

Title 1

GENERAL PROVISIONS

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Chapter 1.01

CODE ADOPTION

Sections:

- 1.01.010 Adoption.**
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1.01.010 Adoption.

There is adopted the Laurel Municipal Code, as published by Book Publishing Company, Seattle, Washington. (Ord. 984 § 1, 1991)

1.01.020 Title—Citation—Reference.

This code shall be known as the Laurel Municipal Code and it may be referred to as the Laurel Municipal Code in any prosecution for the violation of any provision thereof of any proceeding at law or equity. Prosecutions for violations of Laurel, Montana's ordinances and actions based thereon shall refer to the Laurel Municipal Code sections as well as the underlying ordinance upon which the prosecution or action is based. Amendments to any ordi-

nance or portions thereof of Laurel, Montana, shall also refer to the Laurel Municipal Code sections under which such ordinances are codified. (Ord. 984 § 2, 1991)

1.01.030 Provisions codified.

This code consists of all the regulatory and penal ordinances and certain of the administrative ordinances or Laurel, Montana. (Ord. 984 § 3, 1991)

1.01.040 Ordinances passed prior to adoption of the code.

The last ordinance included in this code was Ordinance 979, passed August 7, 1990. The following ordinances, passed subsequent to Ordinance 979, but prior to adoption of this code, are adopted and made a part of this code: Ordinances 980, 981, 982 and 983, as amended. (Ord. 984 § 4, 1991)

1.01.050 Reference applies to all amendments.

Whenever a reference is made to this code as the Laurel Municipal Code or any portion thereof, or to any ordinance of the city of Laurel, Montana, the reference shall apply to all amendments, corrections and additions heretofore, now or hereafter made. (Ord. 984 § 5, 1991)

1.01.060 Title, chapter and section headings.

Title, chapter and section headings contained herein shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter or section hereof. (Ord. 984 § 6, 1991)

1.01.070

1.01.070 Reference to specific ordinances.

The provisions of this code shall not in any manner affect matters of record which refer to, or are otherwise connected with ordinances which are therein specifically designated by number or otherwise and which are included within the code, but such reference shall be construed to apply to the corresponding provisions contained within this code. (Ord. 984 § 7, 1991)

1.01.080 Effect of code on past actions and obligations.

Neither the adoption of this code nor the repeal of amendments of any ordinance or part or portion of any ordinance of the city shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date hereof, nor be construed as a waiver of any license, fee or penalty at said effective date due and unpaid under such ordinances, nor be construed as affecting any of the provisions of such ordinances relating to the collection of any such license, fee or penalty, or the penal provisions applicable to any violation thereof, nor to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed or deposited pursuant to any ordinance and all rights and obligations thereunder appertaining shall continue in full force and effect. (Ord. 984 § 8, 1991)

1.01.090 Effective date.

This code shall become effective on the date the ordinance adopting this code as the "Laurel Municipal Code" shall become effective. (Ord. 984 § 9, 1991)

1.01.100 Constitutionality.

If any section, subsection, sentence, clause or phrase of this code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this code. The council declares that it would have passed this code, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases had been declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect. (Ord. 984 § 10, 1991)

Chapter 1.04

GENERAL PROVISIONS

Sections:

- 1.04.010** **Definitions.**
- 1.04.020** **Grammatical interpretation.**
- 1.04.030** **Construction.**
- 1.04.040** **Repeal not to revive.**
- 1.04.050** **Causing and permitting.**

1.04.010 **Definitions.**

Unless the context otherwise requires, the following words and phrases, when used in this code, shall have the meaning and construction given in this section.

“City” means the city of Laurel, Montana, or area within the territorial limits of the city of Laurel, Montana, and such territory outside of the city over which the city has jurisdiction or control by virtue of any constitutional or statutory provision.

“Computation of time” means the time within which an act is to be done. It shall be computed by excluding the first day and including the last day, and if the last day is Sunday or a legal holiday, that day shall be excluded.

“Council” means the city council of the city of Laurel, Montana. “All its members” or “all councilmen” means the total number of councilmen provided by the general laws of the state of Montana.

“County” means the county of Yellowstone, Montana.

“Law” means and denotes applicable federal law, the constitution and statutes of the state of Montana, the ordinances of the city, and when appropriate, any and all

rules and regulations which may be promulgated thereunder.

“L.M.C.” is the abbreviation for the Laurel Municipal Code.

“May” is permissive.

“MCA, 1978” is the abbreviation for the Montana Code Annotated, 1978.

“Month” means a calendar month.

“Municipality” or “municipal” means and refers to the city.

“Must” is mandatory.

“Oath” includes an affirmation or declaration in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words “swear” and “sworn” shall be equivalent to the words “affirm” and “affirmed.”

“Ordinance” means the law of the city, provided that a temporary or special law, administrative action, order or directive may be in the form of a resolution.

“Owner” applied to a building or land means and includes any part owner, joint owner, tenant in common, joint tenant or tenant by the entirety, of the whole or part of such building or land.

“Person” means natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business, trust, organization, or the manager, lessee, agent, servant, officer or employee of any of them.

“Personal property” means and includes money, goods, chattels, things in action and evidences of debt.

“Preceding” and “following” mean next before and next after, respectively.

“Property” means and includes real and personal property.

“Shall” is mandatory.

“Sidewalk” means that portion of a

1.04.010

street between the curb line and the adjacent property line intended for the use of pedestrians.

“State” means the state of Montana.

“Street” means and includes all streets, highways, avenues, lanes, alleys, courts, places, squares, curbs or other public ways in this city which have been or may hereafter be dedicated and open to public use, or such other public property so designated in any law of this state.

“Tenant” and “occupant,” applied to a building or land, includes any person who occupies whole or in part of such building or land, whether alone or with others.

Title of Office. Use of the title of any officer, employee, department, board or commission means that officer, employee, department, board or commission of the city.

“Written” means and includes printed, typewritten, mimeographed or multi-graphed.

“Year” means a calendar year.

All words and phrases shall be construed and understood according to the common and approved usage of the language, but technical words and phrases and such others as may have acquired a peculiar meaning in the law shall be construed and understood according to such peculiar and appropriate meaning.

When an act is required by an ordinance the same being such that it may be done as well by an agent as by the principal, such requirement shall be construed as to include all such acts performed by an authorized agent. (Prior code § 1.04.010)

1.04.020 Grammatical interpretation.

The following grammatical rules shall apply in the ordinances of the city:

A. Gender. The masculine gender includes the feminine and neuter genders.

B. Singular and Plural. The singular number includes the plural and the plural includes the singular.

C. Tenses. Words used in the present tense include the past and the future tenses and vice versa, unless manifestly inapplicable.

D. Use of Words and Phrases. Words and phrases not specifically defined shall be construed according to the context and approved usage of the language. (Prior code § 1.04.020)

1.04.030 Construction.

The provisions of the ordinances of the city and all proceedings under them are to be construed with a view to effect their objects and to promote justice. (Prior code § 1.04.040)

1.04.040 Repeal not to revive.

The repeal of an ordinance shall not repeal the repealing clause of such ordinance or revive any ordinance which has been repealed thereby. (Prior code § 1.04.050)

1.04.050 Causing and permitting.

Whenever in an ordinance of the city any act or omission is made unlawful, it shall include causing, allowing, permitting, aiding, abetting, suffering or concealing the fact of such act or omission. (Prior code § 1.04.030)

Chapter 1.08

CITY SEAL

Sections:

1.08.010 **City seal.**

1.08.010 **City seal.**

A seal in a circular form with the words, "City of Laurel, Yellowstone County" on the outer circle and in the interior and center of the circle, the word "Seal," shall be the seal of the city to be used in all cases in which, by the laws and customs of nations, it is necessary to use a seal by a corporation. (Prior code § 1.08.010)

1.12.010

Chapter 1.12

CITY BOUNDARIES

Sections:

1.12.010 Original townsite.

1.12.010 Original townsite.

City boundaries shall be as follows:

Beginning at the W 1/4 corner Section 10, T2S, R24E, M.P.M.; specifically the corner of Alder Avenue and East 7th Street; thence east along quarter line of Section 10 a distance of 720.0 feet; then north along west right of way line of Cottonwood Avenue a distance of 1280.0 feet; thence east along centerline of East Maryland Lane a distance of 380.0 feet; thence south along the east right-of-way line of Date Avenue a distance of 931.0 feet; thence east along the centerline of East 8th Street a distance of 758.78 feet to the intersection with the centerline of Fir Avenue; thence south along the centerline of Fir Avenue a distance of 390.0 feet; thence east along the centerline of East 7th Street a distance of 760.0 feet to the intersection with the centerline of Juniper Avenue; thence north a distance of 390.0 feet to the centerline of East 8th Street; thence east a distance of 760.0 feet to the east right-of-way line of Mulberry Avenue; thence south a distance of 390.0 feet to the centerline of East 7th Street; thence west a distance of 380.0 feet to the centerline of Locust Avenue; thence south a distance of 344.0 feet to the intersection with U.S. Highway 10-212; thence N 70 54' E on and along the North right of way line of U.S. Highway No. 10 to a point 30 feet west as mea-

sured at right angles from the Section line common to Sections 10 and 11, T-2-S, R-24-E, P.M.M.; thence continuing to the southwest corner of Tract 1, C/S No. 975, point being on the section line common to Sections 10 and 11 and the North right of way line of U.S. Highway No. 10 as established by Tract 1, C/S No. 975; thence North on and along the West line of Section 11 for a distance of 1405.15 feet; thence N 55 10' 33" E on and along the Northwest line of C/S No. 975 (Tract 1 amended) for a distance of 1022.55 feet; thence S. 45 20' 53" E for a distance of 432.13 feet; thence N 84 26' 15" E for a distance of 1487.65 feet; thence S 00 25' 08" E for a distance of 529.09 feet; thence S 70 58' 00" W for a distance of 126.62 feet to the East right of way line of Milwaukee Road; thence S 00 25' 08" E on and along the east right of way of Milwaukee Road for a distance of 53.66 feet to a point 3.15 feet Northwest of the northwest corner of Block 6 Lot 1 (sewer lift station site); thence S 19 34' 46" E a distance of 3.15 feet; thence N 70 25' 14" E a distance of 50 feet; thence S 19 34' 46" E a distance of 50 feet; thence S 70 25' 14" W a distance of 50 feet to a point intersecting the east right of way line of Milwaukee Road; thence S 19 34' 46" E on and along the East right of way line of Milwaukee Road to a point that intersects with the North right of way line of U.S. Highway 10; thence southwesterly a distance of 60 feet on and along the North right of way line of U.S. Highway 10 to a point that intersects with the West right of way line of Milwaukee Road; thence N 19 34' 46" W on and along the West right of way line of

Milwaukee Road to the Southeast corner of lot 25 Block 1 of the Village Subdivision 2nd Filing; thence S 70 58' 00" W a distance of 1395.5 feet; thence S 65 20' 34" W a distance of 88.82 feet to the East right of way line of Maryland Lane, thence on and along the East right of way line of Maryland Lane to the point of intersection with U.S. Highway 10; thence southwesterly on and along the North right of way line of U.S. Highway 10 to a point intersecting with the West right of way line of Maryland Lane; thence Northwesterly on and along the West right of way line of Maryland Lane to a point intersecting with the Southeast corner of Lot 1 Block Five of Village Subdivision 1st Filing; thence S 55 55' 34" W a distance of 120 feet; thence N 34 04' 26" W a distance of 356 feet; thence N 67 30' 07" W a distance of 104.20 feet; thence S 89 55' 34" W a distance of 631.10 feet; thence S 00 00' 00" E a distance of 917.90 to a point intersecting with the North right of way line of U.S. Highway 10; thence N 70 58' 00" E on and along the North right of way line of U.S. Highway 10 as established by C/S No. 975 for a distance of 2000 feet + or - to a point 130 feet Easterly measured at right angles from the center line of Milwaukee Road as is platted in the plat of Village Subdivision 1st Filing; thence Southerly at right angles to the North line of U.S. Highway 10 to the North right of way of the Burlington Northern Railroad (Montana Rail Link); thence Southwesterly along the North right of way line of the Burlington Northern Railroad (Montana Rail Link) to a point located S 19 06' 00" E a distance of 212 feet from the

intersection point of U.S. Highway 10 and the centerline of Locust Avenue; thence N 19 06' 00" W for a distance of 212 feet to the point of intersection with the North right of way line of U.S. Highway 10 and the centerline of Locust Avenue; thence S 70 54' 00" W along said highway a distance of 3217.97 feet, specifically the corner of Alder Avenue and U.S. Highway 10-12; thence South along the section line common between Sections 9 and 10 to a point intersecting with the centerline of East Railroad Street; thence Easterly along said centerline to a point 25 feet Westerly of the 1/4 corner section 15; thence S 00 42' 10" E a distance of 415.21 feet intersecting with the North right of way line of Interstate 90; thence Westerly along said right of way to the intersection of U.S. 310 and 212 right of way; thence southwesterly to the east right of way line of South 1st Avenue; thence south to the intersection of west right of way line of Burlington Northern Railroad (Montana Rail Link) and east right of way line of South 1st Avenue; thence southeasterly along Burlington Northern Railroad (Montana Rail Link) west right of way line intersecting North Interstate 90 right of way line; thence west along Interstate 90 right of way line to intersection of south right of way line of South 6th Street; thence West along South right of way line of South 6th Street to the intersection of the section line common to sections 16 and 17; thence North along said section line to its intersection with the centerline of South 1st Street; thence west along said centerline a distance of 420.0 feet to the intersection of the centerline of South 9th Avenue; thence

South 415.7 feet to the intersection of North right of way line of Burlington Northern Railroad (Montana Rail Link); thence Westerly 198.4 feet; thence North to centerline of U.S. Highway 10; thence East along centerline of U.S. Highway 10 to West property line of C/S No. 1642; thence North along said property line a distance of 330.0 feet; thence East a distance of 108.5 feet to the Southwest property corner of Herman Subdivision; thence North a distance of 423.64 feet to the Northwest property corner of Herman Subdivision; thence East along the North property line of Herman Subdivision to a point that intersects with the centerline of 8th Avenue; thence North along the centerline of 8th Avenue to intersection of centerline with West 4th Street; thence West along said centerline a distance of 1028.8 feet to the West boundary of the S & S Subdivision; thence North a distance of 769.86 feet to the centerline of West 6th Street; thence East a distance of 788.8 feet to the East property line of Lot 7, Block 1, Ingraham Subdivision; thence North along said property line a distance of 185.0 feet to the South property line of C/S 1780; thence West along said property line a distance of 95 feet to the East property line of Lot 37, Block 1, of Ingraham Subdivision; thence North along said property line to the centerline of West 7th Street; thence West along said centerline a distance of 328.2 feet; thence North a distance of 331.0 feet; thence West a distance of 169.1 feet; thence North a distance of 361.0 feet to the centerline of West 9th Street; thence West along said centerline a distance of 494.5 feet to the West boundary of Casa Linda Subdivision; thence North along

said boundary to the south boundary of Cherry Hill Subdivision; thence West along said boundary line of Cherry Hill Subdivision a distance of 982.52 feet; thence North along the West property line of Lot 10, Block 13, Cherry Hill Subdivision Second Filing, a distance of 105.0 feet; thence Northwesterly to the Southwest corner of Lot 12, Block 11 of said subdivision; thence North along the West property line of Lot 12, block 11, of said subdivision, a distance of 125.39 feet; thence easterly a distance of 90.11 feet to the Northwest corner of Lot 10, Block 11 of said subdivision; thence Northeasterly a distance of 135.61 feet to the Northeast corner of Lot 10, Block 11 of said subdivision; thence north along the West right of way line of Betty Avenue to a point intersecting the West right of way line of Cherry Hills Drive; thence Northerly along said right of way line intersecting with the North property line of Cherry Hill Subdivision; thence Easterly along the north property line of Cherry Hill Subdivision to the intersection with the North right of way line of West 12th Street; thence Easterly on and along the North right of way line of West 12th Street to the Southwest corner of Lot 1, Block 12, of Murray Heights Subdivision 2nd Filing; thence North along West property line of Murray Heights Subdivision a distance of 1585.52 feet; thence Northeasterly along the South right of way line of Highline Ditch to the Northeast corner of Lot 7, Block 6 of said subdivision, a distance of 263.63 feet; thence Easterly along South right of way line of Highline Ditch to the Northeast corner of Lot 3, Block 7, Murray Heights Subdivision; thence

South along the East property line of Lots 1, 2, 3, of Block 7, of said subdivision intersecting with the centerline of West 14th Street; thence East to the intersection with the extension of the southwest corner of Lot 3, Block 4, of Mathis Subdivision, 2nd Filing; thence North a distance of 220.45 feet intersecting with south right of way line of Highline Ditch; thence Easterly along South right of way line of Highline ditch intersecting Northeast corner of Lot 7, Block 3 of Mathis Subdivision 2nd Filing; thence south a distance of 329.66 feet intersecting with centerline of West 14th Street; thence East along centerline of West 14th Street intersecting with centerline of 4th Avenue; thence South along the centerline of 4th Avenue intersecting with the extension of South right of way line of West 13th Street; thence East along south right of way line on West 13th Street to the Northeast corner of Lot 6, Block 1, Mathis Subdivision, 2nd Filing; thence South a distance of 125 feet to the Southeast corner of Lot 6, Block 1, of said subdivision; thence West intersecting with the centerline of 4th Avenue; thence South intersecting with the North right of way line of the Big Ditch; thence Westerly on and along the North Ditch right of way line to a point that intersects with the extension of the West alley right of way line of Block 6 Mathis Subdivision 3rd Filing; thence South on and along extension of said West alley right of way line to the point intersecting with the centerline of West 12th Street; thence West to the West boundary of Lot 2A, Block 15, Laurmac Subdivision; thence south a distance of 200.57 feet to the centerline of alley;

thence west 25 feet; thence south 150 feet along the west property line of Lot 1 Block 4A intersecting with centerline of Laurmac Street; thence east a distance of 150.0 feet to the west boundary of Lot 16, Block 4, of said subdivision; thence north a distance of 150.00 feet to the centerline of alley; thence west 40 feet; thence north along the west property line of Lot 1A Block 15 a distance of 200.57 feet to the centerline of West 12th Street; thence East a distance of 240.0 feet to the East boundary of Lot 7, Block 3, of said subdivision; thence South a distance of 200.57 feet to the centerline of the alley in Block 3 of said subdivision; thence East a distance of 355.0 feet to the West boundary of Lot 10, Block 1, of Laurmac Subdivision; thence North a distance of 200.57 feet to the centerline of West 12th Street; thence East a distance of 147.0 feet; thence South a distance of 200.57 feet along the east property line of Lot 6 Blk 1 of said subdivision; thence East along centerline of alley a distance of 170.0 feet to the West boundary of Ward Subdivision; thence South a distance of 139.50 feet to the Northwest corner of Lot 11, Block 1, Ward Subdivision; thence East along the North property line of Lot 11, Block 1, Ward Subdivision to the Northeast corner of said lot; thence Easterly to the Northwest corner of Lot 4, Block 1, Ward Subdivision; thence East intersecting with the centerline of First Avenue; thence North intersecting with the centerline of East 12th Street; thence East a distance of 657.37 feet intersecting with centerline of Colorado Avenue; thence South a distance of 649.9 feet; thence West a distance of 150.0 feet of the East right of

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way line of the alley in Block 1, Sheridan Subdivision; thence South a distance of 679.7 feet intersecting with centerline of East Maryland Lane; thence East along centerline of East Maryland Lane intersecting centerline of Washington Avenue; thence East along centerline of East Maryland Lane a distance of 419.37 feet; thence South along East right of way line Tract A Certificate of Survey No. 2385, a distance of 659.88 feet; thence West a distance of 329.8 feet intersecting the East property line of Block 1 of Morris Subdivision, 1st filing; thence South to the southeast corner of Lot 10, Block 1, Morris Subdivision, 1st Filing; thence West a distance of 90 feet to the centerline of Washington Avenue; thence South along centerline of Washington Avenue intersecting centerline of East 7th Street; thence East along centerline of East 7th Street to the point of beginning W 1/4 corner Section 10, T2S, R24E, M.P.M., specifically the corner of Alder Avenue and East 7th Street. (Ord. 96-13, 1996: Ord. 96-2, 1996: prior code § 1.12.010)

Chapter 1.16

WARD BOUNDARIES

Sections:

- 1.16.010** **Map adopted.**
1.16.020 **Four ward division.**

1.16.010 **Map adopted.**

There is adopted a map describing the ward boundaries of the city. (Prior code § 1.12.070)

1.16.020 **Four ward division.**

The territory embraced within the corporate limits of the city shall be divided into four wards as follows:

A. Ward. No. 1:

Point of beginning is the intersection of Main Street, Alder Avenue and Bernhardt Road. From point of beginning, thence South along the section line common between Sections 9 and 10 to a point intersecting with the centerline of East Railroad Street; thence easterly along said centerline to a point 25 feet westerly of the 1/4 corner of Section 15; thence S 00 42' 10" E a distance of 415.21 feet intersecting with the north right of way line of Interstate Highway 90; thence westerly along said right of way to the intersection of U.S. 310 and 212 right of way; thence southwesterly to the east right of way line of South 1st Avenue; thence south to the intersection of west right of way line of Burlington Northern Railroad (Montana Rail Link) and east right of way line of South 1st Avenue; thence southeasterly along Burlington Northern Railroad (Montana

Rail Link) west right of way line intersecting North Interstate 90 right of way line; thence west along Interstate 90 right of way line to intersection of south right of way line of South 6th Street; thence west along south right of way line of South 6th Street to the intersection of the section line common to sections 16 and 17; thence north along said section line to its intersection with the centerline of South 1st Street; thence west along said centerline a distance of 420.0 feet to the intersection of the centerline of South 9th Avenue; thence south 415.7 feet to the intersection of north right of way line of Burlington Northern Railroad (Montana Rail Link); thence westerly 198.4 feet; thence north to centerline of U.S. Highway 10; thence east along centerline of U.S. Highway 10 to west property line of C/S No. 1642; thence north along west property line of C/S No. 1642 a distance of 330.0 feet; thence east a distance of 108.5 feet to the southwest property corner of Herman Subdivision; thence north a distance of 423.64 feet to the northwest property corner of Herman Subdivision; thence east along the north property line of Herman Subdivision to a point that intersects with the centerline of 8th Avenue; thence north along the centerline of 8th Avenue to intersection of centerline of West 4th Street; thence east along said centerline to a point intersecting with the centerline of East First Street; thence along East First Street to a point that intersects with the centerline of Alder Avenue; thence southerly to point of beginning.

B. Ward No. 2:

Point of beginning is the intersection of 8th Avenue and West 4th Street. From point of beginning, thence west along West 4th Street centerline a distance of 1028.8 feet to the west boundary of the S & S Subdivision; thence north a distance of 769.86 feet to the centerline of West 6th Street; thence east a distance of 788.8 feet to the east property line of Lot 7, Block 1, Ingraham Subdivision; thence north along said property line a distance of 185.0 feet to the south property line of C/S No. 1780; thence west along said property line a distance of 95 feet to the east property line of Lot 37, Block 1, of Ingraham Subdivision; thence north along said property line to the centerline of West 7th Street; thence west along said centerline a distance of 328.2 feet; thence north a distance of 331.0 feet; thence west a distance of 169.1 feet; thence north a distance of 361.0 feet to the centerline of West 9th Street; thence west along said centerline a distance of 494.5 feet to the west boundary of Casa Linda Subdivision; thence north along said boundary to the south boundary of Cherry Hills Subdivision; thence east along the south boundary line of Cherry Hill Subdivision to a point intersecting with 8th Avenue and West Maryland Lane; thence east along centerline of West Maryland Lane to a point intersecting with 1st Avenue; thence south along centerline of 1st Avenue to a point intersecting with East 6th Street; thence east along centerline of East 6th Street to a point that intersects with Pennsylvania Avenue; thence south along the centerline of Pennsylvania to a point that inter-

sects with East 4th Street; thence west along the centerline of East 4th Street to the point of beginning.

C. Ward No. 3:

Point of beginning is the intersection of 8th Avenue and West Maryland. From point of beginning and in line with the south boundary of the Cherry Hill Subdivision, thence west along the south boundary line of Cherry Hill Subdivision to the west boundary of said subdivision, a distance of 982.52 feet; thence north along the west property line of Lot 10, Block 13, Cherry Hill Subdivision 2nd Filing, a distance of 105.0 feet; thence northwesterly to the southwest corner of Lot 12, Block 11 of said subdivision; thence north along the west property line of Lot 12, Block 11 of said subdivision, a distance of 125.39 feet; thence easterly a distance of 90.11 feet to the northwest corner of Lot 10, Block 11 of said subdivision; thence northeasterly a distance of 135.61 feet to the northeast corner of Lot 10, Block 11 of said subdivision; thence north along the west right of way line of Cherry Hills Drive; thence northerly along said right of way line intersecting with the north property line of Cherry Hill Subdivision, which is the north section line of section 8, T2S, R24E, P.M.M., thence easterly along the north property line of Cherry Hill Subdivision to the intersection with the north right of way line of West 12th Street; thence easterly on and along the north right of way line of West 12th Street to the southwest corner of Lot 1, Block 12, of Murray Heights Subdivision 2nd filing; thence north along west property line of

Murray Heights Subdivision a distance of 1585.52 feet; thence northeasterly along the south right of way line of Highline Ditch to the northeast corner of Lot 7, Block 6 of said subdivision, a distance of 263.63 feet; thence easterly along south right of way line of Highline Ditch to the northeast corner of Lot 3, Block 7, Murray Heights Subdivision; thence south along the east property line of Lots 1, 2, 3, of Block 7, of said subdivision intersecting with the centerline of West 14th Street; thence east to the intersection with the extension of the southwest corner of Lot 3, Block 4, of Mathis Subdivision, 2nd filing; thence north a distance of 220.45 feet intersecting with south right of way line of Highline Ditch; thence easterly along south right of way line of Highline ditch intersecting northeast corner of Lot 7, Block 3 of Mathis Subdivision 2nd Filing; thence south a distance of 329.66 feet intersecting with centerline of West 14th Street; thence east along centerline of West 14th Street intersecting with centerline of 4th Avenue; thence south along the centerline of 4th Avenue intersecting with the extension of south right of way line of West 13th Street; thence east along south right of way line on West 13th Street to the northeast corner of Lot 6, Block 1, Mathis Subdivision, 2nd Filing; thence south a distance of 125 feet to the southeast corner of Lot 6, Block 1, of said subdivision; thence west intersecting with the centerline of 4th Avenue; thence south intersecting with the north right of way line of the Big Ditch; thence westerly on and along the north ditch right of way line to a point that intersects with the extension of the west alley right of

way line of Block 6 Mathis Subdivision 3rd Filing; thence south on and along extension of said west alley right of way line to the point intersecting with the centerline of West 12th Street; thence to the west boundary of Lot 2A, Block 15, Laurmac Subdivision; thence south a distance of 200.57 feet to the centerline of alley; thence west 25 feet; thence south 150.0 feet along the west property line of Lot 1 Block 4A intersecting with centerline of Laurmac Street; thence east a distance of 150.0 feet to the west boundary of Lot 16, Block 4, of said subdivision; thence north a distance of 150.0 feet to the centerline of alley; thence west 40 feet; thence north along the west property line of Lot 1A Block 15 a distance of 200.57 feet to the centerline of West 12th Street; thence east a distance of 240.0 feet to the east boundary of Lot 7, Block 3, of said subdivision; thence south a distance of 200.57 feet to the centerline of the alley in Block 3 of said subdivision; thence east a distance of 355.0 feet to the west boundary of Lot 10, Block 1, of Laurmac Subdivision; thence north a distance of 200.57 feet to the centerline of West 12th Street; thence east a distance of 147.0 feet; thence south a distance of 200.57 feet along the east property line of Lot 6, Block 1 of said subdivision; thence east along centerline of alley a distance of 170.0 feet to the west boundary of Ward Subdivision; thence south a distance of 139.5 feet to the northwest corner of Lot 11, Block 1, Ward Subdivision; thence east along the north property line of Lot 11, Block 1, Ward Subdivision to the northeast corner of said lot; thence easterly to the northwest corner of Lot 4,

Block 1, Ward Subdivision; thence east intersecting with the centerline of First Avenue; thence north intersecting with the centerline of East 12th Street; thence east a distance of 657.37 feet intersecting with centerline of Colorado Avenue; thence south a distance of 649.9 feet; thence west to a point intersecting with First Avenue; thence south along the centerline of First Avenue to a point intersecting with Maryland Lane; thence westerly to point of beginning.

D. Ward No. 4:

Point of beginning is the intersection of First Avenue and Maryland Lane. From the point of beginning, thence north along centerline of First Avenue to a point intersecting with Eleventh Street; thence along the centerline of Eleventh Street to a point intersecting with the east right of way line of the alley in Block 1, Sheridan Subdivision; thence south a distance of 679.7 feet intersecting with centerline of East Maryland Lane; thence east along centerline of East Maryland Lane intersecting centerline of Washington Avenue; thence east along centerline of East Maryland Lane a distance of 419.37 feet; thence south along east right of way line Tract A C/S No. 2385, a distance of 659.88 feet; thence west a distance of 329.8 feet intersecting the east property line of Block 1 of Morris Subdivision, 1st Filing; thence south to the southeast corner of Lot 10, Block 1, Morris Subdivision, 1st Filing; thence west a distance of 90 feet to the centerline of Washington Avenue; thence south along centerline of Washington Avenue intersecting centerline of East 7th Street;

thence east along centerline of East 7th Street to a point intersecting with the centerline of Cottonwood Avenue; thence north along the centerline of Cottonwood Avenue a distance of 1280.0 feet; thence east along centerline of East Maryland Lane a distance of 380.0 feet; thence south along the east right of way line of Date Avenue a distance of 931.0 feet; thence east along the centerline of East 8th Street a distance of 758.78 feet to the intersection with the centerline of Fir Avenue; thence south along the centerline of Fir Avenue a distance of 390.0 feet; thence east along the centerline of East 7th Street a distance of 760.0 feet to the intersection with the centerline of Juniper Avenue; thence north a distance of 390.0 feet to the centerline of East 8th Street; thence east a distance of 760.0 feet to the east right of way line of Mulberry Avenue; thence south a distance of 390.0 feet to the centerline of East 7th Street; thence west a distance of 380.0 feet to the centerline of Locust Avenue; thence south a distance of 344.0 feet to the intersection with U.S. Highway 10-212; thence N 70 54' E on and along the north right of way line of U.S. Highway No. 10 to a point 30 feet west as measured at right angles from the section line common to Sections 10 and 11, T-2-S, R-24-E, P.M.M.; thence continuing to the southwest corner of Tract 1, C/S No. 975, point being on the section line common to Sections 10 and 11 and the north right of way line of U.S. Highway No. 10 as established by Tract 1, C/S No. 975; thence north on and along the west line of Section 11 for a distance of 1405.15 feet; thence N 55 10' 33" E on and along the northwest line of C/S No.

975 (Tract 1 amended) for a distance of 1022.55 feet; thence S 45 20' 53" E for a distance of 432.13 feet; thence N 84 26' 15" E for a distance of 1487.65 feet; thence S 00 25' 08" E for a distance of 529.09 feet; thence S 70 58' 00" W for a distance of 126.62 feet to the east right of way line of Milwaukee Road; thence S 00 25' 08" E on and along the east right of way of Milwaukee Road for a distance of 53.66 feet to a point 3.15 feet northwest of the northwest corner of Block 6, Lot 1 (sewer lift station site); thence S 19 34' 46" E a distance of 3.15 feet; thence N 70 25' 14" E a distance of 50 feet; thence S 19 34' 46" E a distance of 50 feet; thence S 70 25' 14" W a distance of 50 feet to a point intersecting the east right of way line of Milwaukee Road; thence S 19 34' 46" E on and along the east right of way line of Milwaukee Road to a point that intersects with the north right of way line of U.S. Highway 10; thence southwesterly a distance of 60 feet on and along the north right of way line of U.S. Highway 10 to a point that intersects with the west right of way line of Milwaukee Road; thence N 19 34' 46" W on and along the west right of way line of Milwaukee Road to the southeast corner of Lot 25, Block 1 of Village Subdivision 2nd Filing; thence S 70 58' 00" W a distance of 1395.5 feet; thence S 65 20' 34" W a distance of 88.82 feet to the east right of way line of Maryland Lane, thence on and along the east right of way line of Maryland Lane to the point of intersection with U.S. Highway 10; thence southwesterly on and along the north right of way line of U.S. Highway 10 to a point intersecting with the west right of way

line of Maryland Lane; thence northwesterly on and along the west right of way line of Maryland Lane to a point intersecting with the southeast corner of Lot 1 Block 5 of Village Subdivision 1st Filing; thence S 55 55' 34" W a distance of 120 feet; thence N 34 04' 26" W a distance of 356.0 feet; thence N 67 30' 07" W a distance of 104.20 feet; thence S 89 55' 34" W a distance of 631.10 feet; thence S 00 00' 00" E a distance of 917.90 feet to a point intersecting with the north right of way line of U.S. Highway 10; thence N 70 58' 00" E on and along the north right of way line of U.S. Highway 10 as established by C/S No. 975 for a distance of 2000 feet + or - to a point 130 feet easterly measured at right angles from the center line of Milwaukee Road as is platted in the plat of Village Subdivision 1st Filing; thence southerly at right angles to the north line of U.S. Highway 10 to the north right of way of the Burlington Northern Railroad (Montana Rail Link); thence southwesterly along the north right of way line of the Burlington Northern Railroad (Montana Rail Link) to a point located S 19 06' 00" E a distance of 212.0 feet from the intersection point of U.S. Highway 10 and the centerline of Locust Avenue; thence N 19 06' 00" W for a distance of 212.0 feet to the point of intersection with the north right of way line of U.S. Highway 10 and the centerline of Locust Avenue; thence S 70 54' 00" W along said highway a distance of 3217.97 feet; specifically the corner of Alder Avenue and U.S. Highway 10-212; thence north along the centerline of Alder Avenue to a point intersecting with East 1st Street; thence westerly along centerline of East

1.16.020

1st Street to a point intersecting with East 4th Street; thence westerly along centerline of East 4th Street to a point intersecting with Pennsylvania Avenue; thence north along centerline of Pennsylvania Avenue to a point intersecting with East 6th Street; thence westerly along the centerline of East 6th Street to a point intersecting with First Avenue; thence north along centerline of First Avenue to point of beginning.

(Ord. 97-1, 1997; Ord. 96-3, 1996; prior code §§ 1.12.020—1.12.060)

Chapter 1.20

JURISDICTION

Sections:

1.20.010 Jurisdiction.

1.20.010 Jurisdiction.

A. The city has jurisdiction to impose penalties and fines within its corporate limits.

B. Measures of a regulatory or penal nature may be imposed by this city over the territory occupied by the municipal public works, and over and along the line of reservoirs, streams, trenches, pipes, drains, and other appurtenances used in the construction and operation of such works.

C. Ordinances to prevent and punish disturbances of the peace may be enforced within three miles of the limits of the city.

D. Health and quarantine ordinances and regulations may be enforced in and over all places within five miles of the boundaries of the city.

E. The police of the city may make arrests of persons charged with crime within the limits of the city and within five miles thereof, and along the line of the water supply of the city.

F. Zoning and subdivision ordinances and regulations may be enforced within the corporate limits of the city and within one mile beyond its corporate limits. The enforcement in the area beyond the corporate limits may be to the same extent as if such property were situated within the corporate limit, until Yellowstone County adopts a masterplan pursuant to Title 76, Chapters 1 and 3, MCA., 1978, amended, and accompanying zoning or subdivision resolutions

or both which include the area beyond the corporate limits.

G. With approval of the State Department of Administration, jurisdiction to enforce building regulations may be extended beyond the municipal limits to include:

1. All or part of the area within four and one-half miles of the corporate limits of the city;

2. All or any platted subdivision which is partially within four and one-half miles of the corporate limits of the city; and

3. All of any zoning district adopted pursuant to Title 76, Chapter 2, Part 1 or 2, MCA, which is partially within four and one-half miles of the corporate limits of the city.

H. Distances shall be measured in a straight line in a horizontal plane. (Prior code § 1.16.010)

Chapter 1.24**JUDGMENTS****Sections:**

- 1.24.010** **Fine constitutes lien
when.**
- 1.24.020** **Execution of fine—
Imprisonment when.**

1.24.010 **Fine constitutes lien when.**

A judgment that the defendant pay a fine or costs constitutes a lien upon the real estate of the defendant, which lien dates from the date of the defendant's arrest. (Prior code § 1.16.030)

1.24.020 **Execution of fine—
Imprisonment when.**

A. If the judgment is for a fine alone, execution may issue thereon as a judgment in a civil case.

B. If the judgment is for a fine and imprisonment until fine be paid, the defendant must be committed to the custody of the proper officer, and by him detained until the judgment is complied with. The imprisonment must not exceed one day for every fifty dollars of the fine. (Ord. 02-2, 2002: prior code § 1.16.040)

Chapter 1.28

ORDINANCES

Sections:

- 1.28.010** **Style and publication requirements.**
- 1.28.020** **Passage and approval—Ordinance book.**
- 1.28.030** **Ordinance requirements.**
- 1.28.040** **Technical codes.**
- 1.28.050** **Effective date.**

1.28.010 **Style and publication requirements.**

The style of ordinances shall be as follows: "Be it ordained by the Council of the City of Laurel." All ordinances may be published or posted, as prescribed by the council. (Prior code § 1.14.010)

1.28.020 **Passage and approval—Ordinance book.**

All ordinances, bylaws and resolutions must be passed by the council and approved by the mayor, or the person acting in his stead, and must be recorded in a book kept by the city clerk-treasurer called "the Ordinance Book," and numbered in the order in which they are passed, or codified by numerical decimal system. (Ord. 97-2 § 4 (part), 1997; prior code § 1.14.020)

1.28.030 **Ordinance requirements.**

A. All ordinances shall be submitted in writing in the form prescribed by resolution of the governing body.

B. No ordinance passed shall contain more than one comprehensive subject, which shall be clearly expressed in its title, except ordinances for codification and revision of ordinances.

C. An ordinance must be read and adopted by a majority vote of members present at two meetings of the governing body not less than twelve days apart. After the first adoption and reading, it must be posted and copies made available to the public.

D. After passage and approval, all ordinances shall be signed by the mayor of the governing body and filed with the official or employee designated by ordinance to keep the register of ordinances. (Prior code § 1.14.030)

1.28.040 **Technical codes.**

A. The governing body of the city may adopt technical building, zoning, health, electrical, fire and plumbing codes in whole or in part by reference. At least thirty days prior to final action by the council, notice of intent to adopt a technical code in whole or in part by reference shall be published in a newspaper of general circulation in the city and three copies of the code, or part to be adopted, shall be filed with the city clerk-treasurer for inspection by the public.

B. If a technical code, or part of a code, is adopted by reference, a record in the ordinance book may be made by recording the ordinance without setting forth the provisions of the code, or part of a code, adopted. (Ord. 02-3, 2002; Ord. 97-2 § 4 (part), 1997; prior code § 1.14.040)

1.28.050 **Effective date.**

No ordinance or resolution passed by the council of the city shall become effective until thirty days after its final passage, except general appropriation ordinances

providing for the ordinary and current expenses of the city and excepting also emergency measures. In the case of emergency measures the emergency must be expressed in the preamble or in the body of the measure, and the measure must receive a two-thirds vote of all the members elected. In emergency ordinances the resolutions shall include only such measures as are immediately necessary for the pres-

ervation of peace, health and safety, and shall not include a franchise license to a corporation or individual, nor any provisions for the sale of real estate, nor any lease or letting of any property for a period exceeding one year, nor the purchase or sale of personal property exceeding five thousand dollars in value. (Prior code § 1.14.060)

Chapter 1.32

RIGHT OF ENTRY

Sections:

1.32.010 Inspection authority.

1.32.010 Inspection authority.

Whenever necessary to make an inspection to enforce any ordinance or resolution, or whenever there is reasonable cause that there exists an ordinance or resolution violation in any building or upon any premises within the jurisdiction of the city, any authorized official of the city may, upon presentation of the proper credentials, enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon him by ordinance; provided, that

except in an emergency situation or when consent of the owner and/or occupant to the inspection has been otherwise obtained, he shall give the owner and/or occupant, if they can be located after reasonable effort, twenty-four hours' written notice of the authorized official's intention to inspect. The notice transmitted to the owner and/or occupant shall state that the property owner has the right to refuse entry and that in the event that such entry is refused, inspection may be made only upon issuance of a search warrant by a duly authorized judge. In the event the owner and/or occupant refuses entry after such request has been made, the official is empowered to seek assistance from any court of competent jurisdiction in obtaining such entry. (Prior code § 1.16.060)

Chapter 1.36**GENERAL PENALTY****Sections:****1.36.010 Applicability.****1.36.010 Applicability.**

A. Unless a different penalty is specifically provided elsewhere in this code, any person who shall violate any of the provisions of this code shall, upon conviction thereof, be punished by a fine not exceeding five hundred dollars or by imprisonment for a period not exceeding six months, or by both such fine and imprisonment. Every day that a violation continues after the first day of violation shall constitute a separate offense.

B. Each such person is guilty of a separate offense for each and every day during any portion of which any violation of any provision of the ordinances of the city is committed, continued or permitted by any such person, and he shall be punished accordingly.

C. Unless a different penalty is specifically provided elsewhere in this code, any person who shall violate any of the provisions of this code relating to wastewater pretreatment standards implementing the Federal Water Pollution Control Act, shall, upon conviction thereof, be punished by a fine not exceeding one thousand dollars. Every day that a violation continues after the first day of violation shall constitute a separate offense. (Ord. 02-4, 2002; prior code § 1.16.020)