

**Thursday, April 15, 2010, at 5:30 P.M.**  
**Council Chambers – Third Floor – Room 312**  
**Butte-Silver Bow Courthouse**

- I. Call to Order.
- II. Approval of the Minutes of the meeting of March 11, 2010.
- III. Hearing of Cases, Appeals and Reports:

**Special Use Permit Application #13036** - An application for a special use permit by the Sisters of Charity, landowners, and Peak Medical Montana Operations (c/o Butte Care and Rehabilitation Center), building owners, to construct an addition (24 beds) to an existing nursing home facility in a residential zone, per the requirements of Section 17.38.180, Special Use Permit-Uses Allowed, of the BSBMC. The property is located in the "R-1" (One-Family Residence) zone, legally described as a Portion of the NW¼ of Section 28, T3N, R7W, being Tract A of COS 214B, P.M.M. of the City and County of Butte-Silver Bow, State of Montana, commonly located at 2400 Continental Drive, Butte, Montana.

**Variance Application #13053** – An application for a variance by Derrick and Lori Dorscher, owners, to locate a detached garage (24'D X 24'W) within five feet (5') of the rear property boundary abutting an alley, varying from the required ten-foot (10') parking apron requirement of Section 17.12.020, Permitted Uses, of the BSBMC. The property is located in an "R-2" (Two-Family Residence) zone, legally described as Lots 15 & 16, Block 13 of the Noyes and Upton Railroad Addition, commonly located at 924 Nevada Avenue, Butte, Montana.

**Variance Application #13064** – An application for a variance by Wesley R. & Bonnie L. Donnelly, owners, to locate a detached garage (20'D X 24'W) within five feet (5') of the rear property boundary abutting an alley, varying from the required ten-foot (10') parking apron requirement of Section 17.10.020, Permitted Uses, of the BSBMC. The property is located in an "R-1" (One-Family Residence) zone, legally described as Lot 19, West ½ of Lot 20, Block 30 of the Hamilton Addition, commonly located at 2925 Harvard Avenue, Butte, Montana.

**Use Variance Application #13081** – An application for a use variance by Shane L. Hinson, owner, and William Hanley, agent, to locate a reception hall with chapel & beauty salon in an industrial zone, varying from the requirements of Section 17.28.020, Permitted Uses, of the BSBMC. The property is located in an "M-1" (Light-Industrial) zone, legally

described as Lot 5A, Block 1 of the Butte Industrial

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Park, commonly located on the south side of N. Parkmont Street directly west of JK Fabrication & Supply, Butte, Montana.

**Use Variance Application #13084** – An application for a use variance by James B. & Christen C. Jozovich, owners, to locate a concrete transit and mixing plant in a light industrial zone, varying from the requirements of Section 17.28.020, Permitted Uses, and to not install curb/gutter and sidewalk adjacent to Wynne Avenue, varying from the requirements of Section 17.38.050, Landscaping Requirements – Sidewalk and Curb/Gutter; Front and Corner Yards, of the BSBMC. The property is located in an “M-1” (Light-Industrial) zone, legally described as Tracts 2, 3, 4, 5 and 6, Sub 4 of Section 6, T2N, R7W of the P.P.M. of the City and County of Butte-Silver Bow, State of Montana, commonly located at 4029 Wynne Avenue, Butte, Montana.

**Special Use Permit Application #13085** – An application for a special use permit by the YMCA of Butte Montana, owner, and Acadia Montana, agent, to locate a children’s behavioral facility in an existing building in a commercial zone, per the requirements of Section 17.38.140, Special Use Permit – Uses Allowed, of the BSBMC. The property is located in a “C-2” (Community Commercial) zone, legally described as Tract 13, Sub 1 of Section 6, T2N, R7W, of the P.M.M. of the City and County of Butte-Silver Bow, State of Montana, commonly located at 4040 Paxson Street, Butte, Montana.

IV. Other Business:

Use Variance Application #13019 - Paul Tash – Sign

V. Adjournment.

By: \_\_\_\_\_  
Stephen D. Hess  
Assistant Planning Director