



**MISSOULA**

**COMMUNITY PLANNING, DEVELOPMENT AND INNOVATION**

435 RYMAN • MISSOULA, MT 59802 - 4297 • (406) 552-6630 • FAX: (406) 552-6053

**CITY REZONE APPLICATION**

**A. GENERAL INFORMATION**

1. Submit the completed application with all attachments by email to the City Zoning Desk at [ZoningDesk@ci.missoula.mt.us](mailto:ZoningDesk@ci.missoula.mt.us)
2. Once the application is deemed complete by CPDI, Development Services and the applicant has paid the rezoning fee the rezone proposal will be scheduled for public hearings at Planning Board and City Council.
3. Name of proposed Rezone: **1010, 1020, and 1030 Reserve Rezone**
4. Name(s) of Applicant: **Squirrels Real Estate, LLC (attn: Ashley Carter)**  
Mailing Address: **203 S 1st St, Lufkin, TX 75901-3825**  
Telephone Number: **731-613-8719**  
Email Address: **Ashley Carter <ac@maincg.com>**
5. Name(s) of Owner of Record: **Squirrels Real Estate, LLC (name)**  
Mailing Address: **203 S 1<sup>st</sup> St, Lufkin, TX 75901-3825**  
Telephone Number: **731-613-8719**  
Email Address: **Ashley Carter <ac@maincg.com>**
6. Name and Company of Representative: **Zack Graham (Graham Engineering)**  
Mailing Address: **4350 Ravalli Street, Ste B, Bozeman, MT 59718**  
Telephone Number: **406-624-2686**  
Email Address: **zack@grahameng.com**
7. Does the applicant(s) whose signature(s) are included below own at least 35% of the area or number of the parcels included within the area proposed to be rezoned? (Requirement of Title 20, 85.050(A)) Yes
8. If the applicant is someone other than the property owner, the owner must also sign the application in the space provided below.

Certification: I hereby certify that the foregoing information contained or accompanied in this application is true and correct to the best of my knowledge.

<u></u>	07/3/25
Applicant's Signature	Date
<u></u>	07/03/25
Owner's Signature	Date
<hr/>	
Representative's Signature	Date

**B. SUBJECT PROPERTY INFORMATION**

General location of subject property and address (if address has been assigned): 1010, 1020 and 1030 Reserve Street

Legal Description - complete and unabbreviated: GEESEY ADDITION, S29, T13 N, R19 W, Lot 6, 7, and DAVIS ADDITION, S29, T13 N, R19 W, Lot 1

Bearings & Distances Descriptions (if boundaries of proposed rezone are not exactly the same as the boundaries of the property legally described above): **N/A**

Geocode: **04-2200-29-2-47-60-0000, 04-2200-29-2-47-62-0000, 04-2200-29-2-47-63-0000**

**C. ZONING AND GROWTH POLICY INFORMATION**

1. Complete the following table (where applicable, indicate Unzoned):

	Zoning	Current Land Use
Adjacent (North)	<b>B3-2 Business Mixed-Use / DE-C Design Excellence Overlay Corridor Typology 4</b>	<b>Detached Residences</b>
Adjacent (South)	<b>B3-2 Business Mixed-Use / DE-C Design Excellence Overlay Corridor Typology 4</b>	<b>Office and Detached Residences</b>
Adjacent (East)	<b>RT5.4 Residential 5.4 (two-unit/ townhouse) and B3-2 Business Mixed-Use</b>	<b>Detached and Duplex Residences</b>
Adjacent (West)	<b>B2-2 Community Business / DE-C Design Excellence Overlay Corridor Typology 4</b>	<b>Vacant, Office, and Religious Assembly</b>

2. What is the current zoning of the property (including intensity designator)? **B3-2 Business Mixed-Use / DE-C Design Excellence Overlay Corridor Typology 4**

3. What is the requested zoning for the property (including intensity designator)? **C2-1 Community Commercial / DE-C Design Excellence Overlay Corridor Typology 4**

4. What is the applicable City Growth Policy (comprehensive plan) and land use designation for the property? **Limited Urban Mixed-Use**

5. What is the intended use for the property? **Motor Vehicle Repair - Limited**

#### **D. RESPONSES TO REVIEW CRITERIA REQUIRED BY STATE LAW & THE CITY OF MISSOULA TITLE 20 ZONING ORDINANCE**

Review Criteria. Provide a response to the following review criteria for rezone requests.

1. Whether the zoning amendment is consistent with MCA § 76-2-304:
  - a. Whether the zoning is made in accordance with a growth policy; **The place type designation from the recently adopted "Our Missoula 2045 Land Use Plan" (Plan) of the subject property is Limited Urban Mixed-Use. Properties to the north, south, and west share the same place type designation. The properties to the east have a place type designation of Limited Urban Mixed-Use and Urban Residential High. Current relatable zoning districts include RMH, C2, and M1R. The proposed amendment to C2 zoning is a relatable district in accordance with this Plan. Refer to page 83 of the Plan.**
  - b. Whether the zoning is designed to secure safety from fire and other dangers; **The proposed amendment promotes safety by incorporating a zoning designation that will allow the appropriate use and density in an area adjacent to residential and transportation in an area with adequate water to protect against possible fire. This proposed amendment is also correctly located to encourage safety from various dangers as it provides ready access to emergency services with connectivity to Reserve Street.**
  - c. Whether the zoning is designed to promote public health, public safety, and the general welfare; **The proposed zoning amendment is in accordance with the recently adopted "Our Missoula 2045 Land Use Plan" (Plan) which helps define the character of the district which has a place type designation of the subject property is Limited Urban Mixed-Use. A major consider of the Plan was to designate uses in a manner that promotes the public health, safety and general welfare. This place type, primarily commercial in nature, offers the opportunity for neighborhood and community-serving businesses and services. By following the Plan, the proposing zoning promotes the public health, safety and general welfare by limiting the allowed uses to what is appropriate when adjacent to both residential and a primary transportation network.**

d. Whether the zoning is designed to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements; **Transportation - The proposed amendment is located on a property that is situated adjacent to Reserve Street with access to Reserve from 8<sup>th</sup> and 9<sup>th</sup> Streets north and south of the property. Any future development could require a Traffic Impact Study and coordination/review with the Montana Department of Transportation. Water - A 6" water main is located in 9<sup>th</sup> street and an 8" water main is located on the west side of Reserve. It is expected that any future development requiring fire sprinklers will be required to connect these two mains with a 12" main bored under Reserve street. additionally it is expected that an additional fire hydrant will need to be installed to serve the property. These improvements would be the responsibility of the developer. Sewer - An existing sewer main is available adjacent to the property in Reserve and available for use. Schools - The proposed zoning allows for commercial and residential uses. If the property is used for a commercial use, the impact to schools would be negligible but would support the schools through property taxes. If a residential use is pursued the allowable zoning is RMH. RMH allows for 1 unit per 1,000 SF so up to 50 units could be built on this property assuming all setbacks, parking, landscaping, and building requirements are met. Parks - As a proposed commercial use, any future development is not expected to impact the impact to Parks but would support them through ongoing property taxes.**

e. Whether the zoning considers the reasonable provision of adequate light and air; **The proposed C2-1 zoning limits the maximum building height to 40 feet. However, Table 20.10-2 Parcel and Building Standards (B and C Districts) [3] requires that for parcels abutting R districts that have a maximum allowed building height of 35 feet or less, the maximum building height at the point of the required minimum setback line is 35 feet. Height may be increased above 35 feet by up to one foot (vertical) for each 6 inches of building setback or upper floor step-back. Therefore, the 35' height restriction only applies at and near the setback.**

f. Whether the zoning considers the effect on motorized and nonmotorized transportation systems; **The proposed C2 zoning will require related connectivity for vehicular, bicycle, and pedestrian traffic as required by the associated development ordinance. The proposed zoning complies with the Land Use Plan.**

g. Whether the zoning considers the promotion of compatible urban growth; **The proposed zoning amendment is in accordance with the recently adopted "Our Missoula 2045 Land Use Plan" (Plan) which helps define the character of the district which has a place type designation of the subject property is Limited Urban Mixed-Use. As previously indicated the proposed**

**amendment to C2 is a relatable zoning district to the adopted place type designation which is compatabile with the cities urban growth plan.**

- h. Whether the zoning considers the character of the district and its peculiar suitability for particular uses; **The proposed zoning amendment is in accordance with the recently adopted "Our Missoula 2045 Land Use Plan" (Plan) which helps define the character of the district which has a place type designation of the subject property is Limited Urban Mixed-Use. As previously indicated the proposed amendment to C2 is a relatable zoning district to the adopted place type designation which is in accorance with the character and uses of the area. See page 83 of the Plan.**
  - i. Whether the zoning conserves the value of buildings and encourages the most appropriate use of land throughout the jurisdictional area. **This proposed amendment preserves the value of the property and surrounding property by aligning with the recently adopted "Our Missoula 2045 Land Use Plan" (Plan). Because of the alignment with the Plan, this preserves and encourages adjacent redevelopment in accordance with the Plan which conserves value and encourages additional appropriate redevelopment of the land throughout the area.**
2. Whether the proposed zoning amendment corrects an error or inconsistency in the zoning ordinance or meets the challenge of a changing condition; **This does not correct an error in the zoning ordinance, but it should be noted that the current zoning is not in alignment with the recently adopted "Our Missoula 2045 Land Use Plan" (Plan). The proposed amendment bring the property zoning into alignment with that Plan as described previously.**
3. Whether the proposed zoning amendment is in the best interests of the city as a whole. **If the recently adopted "Our Missoula 2045 Land Use Plan" (Plan) has been deemed in the best interest of the City as a whole, then this amendment is also in the best interest of the City as the amendment follows the direction of this Plan.**

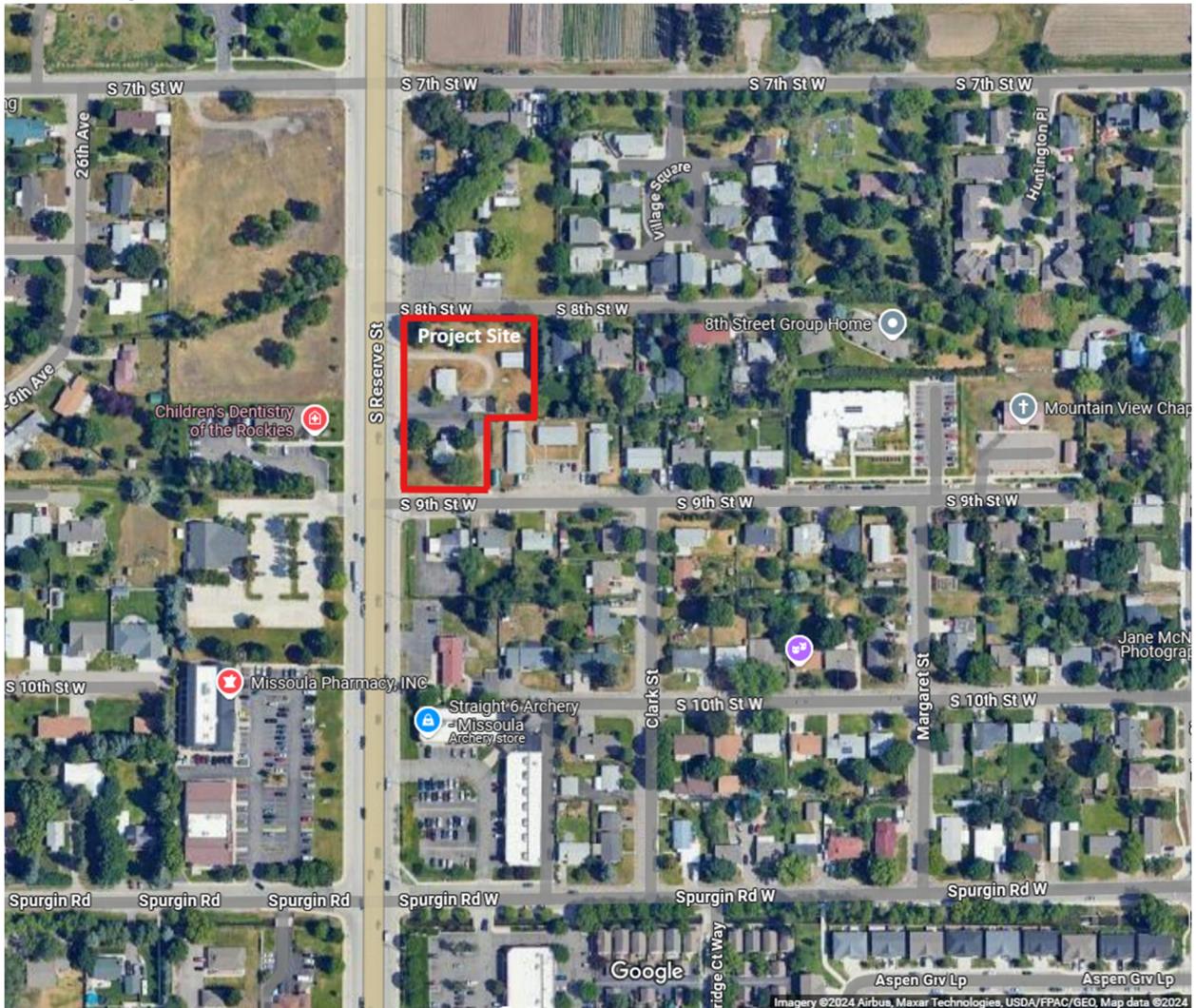
#### **E. ATTACHMENTS**

As separate attachments (8.5" x 11" or 11" x 17"), provide the following materials with the site clearly identified. Where appropriate, required information may be combined, as long as the information is clearly presented. Please check the box if the material is included in the packet. If the material is not included in the submittal packet, please note "N/A".

**A vicinity map** showing the subject property and the area within 300 feet of the subject property.

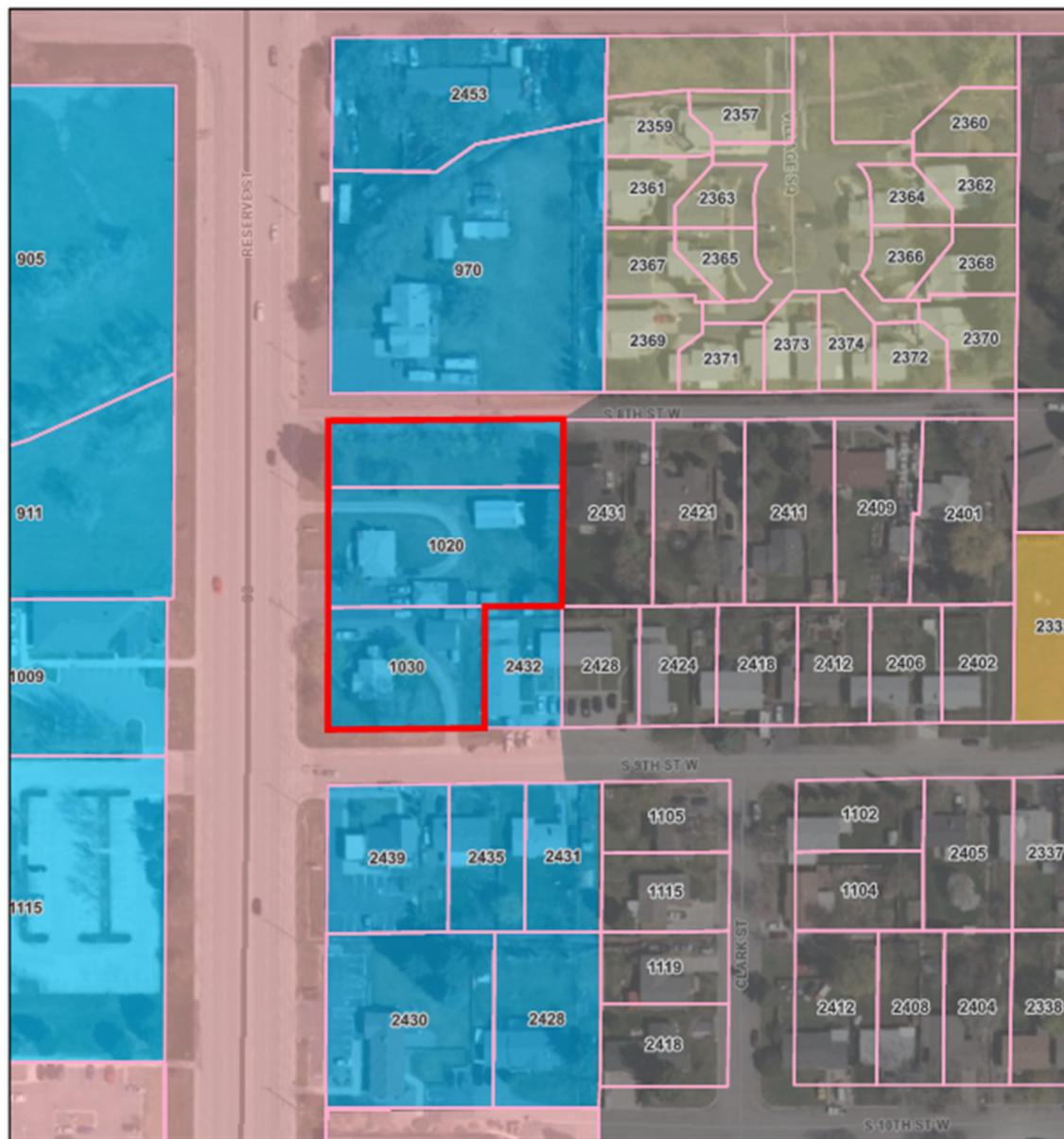
- A Zoning map** of the subject property and vicinity (showing the existing zoning district), extending at least 300 feet from the property boundaries.
- An aerial photo** of the subject property and vicinity extending at least 300 feet from the property boundaries.
- A Growth Policy/Comprehensive Plan map** of the subject property and vicinity extending at least 300 feet from the property boundaries for the applicable comprehensive plan, clearly showing the land use designation of the subject property and surrounding properties.
- The current plat** of the subject property.

## Vicinity Map



## Zoning Map

### 1010-1030 S Reserve St



10/29/2024, 11:05:58 AM

1:2,257

Parcels	B3-2	RM1-35
City Limits	C1-2	RT5.4
City Zoning	C1-4	PUDs
	B2-2	

0 0.01 0.03 0.05 mi  
0 0.02 0.04 0.08 km

Bureau of Land Management, Esri, HERE, Germin, INCREMENT P, NGA, USGS

## Aerial Photo



## Growth Policy/Comprehensive Plan Map

### 1010-1030 S Reserve St Land Use



10/29/2024, 11:27:17 AM

1:2,257  
0 0.01 0.03 0.05 mi  
0 0.02 0.04 0.08 km

P Parcels

CL City Limits

Land Use

Community Mixed Use

Residential High Density - Greater than 24 units per acre

Bureau of Land Management, Esri, HERE, Garmin, INCREMENT P, NGA, USGS

City of Missoula  
Community Planning, Development & Innovation

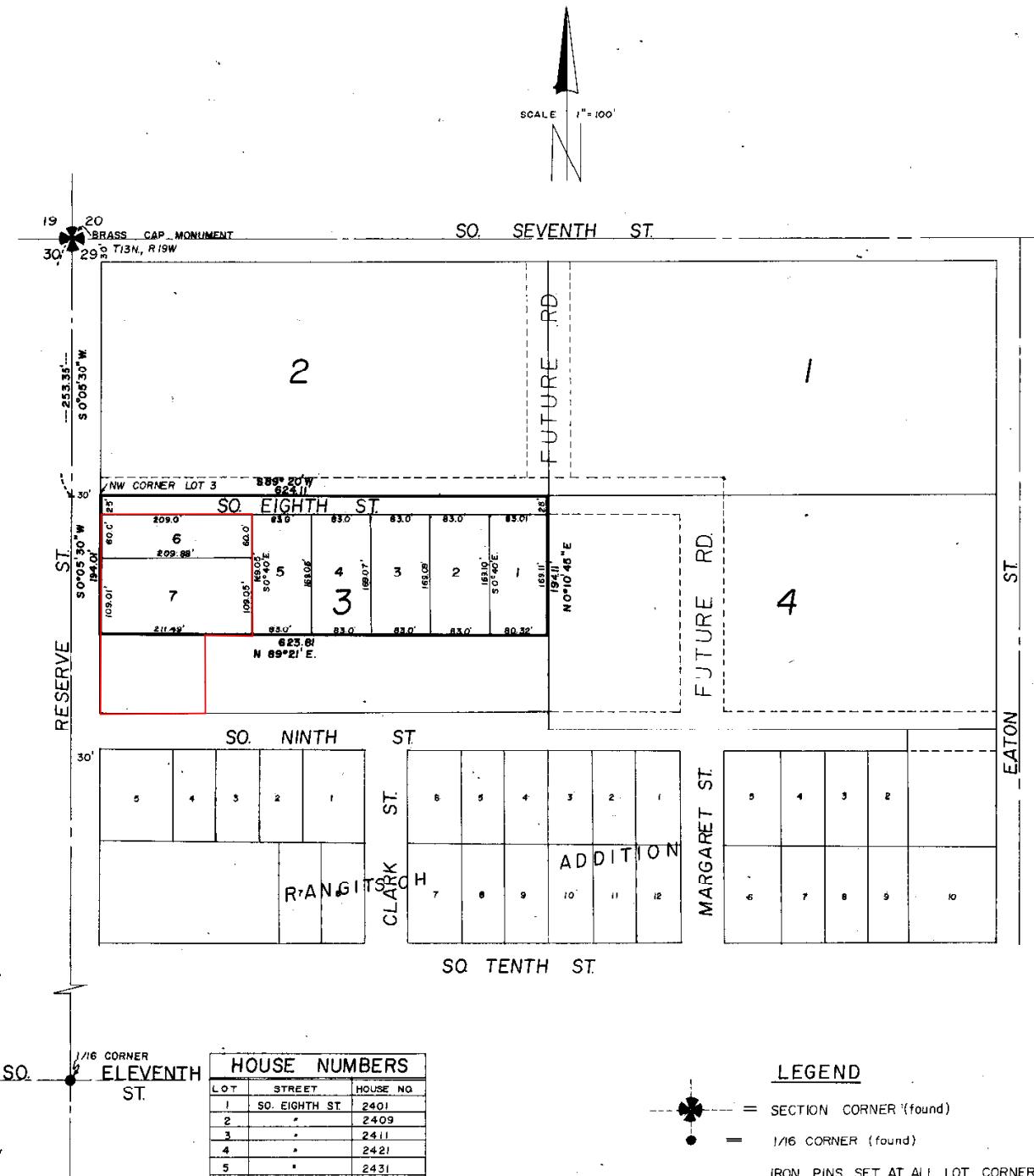


## Current Plat

Two plats are attached, with the subject property highlighted. The proposed property consists of three existing lots.

## GEESEY ADDITION

A SUPPLEMENT OF A PORTION OF LOT 3 OF  
R. M. COBBAN ORCHARD HOMES, MISSOULA, MONTANA



## LEGEND

— SECTION CORNER (found)

— 1/16 CORNER (found)

IRON PINS SET AT ALL LOT CORNERS

I received and filed this instrument for record on the 29th day of April, 1964, at 11:00 a.m. and it is indexed in the volume and page of Plat and Survey Records of the County of Missoula, State of Montana, on page 25. Witness my hand:  
MARTIN S. REINHOLD, County Recorder  
By [Signature] Deputy  
Fee 1.00  
Return to [Signature]  
Address: [Signature]

Book 7 Res. Cov. BK W-MSC. Page 284

Page 25

File 0-26

PAUL L. VICK & ASSOCIATES - SURVEYORS - MISSOULA, MONTANA

## DEDICATION

Mr. George A. Geesey and Phyllis Jean Geesey do hereby certify that we have caused to be surveyed, subdivided, and platted into lots, blocks, pedestrian and vehicular thoroughfares as shown on the accompanying plat and certificate of the survey hereunto annexed the following described tract of land, to-wit:

A tract of land located in Lot 3 of R. M. Cobban Orchard Homes, an official subdivision of Missoula County, Montana, and more particularly described as follows:

Beginning at the northwest corner of said Lot 3 of R. M. Cobban Orchard Homes, which corner is S. 0°05' 30" W., 253.35 ft. and N. 0°07' 20" E., 30.0 ft., from the northwest corner of Section 29, T. 13 N., R. 13 E., Principal Meridian Montana; thence S. 0°05' 30" W., 194.01 ft.; thence N. 0°07' 21" E., 673.41 ft. to the east boundary of said Lot 3; thence N. 0°30' 45" E., 194.11 ft. to the north-east corner of said Lot 3; thence S. 0°07' 20" E., 674.11 ft. to the point of beginning. Contains 2.8 acres, more or less.

Further that the above parcel is to be known as GEESEY ADDITION and the lands included in all streets, avenues, public squares, and pedestrian thoroughfares are dedicated, donated and granted to the use of the public forever.

In witness whereof, we have hereunto set our hand and seal this 3rd day of FEBRUARY, 1964.

George A. Geesey \_\_\_\_\_ seal

Phyllis Jean Geesey \_\_\_\_\_ seal

## ACKNOWLEDGMENT

STATE OF MONTANA  
COUNTY OF MISSOULA

On this 3rd day of FEBRUARY, 1964, before me, JOHN F. PATTERSON JR., a notary public for the State of Montana, residing at Missoula, Montana, notarially appeared known to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my name and affixed my notarial seal the day and year first above written.

Notary Public for the State of Montana  
Residing at Missoula, Montana  
My commission expires JULY 10, 1965.



## SURVEYOR'S CERTIFICATE

STATE OF MONTANA  
COUNTY OF MISSOULA

I, the undersigned, Paul L. Vick, Land Surveyor, Registration No. 15375, do hereby certify that I surveyed the land shown on the accompanying plat in Lot 3 of R. M. Cobban Orchard Homes, Missoula County, Montana, and to be known as GEESEY ADDITION, and further that this survey was made in the months of June through August, 1963, according to provisions of Chapter 6, Title 11, of the Revised Codes of the State of Montana, 1967.

ss Paul L. Vick

STATE OF MONTANA  
COUNTY OF MISSOULA

Subscribed and sworn to before me this 6th day of September, 1963.

Notary Public for the State of Montana  
Residing at Missoula, Montana  
My commission expires October 4, 1963.

## EXAMINED AND APPROVED

Date 4-27-64

ss Paul L. Vick  
County Surveyor, Missoula County, Montana

Certificate of ownership for this parcel of land examined and approved.

Date 4-27-64

ss Paul L. Vick  
County Surveyor, Missoula County, Montana

Approved this 29th day of April, 1964, and it having been made to appear that GEESEY ADDITION being the platted area herein contained and so appearing to the Board of County Commissioners of Missoula County, Montana, that it is in the public interest that no park or playground be dedicated within the said tract, therefore it is hereby ordered that the order be incorporated into the proceedings of this board and a copy thereof be endorsed and certified on the said addition on this date.

Date 4/29/64

ss M. L. Lueker  
Chairman  
John Hallenberger

ss H. H. Stoenberg  
County Commissioners in and for Missoula County, Montana.

ss M. L. Lueker  
Chairman  
John Hallenberger

## ATTACHED

Date 4/29/64 ss M. L. Lueker  
Chairman

John Hallenberger

ss H. H. Stoenberg  
County Commissioners in and for Missoula County, Montana.

ss M. L. Lueker  
Chairman  
John Hallenberger

