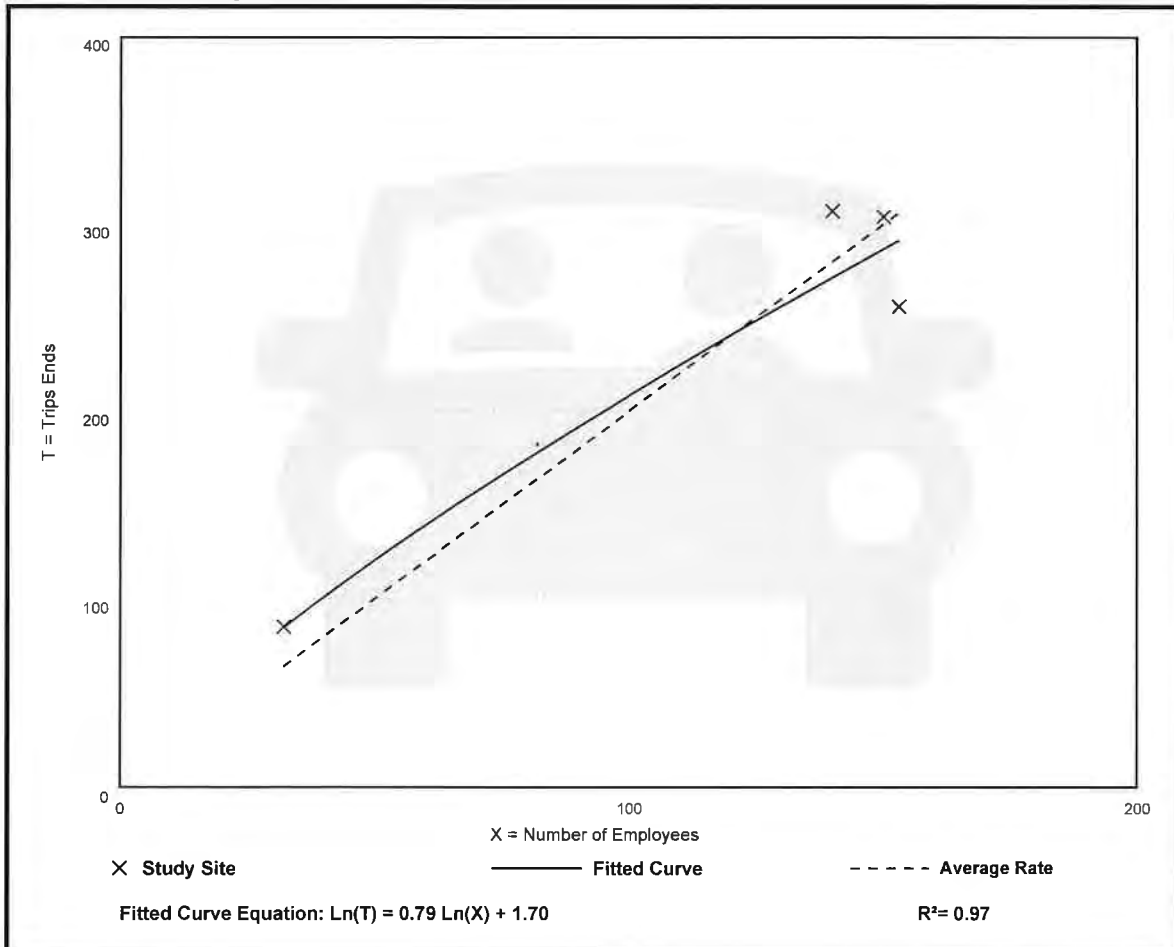
Avg. Num. of Employees: 119

Directional Distribution: 67% entering, 33% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 2.00 | 1.67 - 2.66 | 0.32 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: **Weekday,**

Peak Hour of Adjacent Street Traffic,

One Hour Between 4 and 6 p.m.

Setting/Location: General Urban/Suburban

Number of Studies: 6

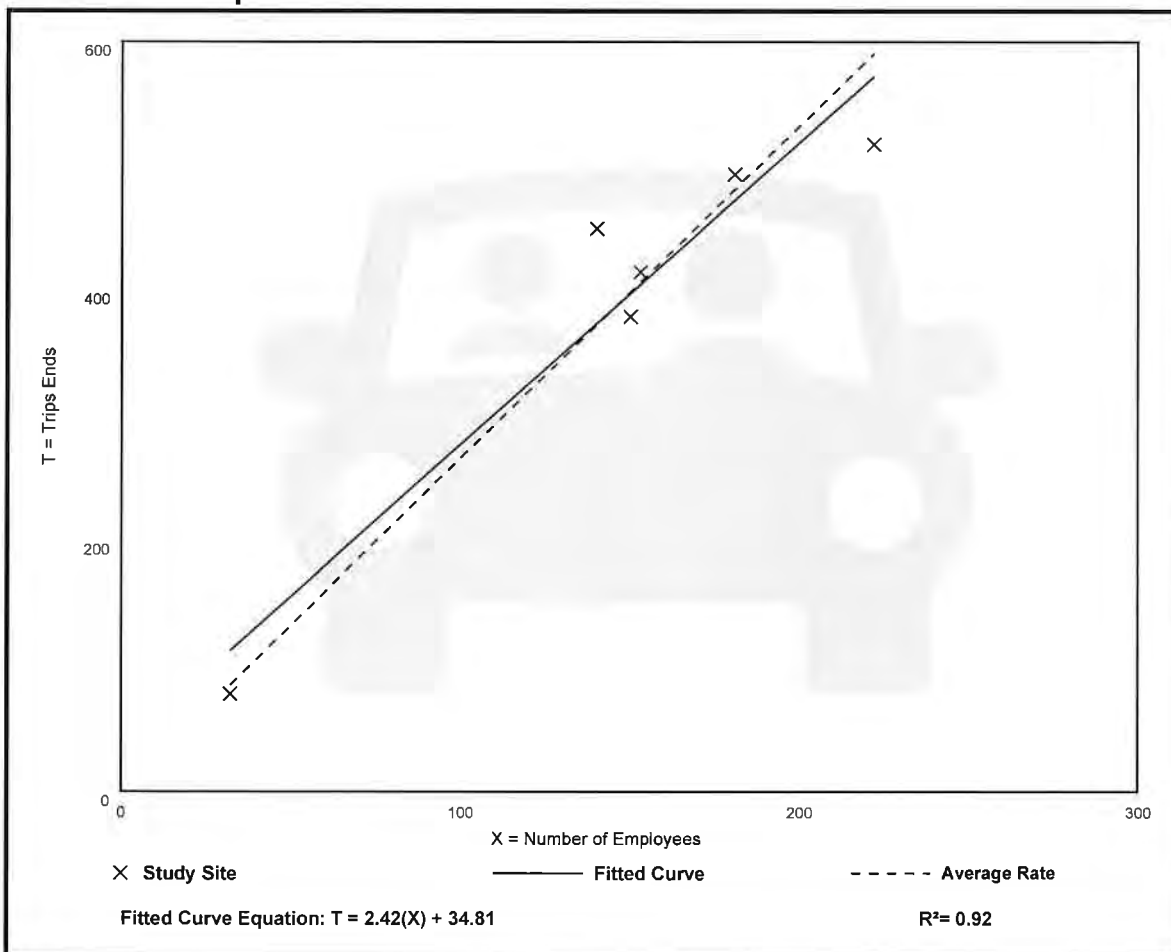
Avg. Num. of Employees: 146

Directional Distribution: 44% entering, 56% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 2.66 | 2.33 - 3.21 | 0.32 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: **Weekday,**

AM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 5

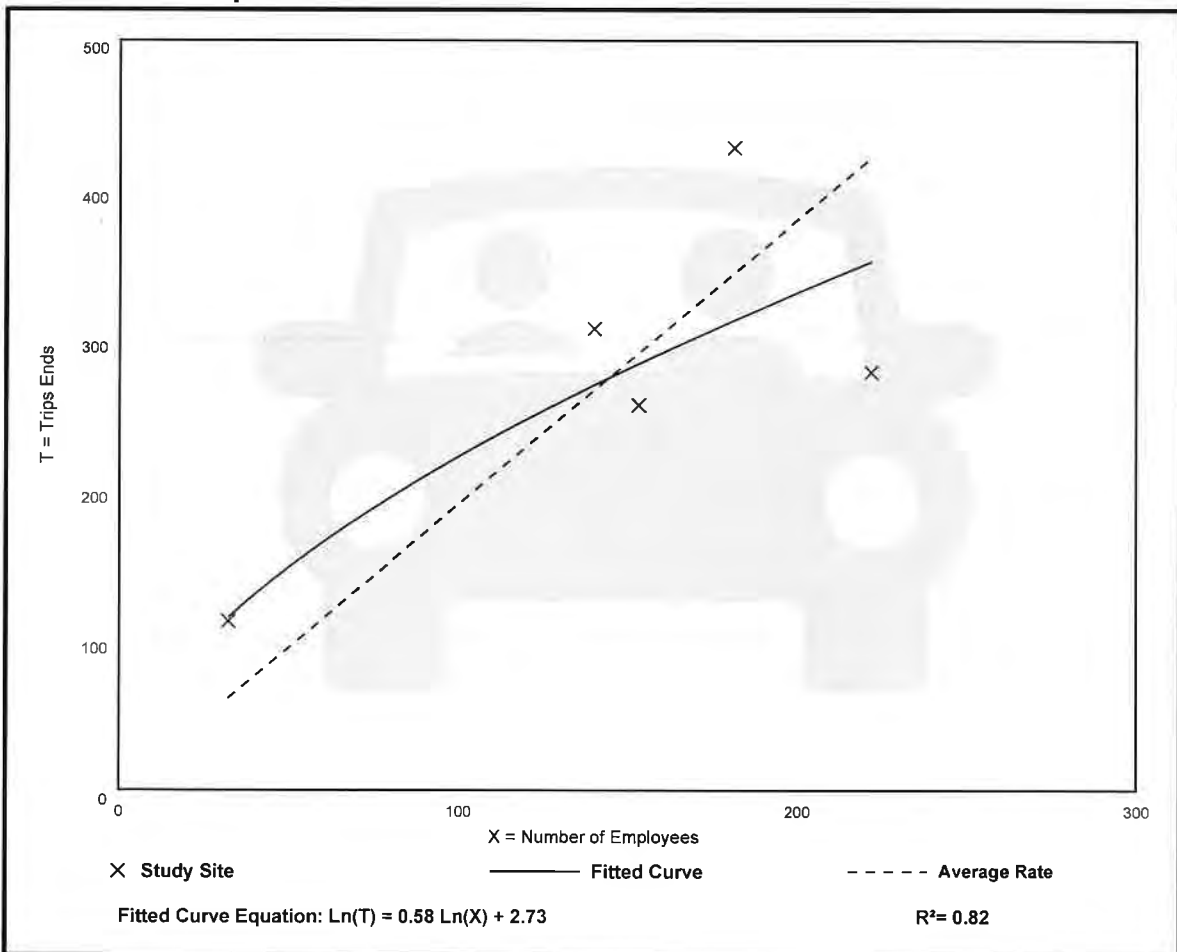
Avg. Num. of Employees: 146

Directional Distribution: 65% entering, 35% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 1.90 | 1.25 - 3.50 | 0.63 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: **Weekday,**

PM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 5

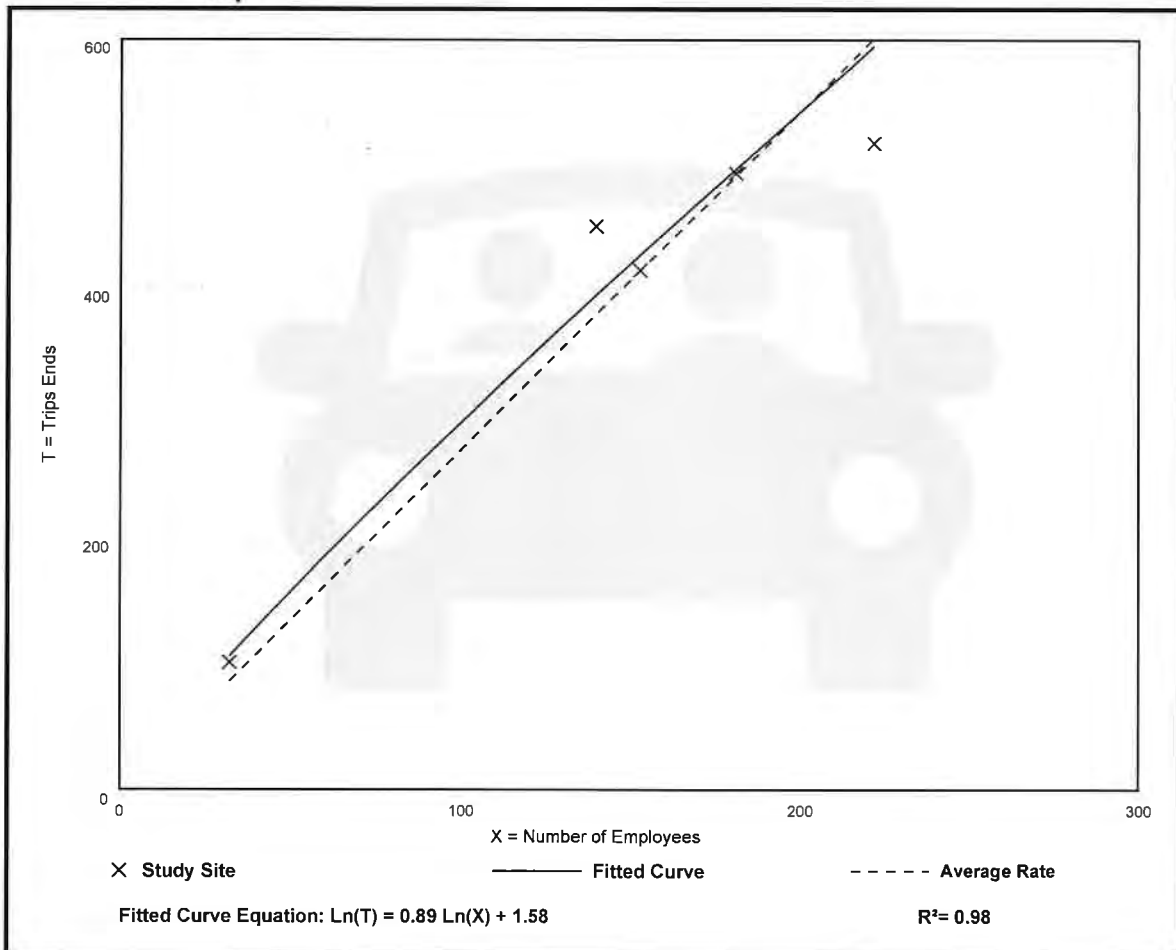
Avg. Num. of Employees: 146

Directional Distribution: 43% entering, 57% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 2.71 | 2.33 - 3.21 | 0.36 |

Data Plot and Equation



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees
On a: Saturday

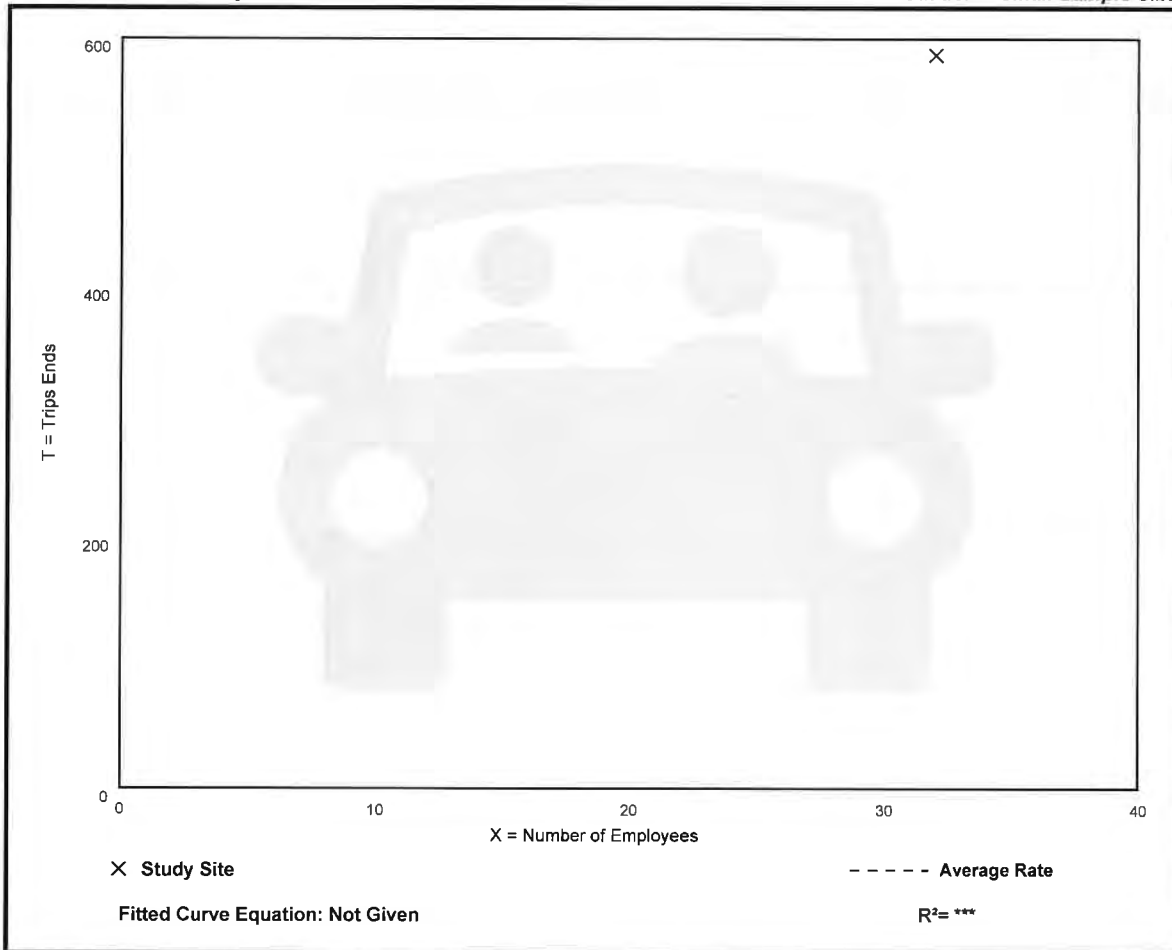
Setting/Location: General Urban/Suburban
Number of Studies: 1
Avg. Num. of Employees: 32
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 18.34 | 18.34 - 18.34 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: Saturday, Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Employees: 32

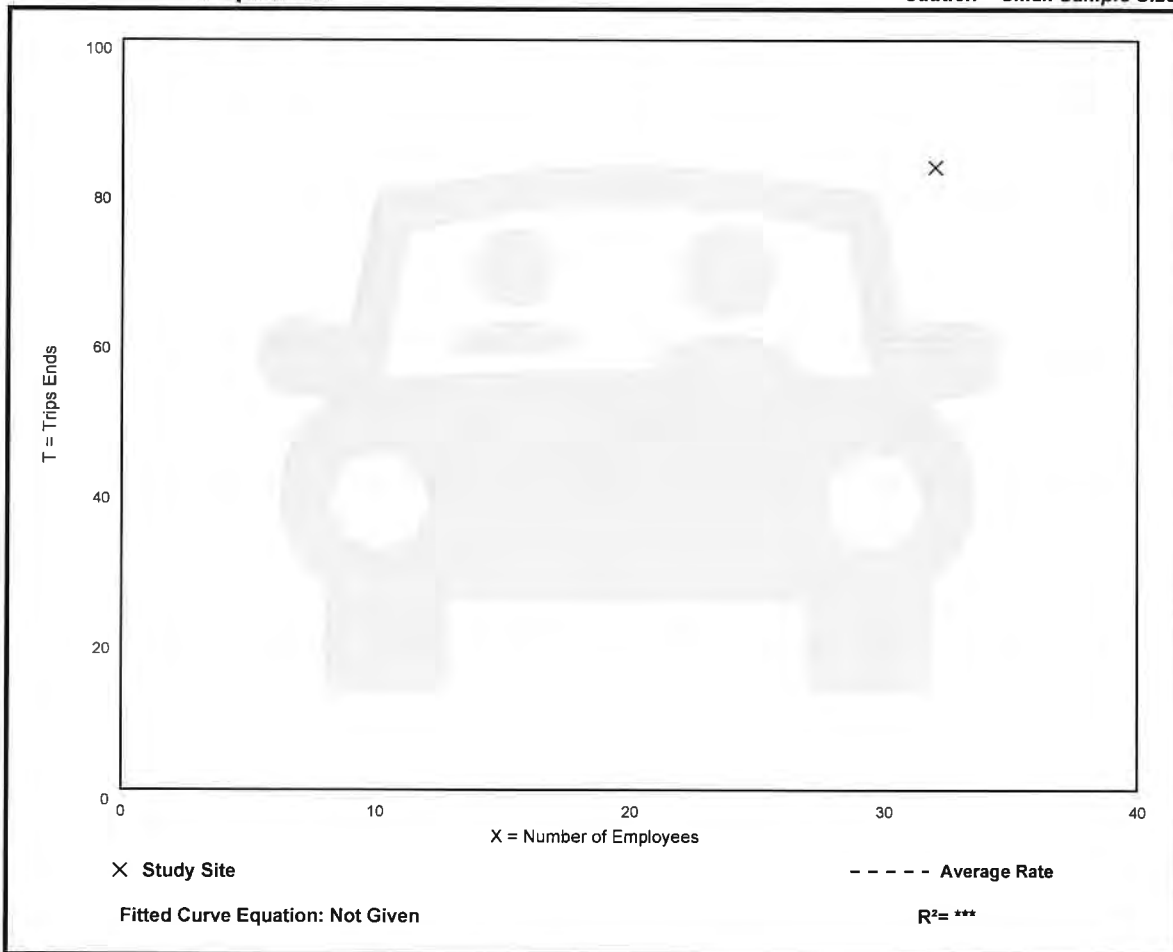
Directional Distribution: 53% entering, 47% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 2.59 | 2.59 - 2.59 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: Sunday

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Employees: 32

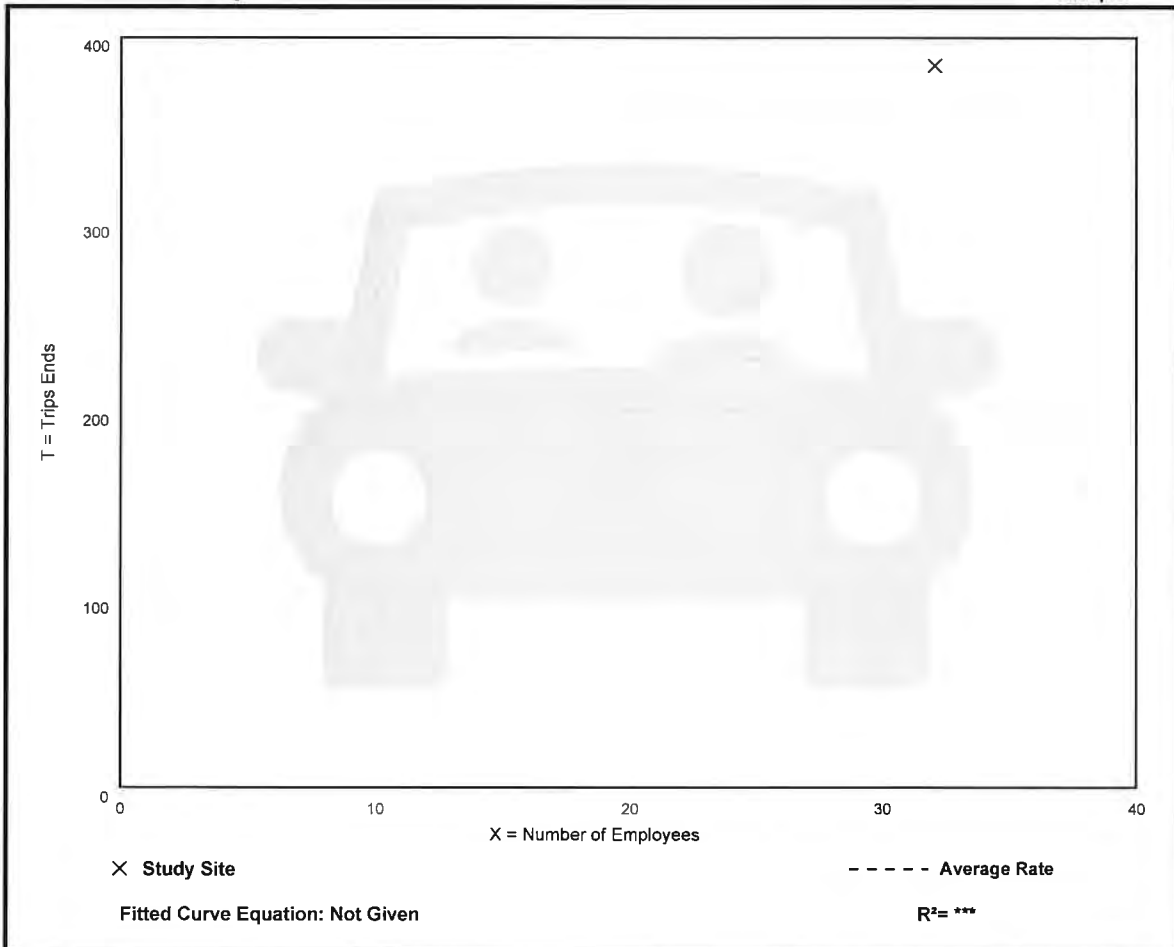
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 12.03 | 12.03 - 12.03 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Employees

On a: Sunday, Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Employees: 32

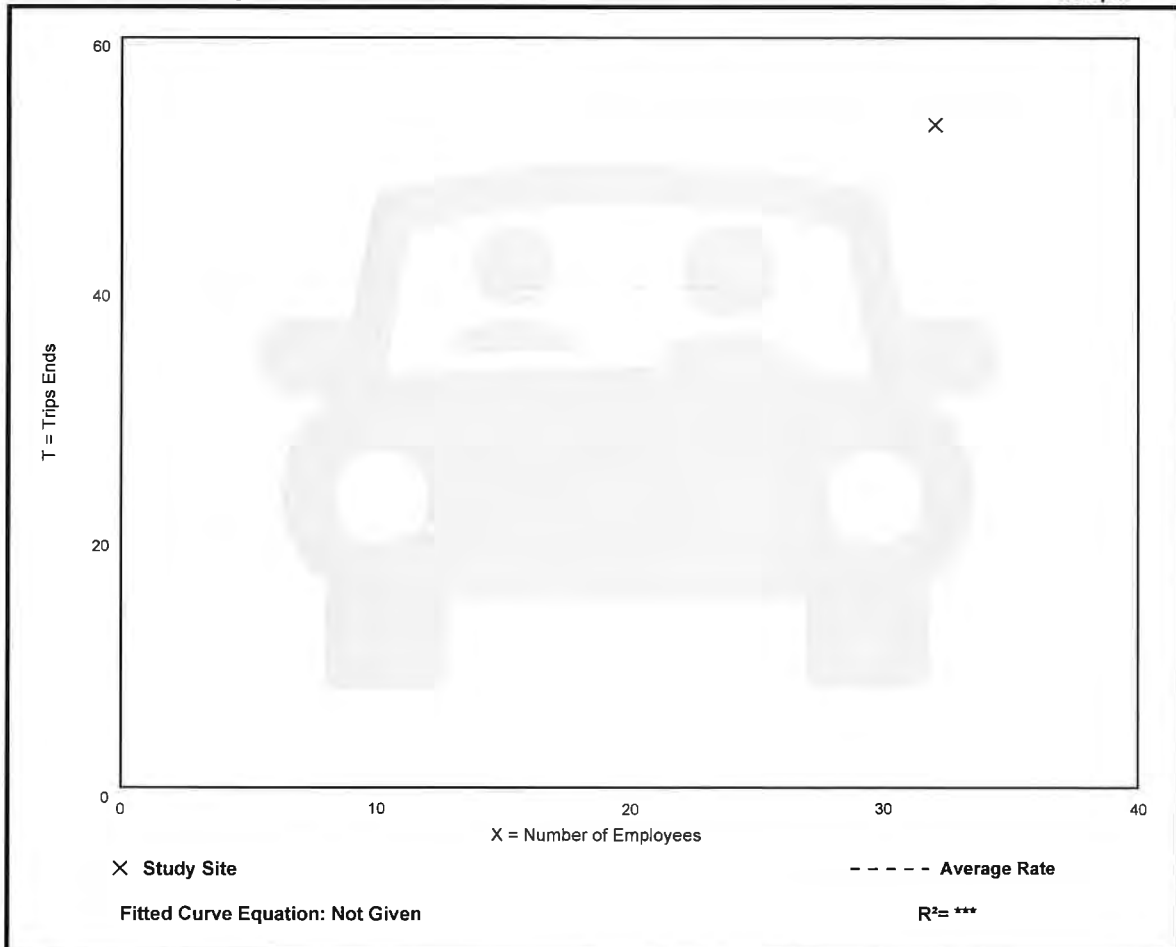
Directional Distribution: 43% entering, 57% exiting

Vehicle Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 1.66 | 1.66 - 1.66 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Members (1000s)

On a: **Weekday,**

Peak Hour of Adjacent Street Traffic,

One Hour Between 7 and 9 a.m.

Setting/Location: General Urban/Suburban

Number of Studies: 2

Avg. Num. of Members (1000s): 12

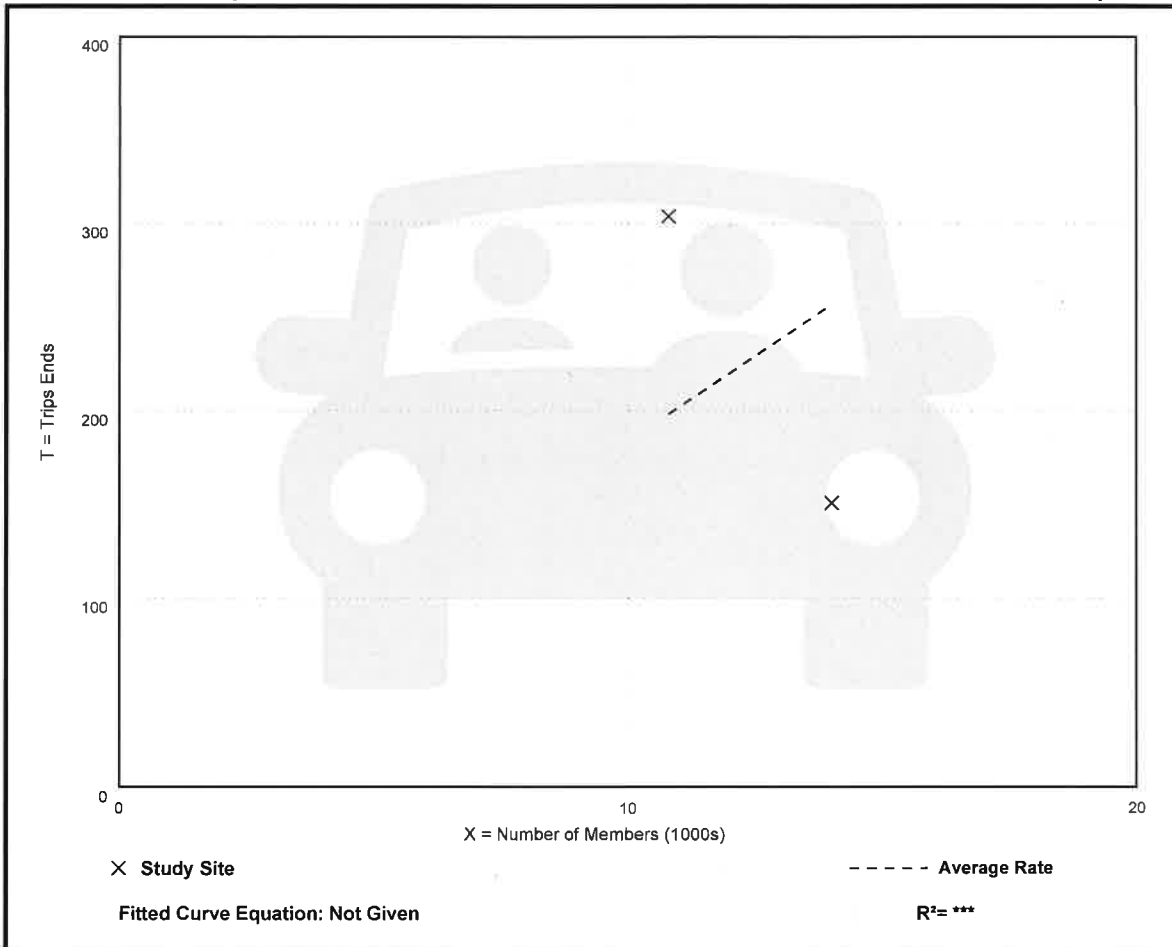
Directional Distribution: 55% entering, 45% exiting

Vehicle Trip Generation per Member (1000s)

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 18.35 | 10.79 - 28.15 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Members (1000s)

On a: **Weekday,**

**Peak Hour of Adjacent Street Traffic,
One Hour Between 4 and 6 p.m.**

Setting/Location: General Urban/Suburban

Number of Studies: 2

Avg. Num. of Members (1000s): 12

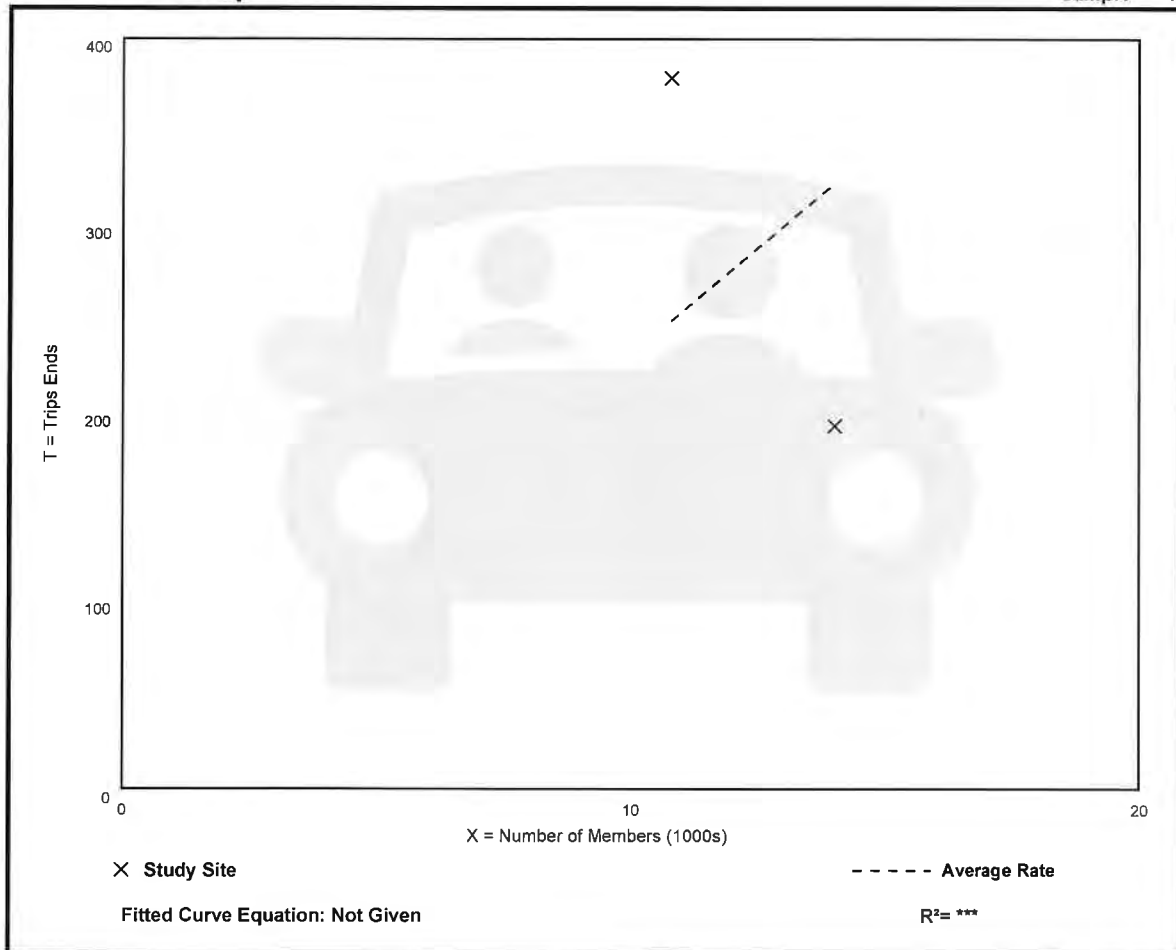
Directional Distribution: 44% entering, 56% exiting

Vehicle Trip Generation per Member (1000s)

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 23.06 | 13.79 - 35.09 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Members (1000s)

On a: **Weekday,**

AM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Members (1000s): 14

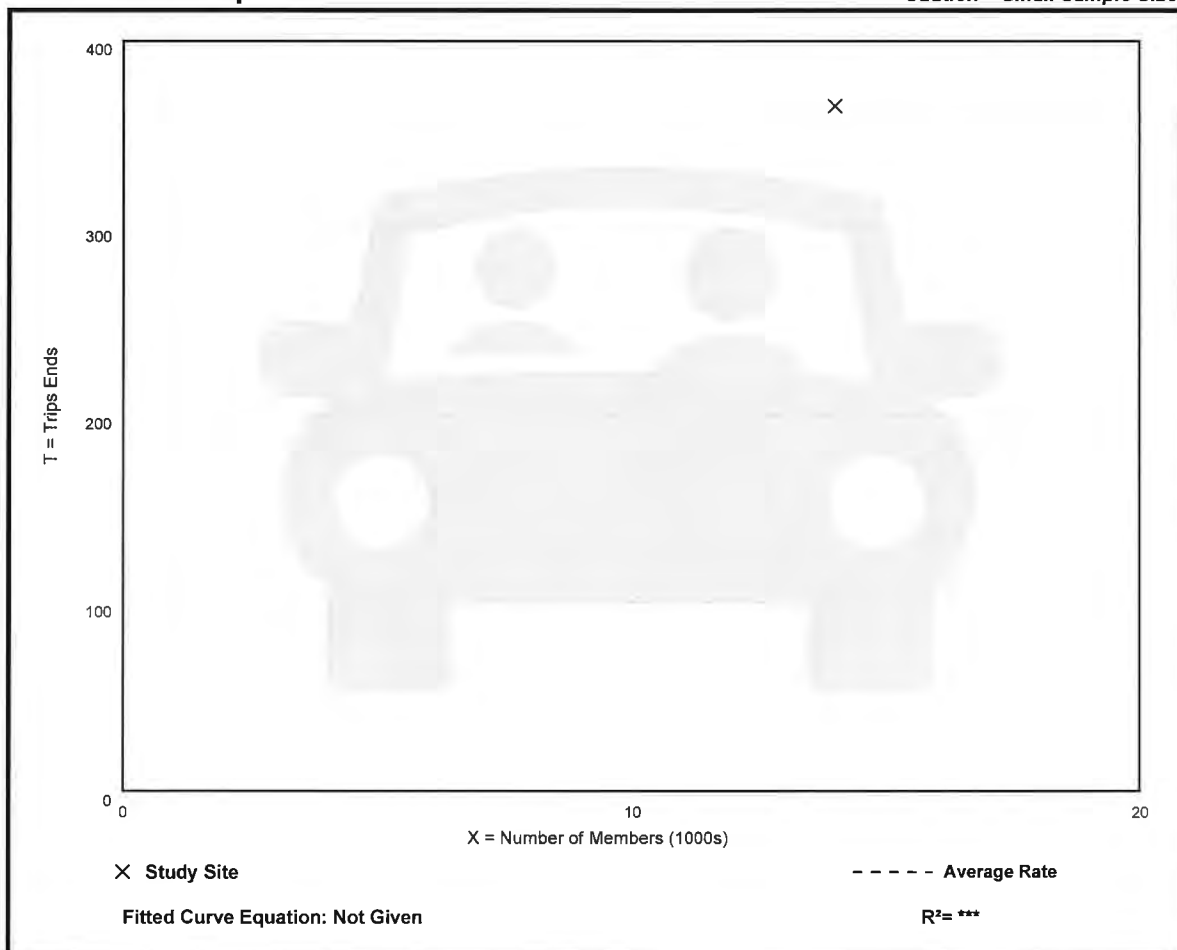
Directional Distribution: 58% entering, 42% exiting

Vehicle Trip Generation per Member (1000s)

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 26.07 | 26.07 - 26.07 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Members (1000s)

On a: Weekday,

PM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Members (1000s): 14

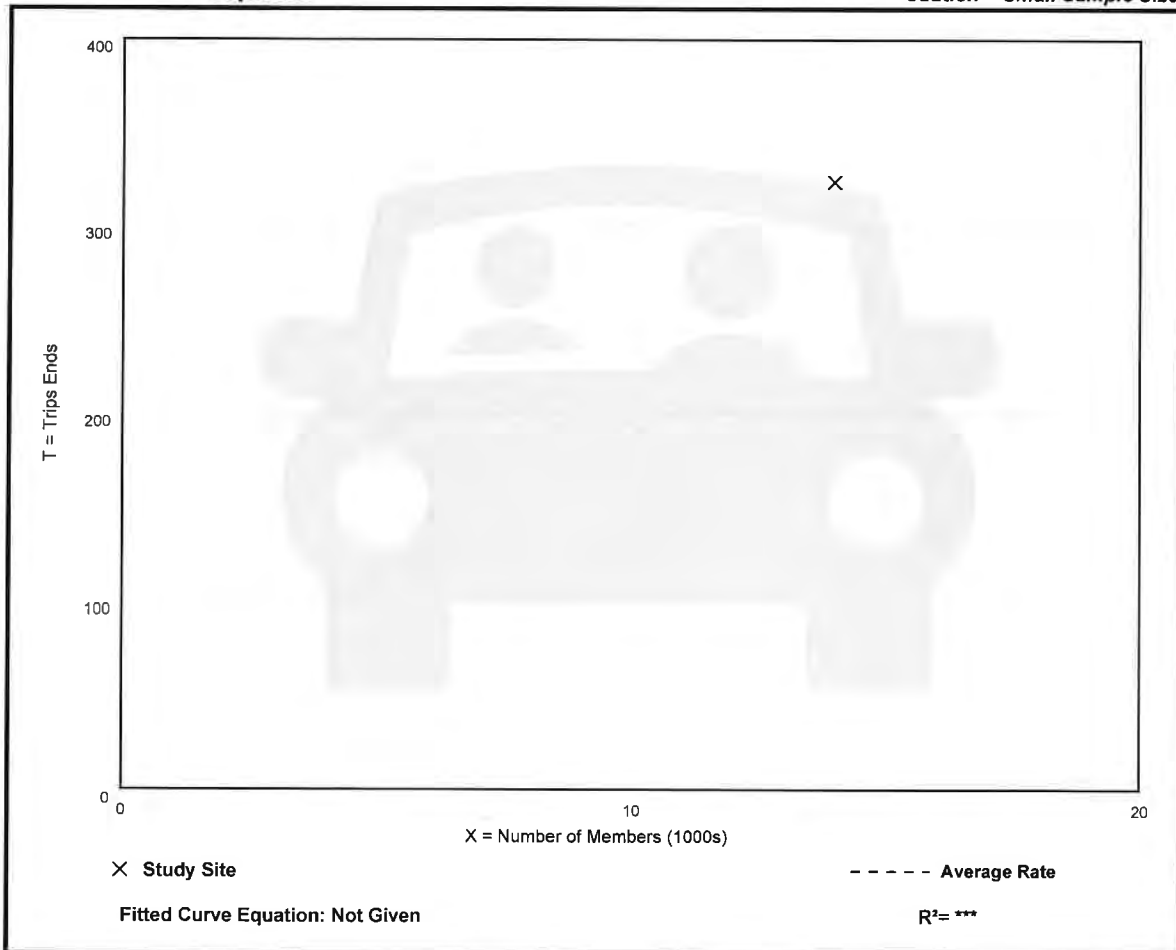
Directional Distribution: 39% entering, 61% exiting

Vehicle Trip Generation per Member (1000s)

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 23.14 | 23.14 - 23.14 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Members (1000s)

On a: Saturday

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Members (1000s): 14

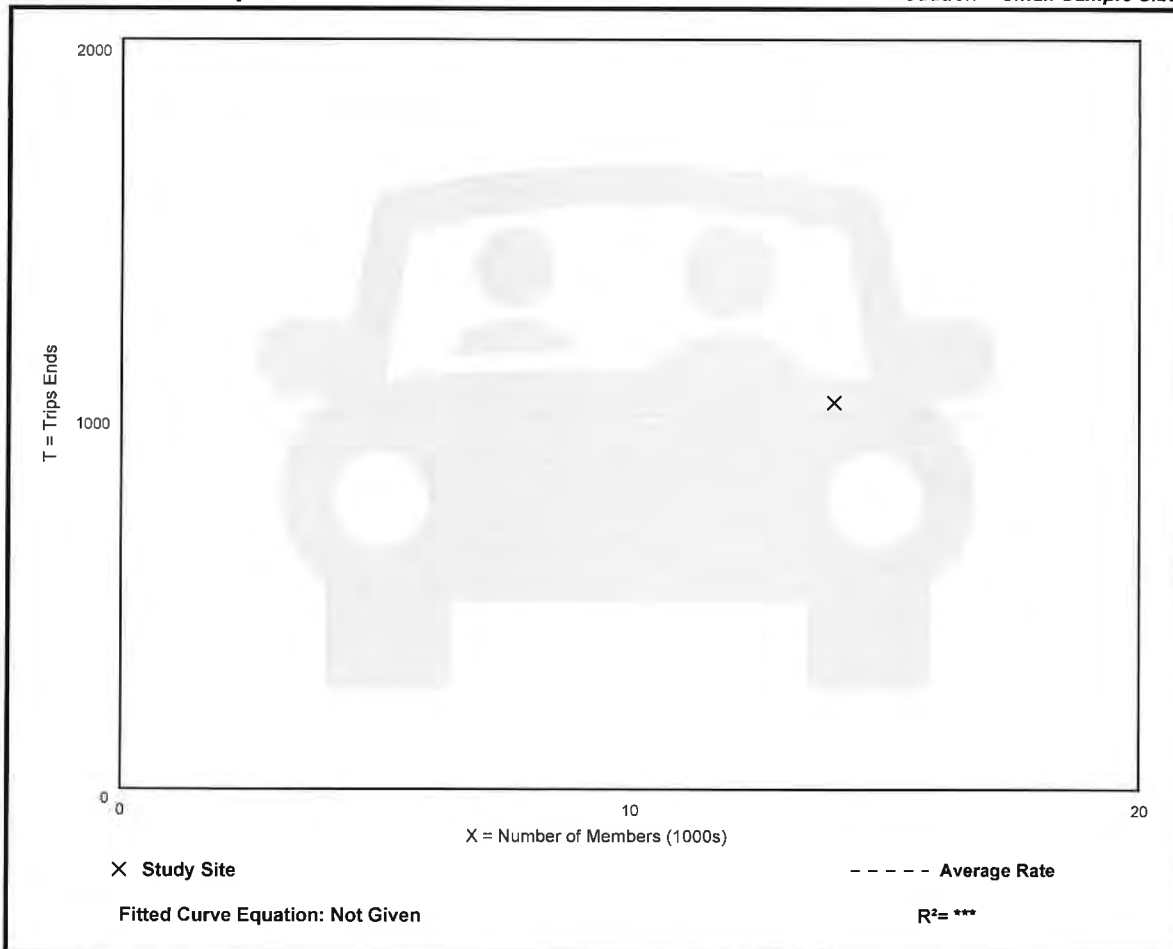
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per Member (1000s)

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 73.86 | 73.86 - 73.86 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Members (1000s)
On a: Sunday

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Members (1000s): 14

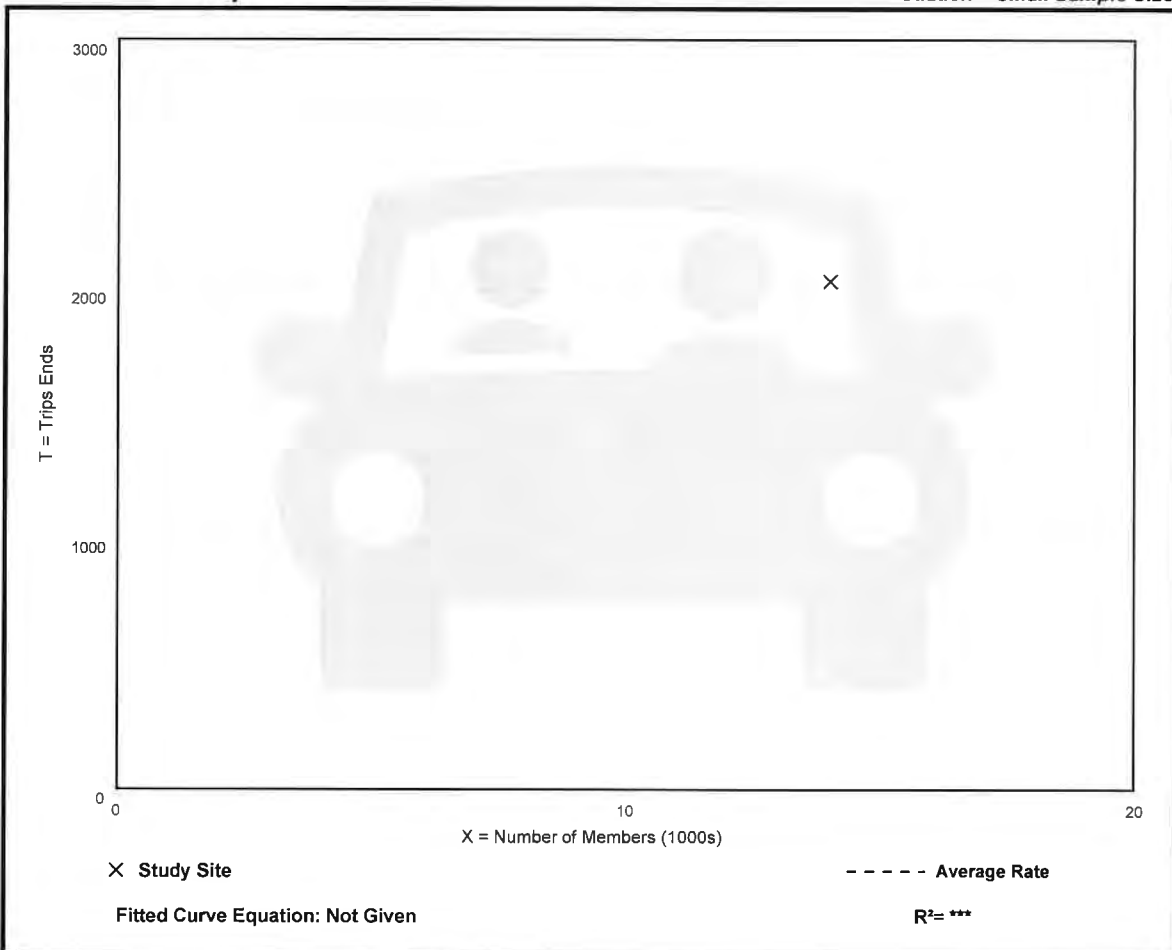
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per Member (1000s)

| Average Rate | Range of Rates | Standard Deviation |
|--------------|-----------------|--------------------|
| 145.50 | 145.50 - 145.50 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Vehicle Trip Ends vs: Members (1000s)
On a: Sunday, Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 1

Avg. Num. of Members (1000s): 14

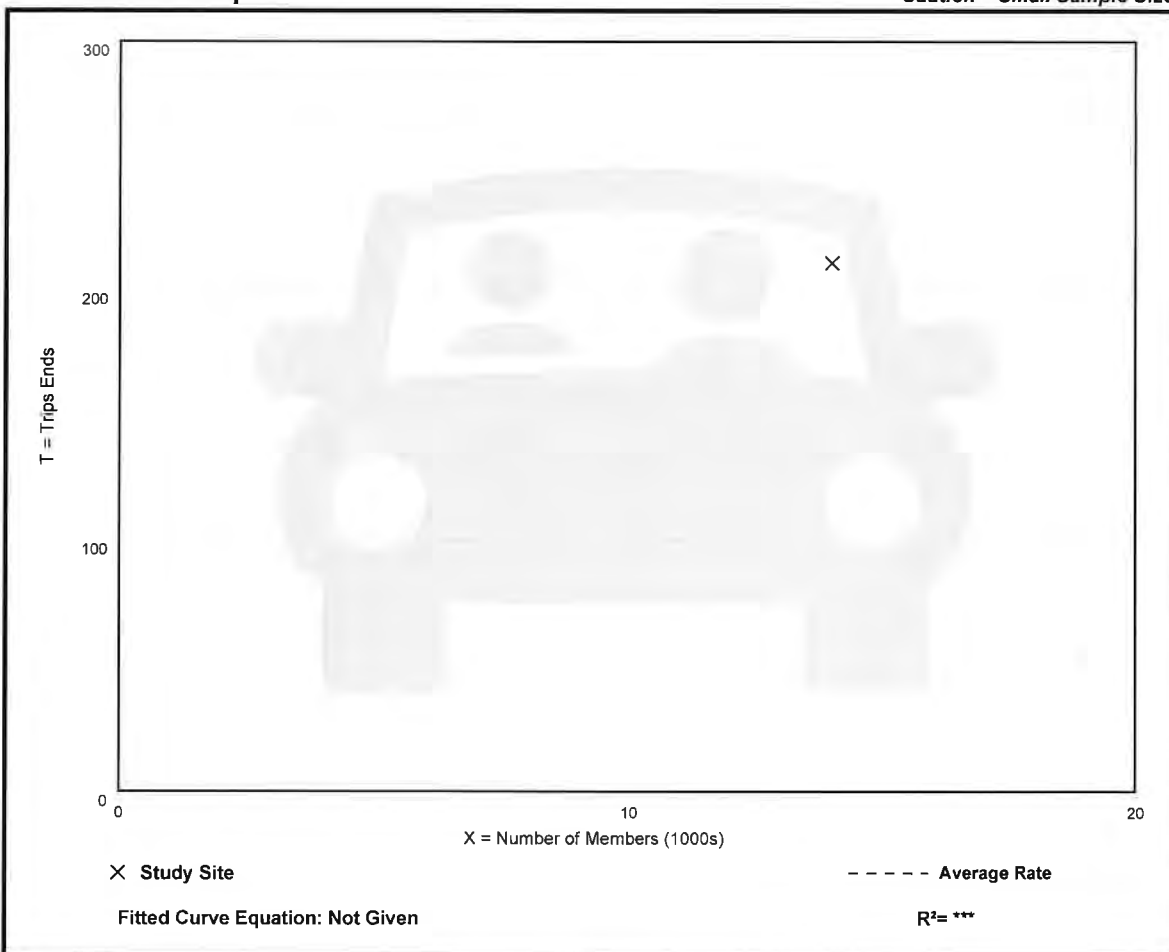
Directional Distribution: 60% entering, 40% exiting

Vehicle Trip Generation per Member (1000s)

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 15.07 | 15.07 - 15.07 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: 1000 Sq. Ft. GFA

On a: **Weekday,**

Peak Hour of Adjacent Street Traffic,

One Hour Between 7 and 9 a.m.

Setting/Location: General Urban/Suburban

Number of Studies: 2

Avg. 1000 Sq. Ft. GFA: 225

Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.05 | 0.03 - 0.06 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: 1000 Sq. Ft. GFA

On a: **Weekday,**
Peak Hour of Adjacent Street Traffic,
One Hour Between 4 and 6 p.m.

Setting/Location: General Urban/Suburban

Number of Studies: 4

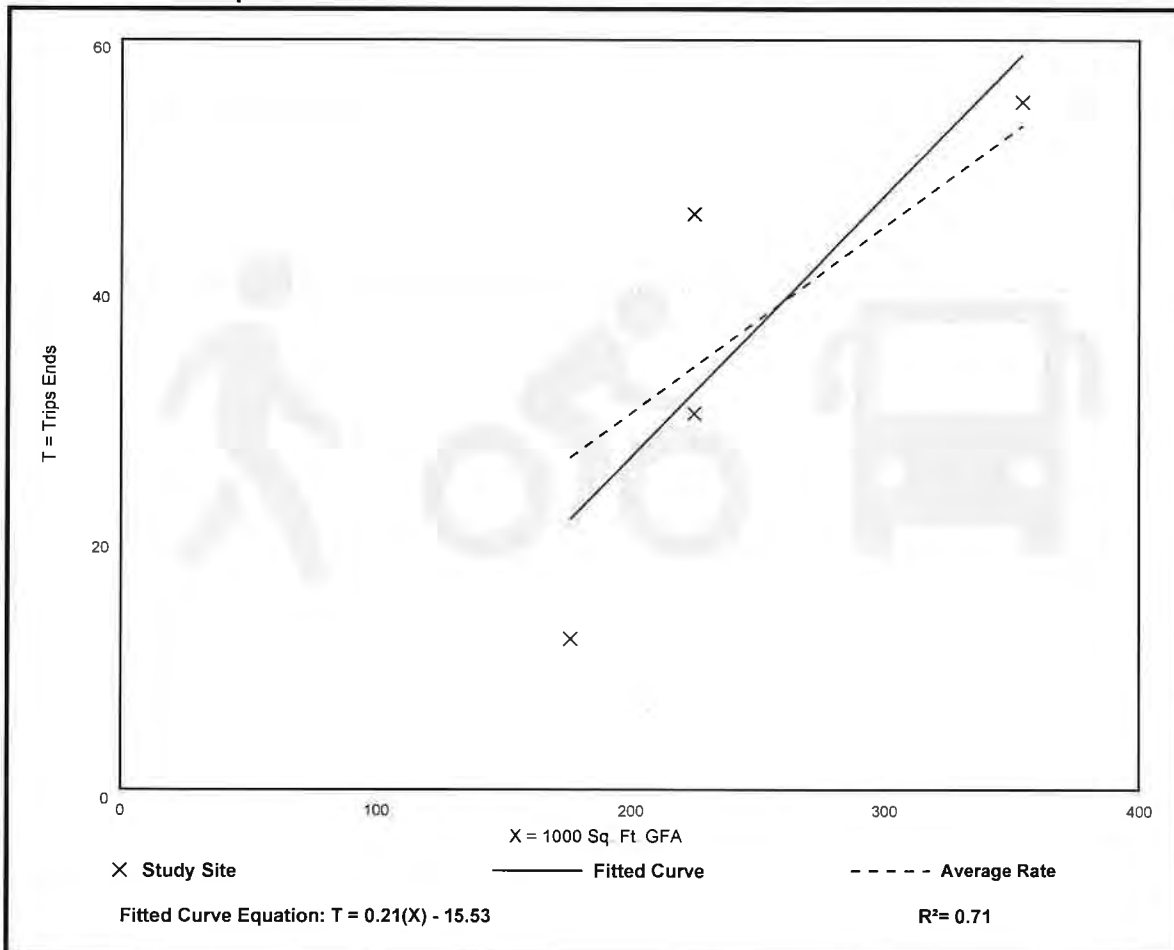
Avg. 1000 Sq. Ft. GFA: 245

Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.15 | 0.07 - 0.20 | 0.05 |

Data Plot and Equation



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: 1000 Sq. Ft. GFA

On a: **Weekday,**

AM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 2

Avg. 1000 Sq. Ft. GFA: 265

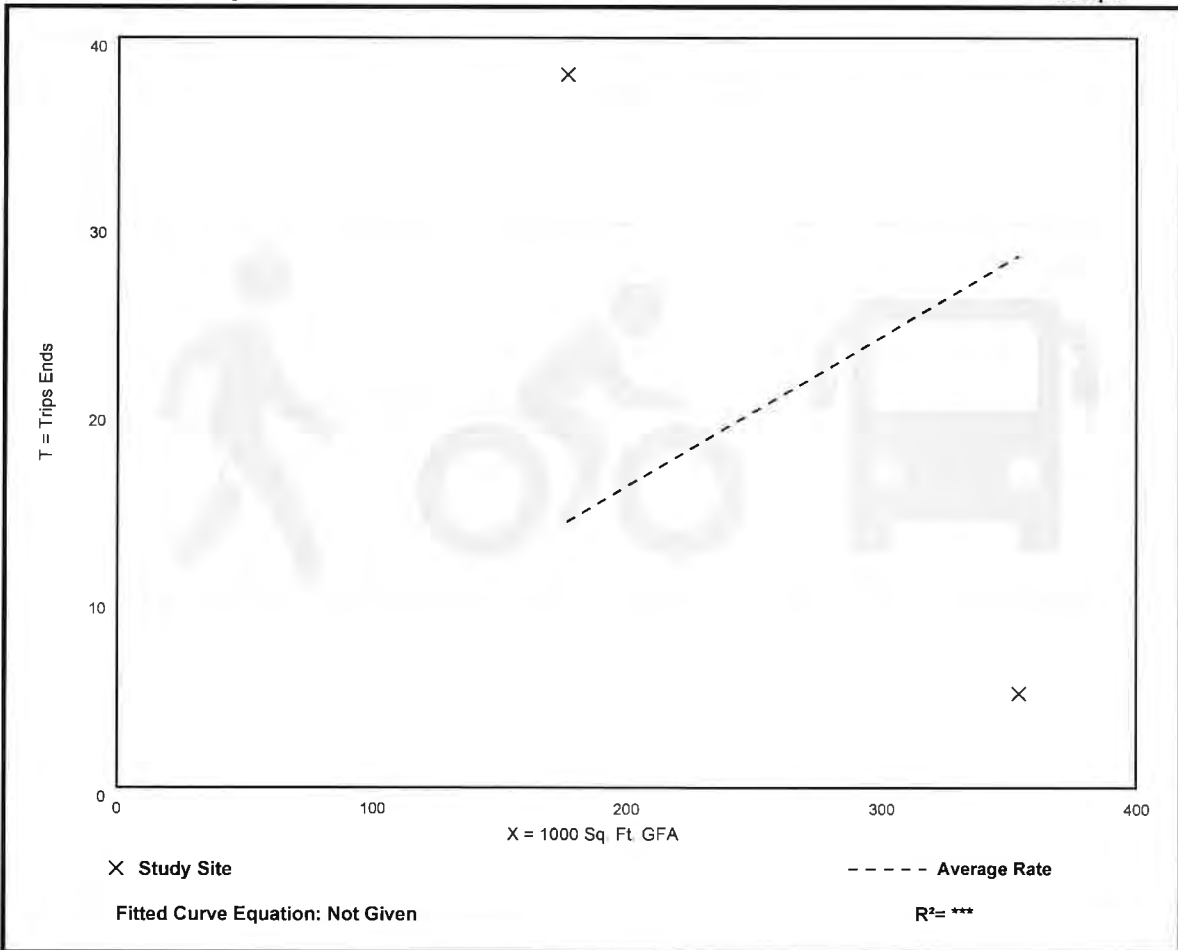
Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.08 | 0.01 - 0.22 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: 1000 Sq. Ft. GFA

On a: **Weekday,**

PM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 4

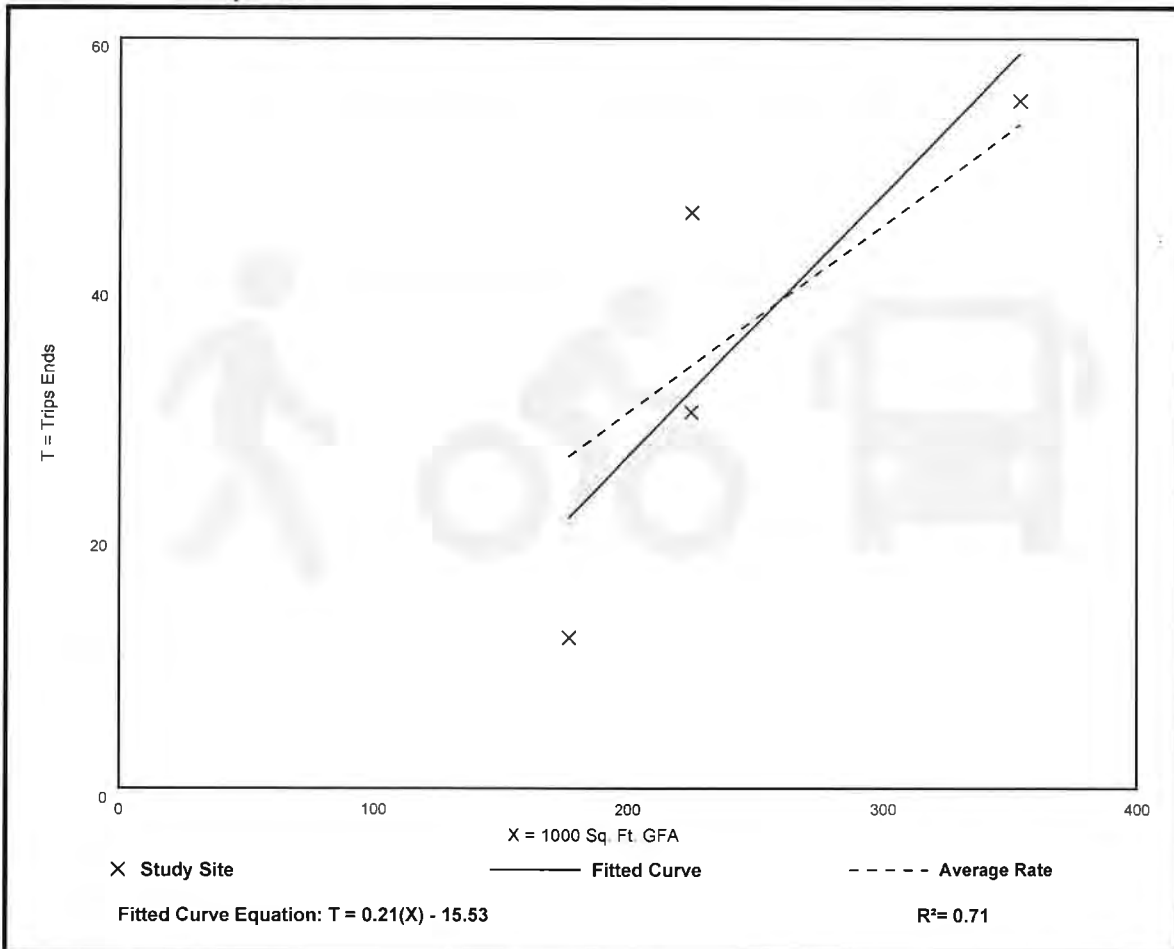
Avg. 1000 Sq. Ft. GFA: 245

Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per 1000 Sq. Ft. GFA

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.15 | 0.07 - 0.20 | 0.05 |

Data Plot and Equation



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: Employees

On a: **Weekday,**

Peak Hour of Adjacent Street Traffic,

One Hour Between 7 and 9 a.m.

Setting/Location: General Urban/Suburban

Number of Studies: 2

Avg. Num. of Employees: 147

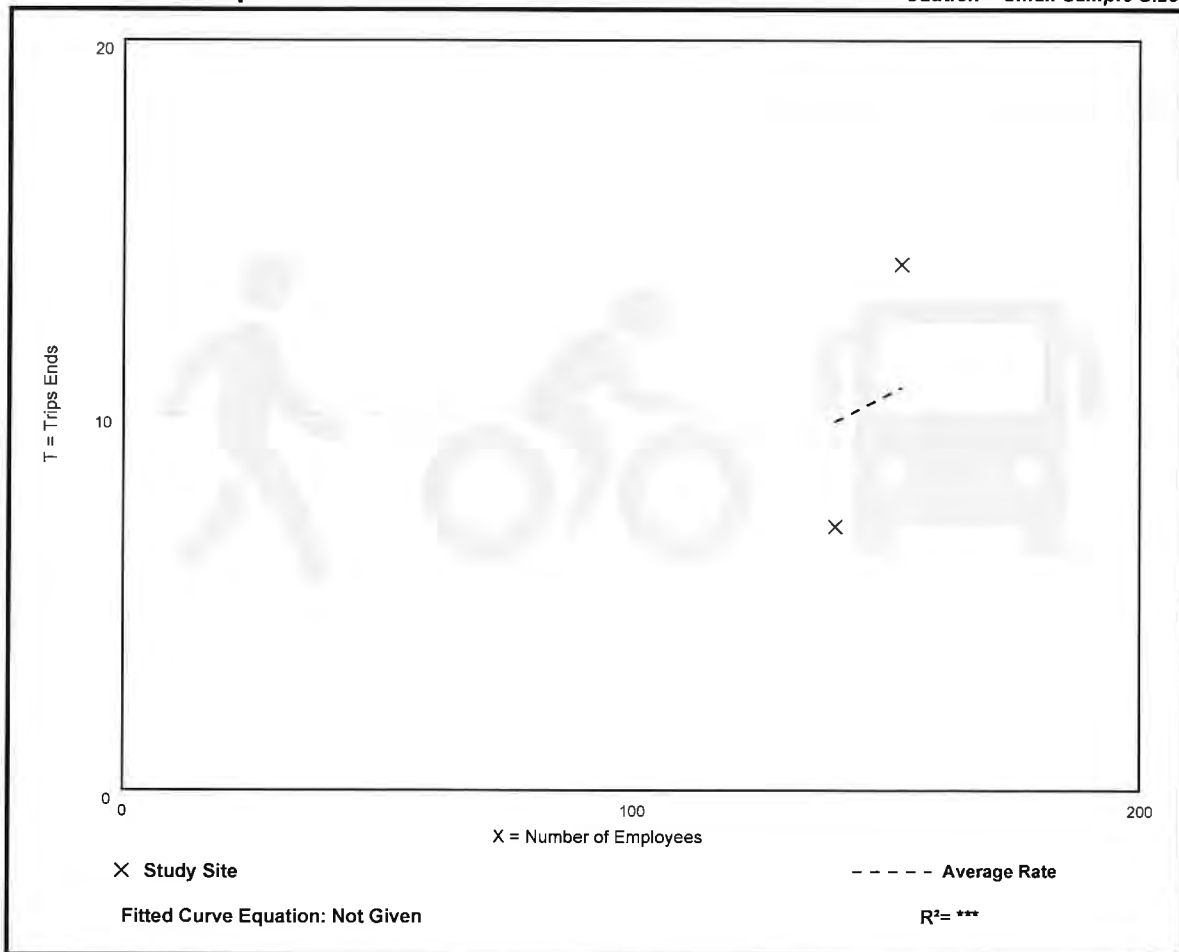
Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.07 | 0.05 - 0.09 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: Employees

On a: **Weekday,**

Peak Hour of Adjacent Street Traffic,

One Hour Between 4 and 6 p.m.

Setting/Location: General Urban/Suburban

Number of Studies: 4

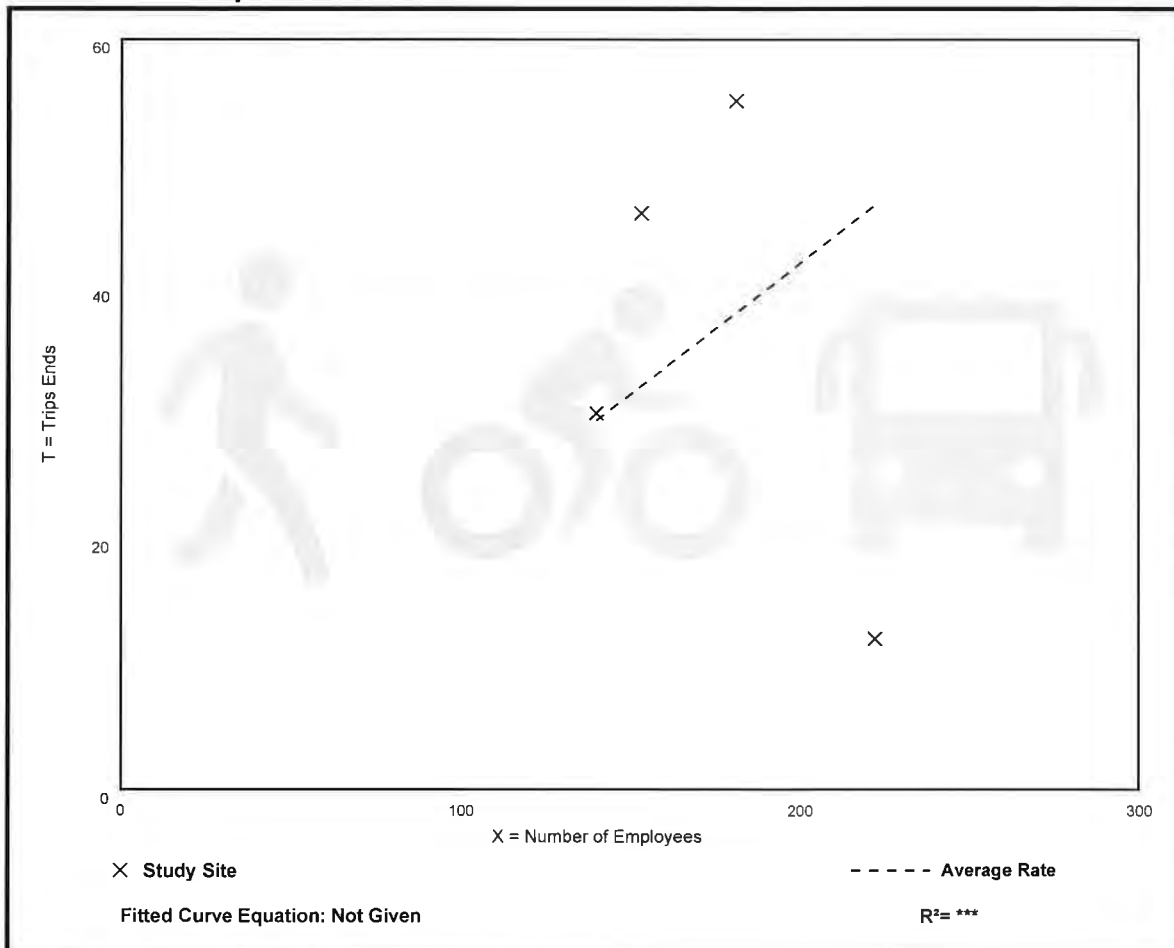
Avg. Num. of Employees: 174

Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.21 | 0.05 - 0.30 | 0.13 |

Data Plot and Equation



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: Employees

On a: **Weekday,**

AM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 2

Avg. Num. of Employees: 202

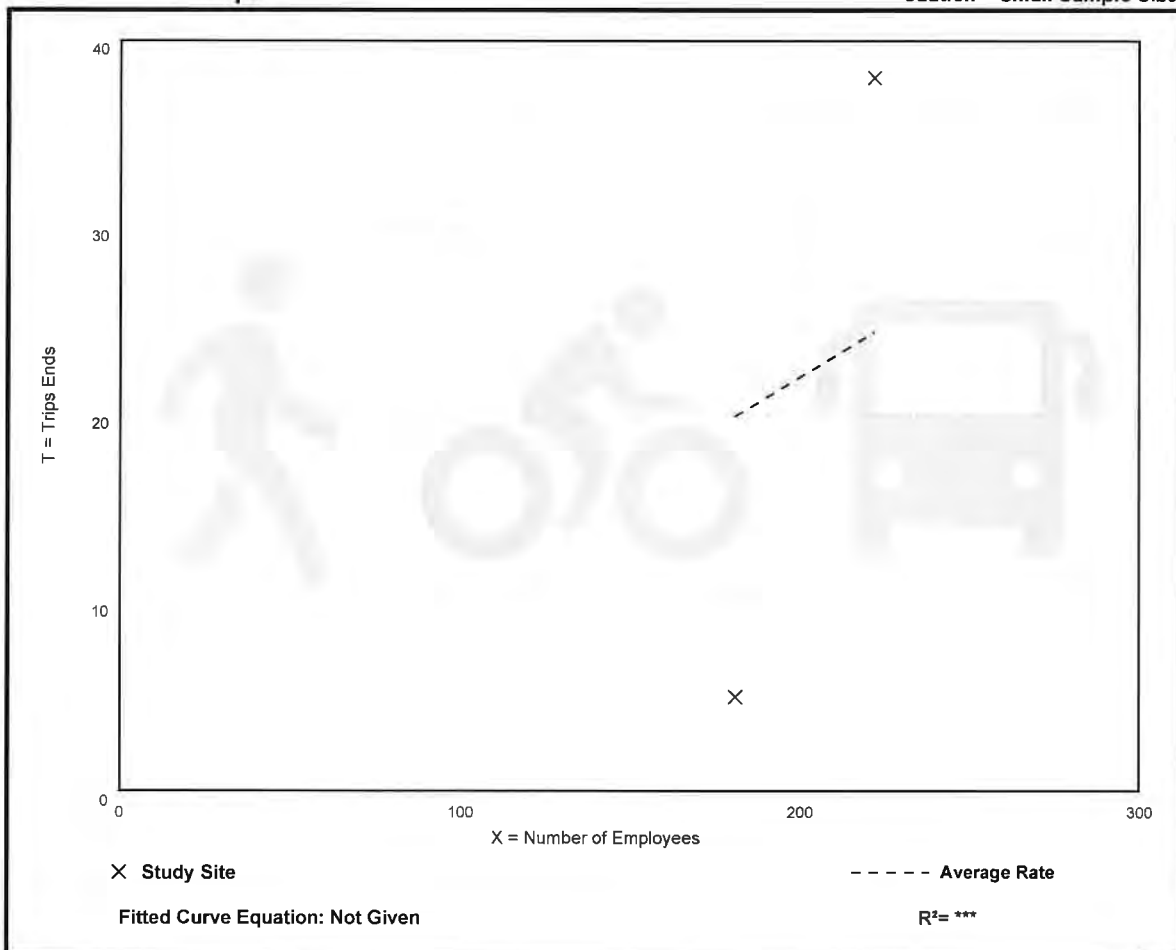
Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.11 | 0.03 - 0.17 | *** |

Data Plot and Equation

Caution – Small Sample Size



Recreational Community Center (495)

Walk+Bike+Transit Trip Ends vs: Employees

On a: **Weekday,**

PM Peak Hour of Generator

Setting/Location: General Urban/Suburban

Number of Studies: 4

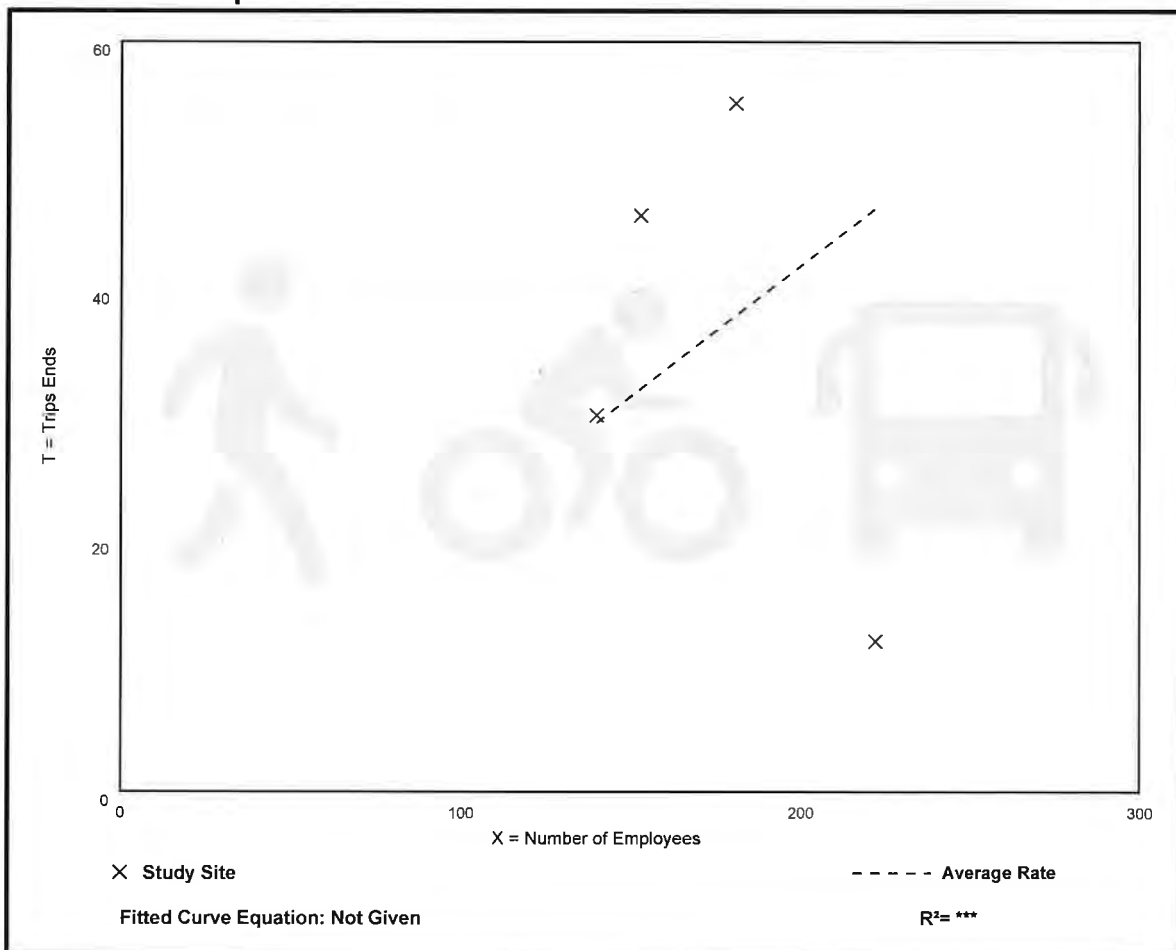
Avg. Num. of Employees: 174

Directional Distribution: Not Available

Walk+Bike+Transit Trip Generation per Employee

| Average Rate | Range of Rates | Standard Deviation |
|--------------|----------------|--------------------|
| 0.21 | 0.05 - 0.30 | 0.13 |

Data Plot and Equation



From: Gavin Clark gavin.clark@pccf-montana.org
Subject: Re: Follow Up Notes from the Neighborhood Meeting
Date: May 3, 2023 at 5:07 PM
To: Erika Adams erika@theshanecenter.org, Dain Rodwell dainrodwell@gmail.com

GC

Thanks, Erika--

Nice work. I am very grateful and impressed with your outreach to neighbors. It will pay dividends on the backend.

Dain-- I got your message last week about presenting to PCCF's board. As you can imagine, we get a lot of these requests from folks/organizations across the county. Rather than schedule a presentation for our board, I would offer these two options:

- Feel free to personally invite individual members of our board to any presentations you have scheduled in the future.
- I would be happy to share the attached presentation via email with our board. It is a great summary of both the history of the Shane and future plans for the pavilion.

I was excited about the plans for the pavilion before, but even more excited about it after watching this presentation. The scope, scale, and vision of this project is amazing. As a neighbor, community member, and nonprofit professional, I applaud you and your team. Thank you!

You can count on me to submit a letter to the City Commission in support of this project as a neighbor of the Shane.

Cheers to you all.

Gavin

--

Gavin Clark, Executive Director
Park County Community Foundation
104 S. Main St.
PO Box 2199
Livingston, MT 59047
Office: (406) 224-3920 // mobile: (406) 599-5281
Gavin.Clark@PCCF-Montana.org
www.PCCF-Montana.org

From: Erika Adams <erika@theshanecenter.org>
Sent: Monday, May 1, 2023 3:49 PM
To: info@theshanecenter.org <info@theshanecenter.org>
Subject: Follow Up Notes from the Neighborhood Meeting

Hi there,

Thank you for providing your email to learn about what we discussed at the Neighborhood Meeting last Wednesday!

Thank you for providing your email to learn about what we discussed at the neighborhood meeting last wednesday!
We appreciate your interest and are excited to share our exciting opportunity for growth with you.
We had over 35 of our neighbors attend the meeting and received very positive feedback, had a great Q&A Session but most of all really enjoyed getting the opportunity to connect with everyone!

We've put together a short video including the presentation and questions/comments that came up. I would be happy to meet with you to discuss any questions, feedback, or concerns you may have.
Thank you once again for being a part of the neighborhood and involved in our community!

Watch Neighborhood Presentation [HERE!](#)

Yours Truly,

~Erika

ERIKA ADAMS | EXECUTIVE DIRECTOR
THE SHANE LALANI CENTER FOR THE ARTS
[WEBSITE](#) | [FACEBOOK](#) | [OUR FACILITY](#)
MIDDLE 406.403.8986 | OFFICE 406.222.1420
PO BOX 58 | 415 E. LEWIS ST. | LIVINGSTON, MT 59047

Hope to see you at one of our upcoming events:

Park High School Students in **Band Geeks** - May 5 - 21st
Livingston Film Series: May 11th
Summer Outdoor Concert Series: Starting June 1 - July 13th, Thursdays

From: Gavin Clark gavin.clark@pccf-montana.org
Subject: Thanks for coming by!
Date: April 19, 2023 at 6:18 PM
To: Erika Adams erika@theshanecenter.org, Sarah Skofield sarah.skofield.pyhw@statefarm.com

Hi all,

Quick note to thank you for stopping by the house the other day. I love that you are doing that in the neighborhood. It is very meaningful. I hope you were well received. You might know I spent 10+ years going door-to-door-- I even started a company in Denver specializing in door-to-door outreach-- fundraising and elections. You all rock!

Anyhow-- Amy mentioned some meetings that would benefit from public comment. I am happy to show up when you need me to give a glowing recommendation on your work in our community and my excitement, as a neighbor, for your plans for the future. Just let me know what you need.

Thanks for being a great neighbor,

Gavin

--
Gavin Clark, Executive Director
Park County Community Foundation
104 S. Main St.
PO Box 2199
Livingston, MT 59047
Office: (406) 224-3920 // mobile: (406) 599-5281
Gavin.Clark@PCCF-Montana.org
www.PCCF-Montana.org

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



100% on board

Printed Name: Caleb Platt

Address: 214 S. E
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Nanette Conley

Printed Name: Nanette Conley

Address: 415 E. Lewis St Livingston
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Dale Hobbs

Address: 208 SD Street
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Julimarie S. Wistey

Address: 210 S D Street Liv.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: WYETH WINDHAM

Address: 128 S F
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: JAMES NAUKE
Address: 116 So. D. Street
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Erika J. Adams

Address: 105 S. C St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods. Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Cindy Murray

Address: 206 S E
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

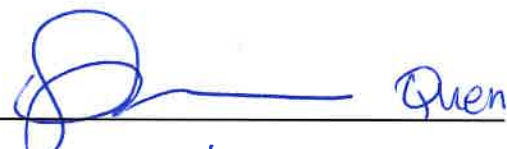
Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name:  Quenby Iandiorio

Address: 105 N. E St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.


Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,


320 E. Lewis street

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods. Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Max Hjortsberg

Address: 515 E Lewis St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely, 

Printed Name: Diana Wingham

Address: 
Livingston, MT 59047

128 South F Street

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

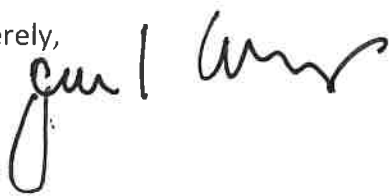
Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



311 E LEWIS

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Matthew Rogers

Address: 105 S. C. St
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Henry Harrison

Address: 215 S. E Street
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Chad Wistey

Address: 210 S. D Street
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Robin Hobbs

Address: 208 S D Street
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely, 

Printed Name: Chris Billingsley

Address: 324 E Collender
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Rachel Agnew

Address: 516 E Callander St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: SPENCER PUCKETT

Address: 214 S E
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Joseph L Elpel Jr

Printed Name: Joseph L Elpel Jr

Address: 109 W Lewis Apt 2.5
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Averie Brown

Address: 610 S 8th St

Livingston, MT 59047

From: binmyparadise binmyparadise@gmail.com
Subject: RE: Follow Up Notes from the Neighborhood Meeting
Date: May 1, 2023 at 5:43 PM
To: Erika Adams erika@theshanecenter.org

Thanks Erika! One question with the design i wonder if the open end facing Lewis if sound will be tunneled directly at the houses on the other side of the street? I dont live there, i am on Clark St and I can hear the music there. Have you considered sound minimizing movable panels so that the residents directly across arent impacted too heavily? Sometimes folks just want a quiet night at home for whatever reason and I dont want this great project to garner resentment from those close by.

Kind regards
Barb.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Erika Adams <erika@theshanecenter.org>
Date: 5/1/23 3:49 PM (GMT-07:00)
To: info@theshanecenter.org
Subject: Follow Up Notes from the Neighborhood Meeting

Hi there,

Thank you for providing your email to learn about what we discussed at the Neighborhood Meeting last Wednesday!

We appreciate your interest and are excited to share our exciting opportunity for growth with you.

We had over 35 of our neighbors attend the meeting and received very positive feedback, had a great Q&A Session but most of all really enjoyed getting the opportunity to connect with everyone!

We've put together a short video including the presentation and questions/comments that came up. I would be happy to meet with you to discuss any questions, feedback, or concerns you may have.

Thank you once again for being a part of the neighborhood and involved in our community!

Watch Neighborhood Presentation [HERE!](#)

Yours Truly,

~Erika

ERIKA ADAMS | EXECUTIVE DIRECTOR
THE SHANE LALANI CENTER FOR THE ARTS
[WEBSITE](#) | [FACEBOOK](#) | [OUR FACILITY](#)
MOBILE 406.403.8986 | OFFICE 406.222.1420
PO BOX 58 | 415 E. LEWIS ST. | LIVINGSTON, MT 59047

Hope to see you at one of our upcoming events:

Park High School Students in **Band Geeks** - May 5 - 21st
Livingston Film Series: May 11th
Summer Outdoor Concert Series: Starting June 1 - July 13th, Thursdays

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

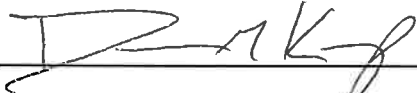
Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: DUANE M KEMP

Address: 424 1/2 S. #3rd
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: ROBERT H. BANKSTON

Address: 1413 E. GANATION #29
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Valerie Kinley

Printed Name: Valerie Kinley

Address: 421 S G St
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

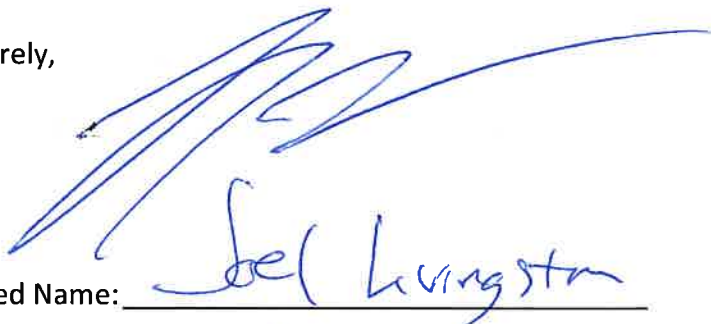
Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Joel Livingston

Address: 422 N. Main St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: Kevin Brown

Address: 610 S. 8th St., Livingston, MT
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: Erin Harris

Address: 610 S. 8th St., Livingston, MT
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: Chelsay Murphy

Address: 424 S. H Street Livingston
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature:  _____

Printed Name: THOMAS MURPHY

Address: 424 S. H. LIVINGSTON MT
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Katie Mangett

Printed Name: Katie MANGETT

Address: 822 N. 13 St Unit B
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: DAIN RODWELL

Address: 16 Rocky Hollow TRAIL
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Joel Mowrey

Printed Name: JOEL MOWREY

Address: 2304 Constellation Dr
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Lori Chapman

Printed Name: LORI CHAPMAN

Address: 667 Lower Cottonwood Rd
Livingston, MT 59047 Wilsall MT 59086

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Margene Huson

Printed Name: MARGENE HUSON

Address: 71 MERRILL LANE Livingston
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Yvonne Brtger

Printed Name: YVONNE BRITGER

Address: 16 Rocky Hollow TR

Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Mary Park

Printed Name: MARY PEDERSEN

Address: 50 Old Clyde Park Rd
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: JOANN STE WALDRON

Address: 414 S 8TH ST
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Chandra Willmyer

Printed Name: Chandra Willmyer

Address: 27 Buffalo Trail
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: Deb Kelly

Address: 422 N. Main
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Barbara Scotiea

Printed Name: Barbara Scotiea

Address: 548 Hwy 89 North
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: James Conley

Printed Name: James Conley

Address: 151 Cokedale Rd Livingston, MT
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: Skye Murphy

Address: 424 S. 6th St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

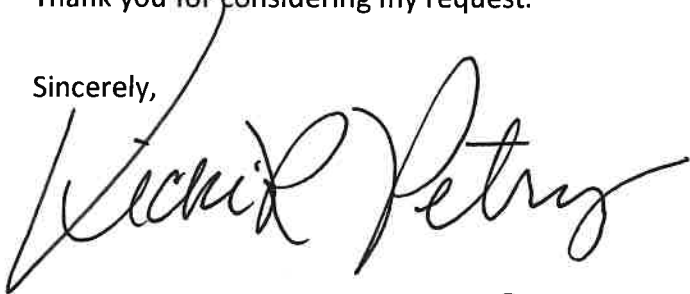
Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Vicki R. Petry

Address: 102 N. 8th Street
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Jenny Arr

Address: 132 S. G St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods. Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Lindsey Stoue

Address: 1021 meadowlark lane
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Printed Name: Sarah Skofield

Address: 125 S 2nd St + 210 S 8th St
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Clayton Oberquell

Printed Name: Clayton Oberquell

Address: 311 S 6 St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Ava Petry

Address: 102 n 8th st
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: Ethan Leuzinger

Address: 605 Nova Dr.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,



Printed Name: Fiona Skinn

Address: 409 N. 2nd St.
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: 

Printed Name: Devan Johnson

Address: 421 S G St
Livingston, MT 59047

Dear Commissioner,

As a member of the Livingston community, I am writing to express my wholehearted support for the Shane Center's proposal to construct an outdoor pavilion for hosting special events during the summer season, including the Summer Concert Series and Young Actors' Workshops.

The Shane Center's mission of *Strengthening Community through Participation in the Arts* is commendable, and the addition of an outdoor pavilion would not only further this mission but also bring many benefits to our community. By creating a shared experience for all, this project will strengthen the bonds between community members and build a stronger sense of community.

Furthermore, the outdoor pavilion will bring new music, arts, and culture to the local area, contributing to the vitality of our community. It will provide new and better opportunities for youth educational programming and support local artists' networks and livelihoods.

Additionally, the project will have a positive impact on the local economy, helping to create new jobs and contributing to the economic growth of the area.

In light of these benefits, I urge the Livingston City Commissioner's Office to approve the Shane Center's Special Exception Permit allowing them to construct the outdoor pavilion. It is important for us as a community to support initiatives that enhance our local arts and cultural scene, promote economic growth, and provide opportunities for our youth.

Thank you for considering my request.

Sincerely,

Signature: Matthew J. Hirsch

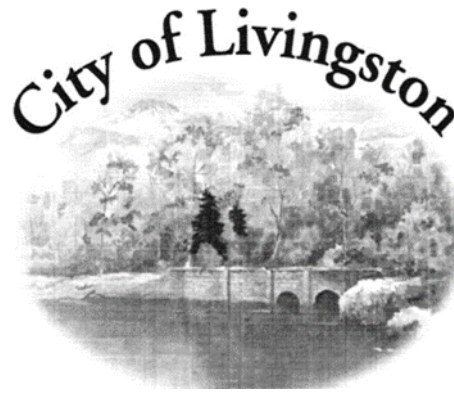
Printed Name: Matthew J. Hirsch

Address: 229 South I. St.
Livingston, MT 59047

City Manager
Grant Gager

220 E Park Street
(406) 823-6000 phone

citymanager@livingstonmontana.org
www.livingstonmontana.org



Incorporated 1889

Chairperson
Melissa Nootz

Vice Chair
Karrie Kahle

Commissioners
Mel Friedman
Quentin Schwarz
Torrey Lyons

Date: May 1, 2023
RE: Special Exception Permit - Shane Lelani Center for the Arts Outdoor Pavilion – REFERRAL COMMENTS

Please see a summary of referral comments by agency below:

Livingston Fire & Rescue

- Plans submitted for building permit must demonstrate a minimum 20-foot-wide passable fire lane through the southern parking lot; it is the applicant’s responsibility to ensure the fire lane remains passable to emergency vehicles at all times
- The plans show removable parking bumpers will be used for parking spaces to the south of the pavilion when the pavilion is used for events; the plans submitted for building permit must include design details for the bumpers that demonstrate they are impact resistant and will effectively restrict vehicular through-movements when in place.
- The access points to D and E Streets on the north side of the existing building/ proposed pavilion must be closed during events hosted in the outdoor pavilion.

City Police Department

- This agency cited concerns about parking impacts during events in the outdoor pavilion, both at the Justice Center (City/County) Complex north of the Shane Center and in the surrounding neighborhoods.
- The interior layout of the pavilion during events must be considered as relates to mass casualty and/or medical emergencies during outdoor events. Prior to issuance of a building permit, the applicant must coordinate with the City Police and Fire Departments to ensure stage/ seating arrangements inside the pavilion during events will not affect the ability of emergency responders to render aid during events.

City Public Works Department

- Existing utilities (water, sewer, storm, gas, electric) must be shown on the plans submitted for building permit.
- At time of building permit application, a traffic circulation plan must be submitted that shows pedestrian and vehicular circulation to/ from and within the interior of the property. Circulation patterns should be shown for when the outdoor pavilion is in use for events, and when it will be used for parking only (i.e., no events). The plan must include the following information:

- Widths for pedestrian accessways must be identified to demonstrate compliance with ADA accessibility requirements. Widths and turning radii for vehicular access aisles must also be identified.
- Arrows must be used to show circulation patterns during outdoor pavilion events when the pavilion is closed to parking and thru traffic, and also on non-outdoor event days when the pavilion can be accessed for parking and thru traffic.
- All necessary signage (1-way, Do Not Enter, etc.) and pavement markings to facilitate pedestrian and vehicular safety.
- There must be adequate access and/or turnaround area for garbage trucks to access the trash collection bins (shown on sheet C-1). The dimensions of the area designated for trash collection must be shown on the plan. Parked vehicles must not restrict access to trash bins by City garbage trucks.
- Removable bollards, or other traffic control measures, must be used at the northern access points to D and E Streets during outdoor events to prevent thru traffic during those events. The method by which the northern access points will be barricaded during outdoor events must be approved by the Public Works Department and Livingston Fire & Rescue during building permit review.
- Snow storage areas must be identified.
- All new and relocated points of access to the property must meet current City of Livingston standards. Driveway approach permits must be issued by the Public Works Departments for these points of access prior to construction of the access improvements.
- The existing northern approach to the E Street access must be improved to current City Standards to be consistent with the other access points.
- A copy of the parking agreement with the City/County Complex must be provided prior to issuance of a building permit.
- Prior to issuance of a building permit, a Drainage Plan must be submitted that shows how the runoff from the proposed pavilion roof will be handled, where it will be directed, and demonstrate that the proposed redevelopment will not increase the net amount of runoff leaving the property. Impacts from runoff related to the proposed pavilion must be mitigated onsite. The drainage plan and runoff analysis must be stamped and signed by a Professional Engineer licensed in the State of Montana.
- This agency recommends the applicant consider utilizing the existing landscaped areas on the south end of the parking lot to mitigate stormwater runoff.

Additional Staff Comments

- The parking plan (sheet G-4) shows two vehicular parking spaces within the area designated as the basketball court; parking is not allowed in the basketball court or in a location that inhibits use of the court by City/County Complex staff.
- Bike parking spaces must be labeled on the parking plan submitted for building permit.
- A trip generation estimate for the outdoor pavilion is required prior to a public hearing by the City Commission. The estimate should be made based on the most intensive event use anticipated in the pavilion.

LEGAL

NOTICE OF PUBLIC HEARING

A public hearing before the Livingston City Commission will be held at 5:30 p.m. on Tuesday May 16, 2023 at 414 E. Callender Street in the Community Room; a Zoom option is also available for virtual attendance (details below). The Purpose of this hearing is to receive public comment regarding a Special Exception Permit Review per the provisions of Section 30.75 of the Livingston Municipal Code. The purpose of the review is to consider an Outdoor Pavilion at the Shane Lelani Center for the Arts, located at 415 E. Lewis Street in the Central Business Zoning District. The use of an Outdoor Pavilion as an event venue is not identified in the Zoning Use Table 30.40. Special Exceptions for uses other than those specifically permitted in each zoning district, are intended to provide, in appropriate cases, and subject to appropriate conditions and safeguards, to be Special Exceptions to the terms of the Zoning Ordinance of the City of Livingston when in harmony with the general purposes and intent of the ordinance". Therefore, a Special Exception Permit review is necessary to allow the proposed Outdoor Pavilion.

For further information, please contact the City Planning Office at (406) 222-4903 or planning@livingstonmontana.org.

To attend via Zoom please use the link or call the phone number below, the passcode listed will be required to join the meeting:

Join Zoom Meeting

<https://us02web.zoom.us/j/83563439666?pwd=MzZ2WEp5Vkh5MThQbkhWd2FBK1dxQT09>

Meeting ID: 835 6343 9666

Passcode: 651307

Dial in by phone: 669-900-6833

Jennifer Severson

City of Livingston Planning Director

PLEASE PUBLISH ON TUESDAY, APRIL 2, 2023