

Tab 1



Cascade County Unclassified Use

Permit (UUP) Application

Cascade County Public Works Department
Planning Division
121 4th St No, STE 2H/I, Great Falls MT 59401
Phone: 406-454-6905 Fax: 406-454-6919

**Site Plan
Requirements
On Back**

\$450.00 Non Refundable Application Fee **Payment:** Check (#) _____ Cash _____

OFFICE USE ONLY

Date Application Received: _____	Floodplain Permit (Attached):	(Y / N / N/A)
Application No.: _____	Variance Approval (Attached):	(Y / N / N/A)
Approved Permit No.: _____	County Approach Permit (Attached):	(Y / N / N/A)
	Health Dept. Approval (Attached):	(Y / N / N/A)
	Addressing Approval (Attached):	(Y / N / N/A)
	Red Yellow Green (Development Coordination Map)	_____ / _____ / _____
	Date of Zoning Board of Adjustment Public Hearing:	_____ / _____ / _____
Date of Final Approval: _____	Approved by (Staff): _____	

3250 Park Blvd., Suite 355, Santa Monica, CA 90405

Applicant/Agent: Fox Solar, LLC **Mailing Address:** _____

Cypress Creek Oregon Zoning Office: 2660 NE Hwy 20, Suite 610 -#30, Bend OR 97701
Home Phone: _____ Work Phone: _____ **Cell Phone:** 541-598-6868 Amy Berg Pickett

Owner(s) if different from applicant: Pierce Properties, LLC **Mailing Address:** Box 129, Ronan, MT 59864

Home Phone: _____ Work Phone: _____ **Cell Phone:** 406-868-9876 Dave Pierce

Property Address: 5401 Flood Rd, Great Falls, MT 59404 Sec _____ T _____ R _____

Project will sit on 2 of the 4 lots

Lot(s) 023 Blk _____ **Geo Code:** 02-3015-27-1-01-28-0000 **Parcel #** 0002186180

Installation of a photovoltaic solar power generation facility

Structure Permit Issued For: _____ **Current Zoning:** SR-1

OR Installation of a photovoltaic solar power generation facility

Change of Land Use Permit Issued For: _____

Type of Improvement:

- | | | |
|---|---|---|
| <input type="checkbox"/> Airport or Aircraft Landing Facility | <input type="checkbox"/> Community Residential Facility | <input checked="" type="checkbox"/> Power Plant |
| <input type="checkbox"/> Cemeteries | <input type="checkbox"/> Hospital | <input type="checkbox"/> Public Entity |
| <input type="checkbox"/> Civic Use Facility | <input type="checkbox"/> Indoor Sports/Recreation | <input type="checkbox"/> Public Safety Facility |
| <input type="checkbox"/> Small Livestock/Fowl Butchering | <input type="checkbox"/> Outdoor Sports/Recreation | <input type="checkbox"/> Public Use |

Square Feet of Proposed Structure/Addition: _____ **Total Land Area Acres:** 30 acres

Type of Water Supply: No water required **Type of Sewage Disposal:** N/A

With the exception of temporary or hauled water for landscaping

INSTRUCTIONS:

The Permit Application Form shall be submitted to the Cascade County Planning Office for review. The applicant shall obtain all required permits/forms:

- If your property is in a regulated floodplain, a Floodplain Permit must be obtained first from the Planning Office.
- If an approach to the property is from a county road, an Approach Permit is needed from the Cascade County Public Works Road and Bridge Division.
- If your property needs an address assigned to it, you must obtain one from the Mapping/Addressing Office in the basement of the Civic Center.
- If your property needs a wastewater management permit, you must obtain a septic system permit from the City County Health Department (<http://www.cchdmt.org/environmental-health/>).
- All projects that disturb an acre or more are required to have a “General Permit for Storm Water Discharges Associated with Construction Activity” from the MT Department of Environmental Quality (<http://deq.mt.gov/Water/WPB/wpbforms>).

SITE PLAN REQUIREMENTS: (PERMITS WILL NOT BE ISSUED WITHOUT AN ACCURATE SITE PLAN)

Provide a complete site plan at a suitable scale (1" = 40', 1" = 100', etc) which includes the following, as applicable:

Required Obtained

- | | | |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1. The location of existing structures, boundaries, drainfields and utilities; include size, dimensions and current uses |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2. Location of proposed structures, alterations, curb cuts, access points and utilities and the size, dimensions and uses thereof |
| <input type="checkbox"/> | <input type="checkbox"/> | 3. Existing land use(s) on adjacent property |
| <input type="checkbox"/> | <input type="checkbox"/> | 4. Disturbing one (1) acre or more; if yes, attach DEQ “General Permit for Storm Water Discharges Associated with Construction Activity”. |
| <input type="checkbox"/> | <input type="checkbox"/> | 5. Location, size, dimensions and number of off-street parking spaces, including on-site vehicular driveways and type of surface improvements (if applicable) |
| <input type="checkbox"/> | <input type="checkbox"/> | 6. Location and type of existing and proposed landscaping or buffering (if applicable) |
| <input type="checkbox"/> | <input type="checkbox"/> | 7. Location, type and height of existing and proposed fencing and/or screening (if applicable) |
| <input type="checkbox"/> | <input type="checkbox"/> | 8. Location, type and height of sight-obscuring improvement surrounding areas of storage for raw materials, finished products, machinery and equipment (if applicable) |
| <input type="checkbox"/> | <input type="checkbox"/> | 9. Industrial Affidavit (if applicable) |

I. General Information for Applicants

- A. **Understanding the Regulations:** First, the proposed use must be specifically mentioned as a category in *Uses Permitted Upon Issuance of an Unclassified Use Permit* within Section 18 of the Cascade County Zoning Regulations. Portions of the County Zoning Map and the Zoning Regulations are available through the Cascade County Website at <http://departments.cascadecountymt.gov/planning>.

II. Steps of the Application Process

- A. Visit with Cascade County Planning Staff to ensure the project will meet the standards for Unclassified Use Permits as outlined within Section 18 of Cascade County’s Zoning Regulations.

- B. Complete, sign and return an Unclassified Use Permit application with the \$450.00 application fee to Planning Staff.

Site plans, diagrams, business plans, photographs and other documents may be requested as part of a complete application, depending on the applicant's proposal.

- C. Planning Staff will schedule a public hearing before the *Cascade County Zoning Board of Adjustment*;

Legal notice will be published twice in the Great Falls Tribune (at least six (6) days separating each publication) and sent by certified mail to all adjacent landowners.

Planning Staff will present the application to the Zoning Board of Adjustment along with recommendations, based on findings of facts.

The *Zoning Board of Adjustment* will make a determination on the application; three (3) affirmative votes are needed to issue the permit.

- D. Upon written notice from the Planning Staff, the applicant may begin the permitted unclassified use.

- E. Permits may be revoked or expire for the following reasons:

1. The *Zoning Board of Adjustment* finds them in violation of the conditions of the permit or another regulation/ordinance.
2. Approval is valid for one particular use and shall expire one year after the date of approval, if construction or the use has not started. The Zoning Administrator may grant a one time only 6 month extension on the Zoning Board of Adjustment's Approval.
3. The Unclassified Use Permit shall expire if the use ceases for six (6) months for any reason. Any future extension requests must be granted by the Zoning Board of Adjustment prior to the date of expiration.

III. UUP Criteria

- A. Explain how the proposed use meets all of the required criteria below. ALL CRITERIA MUST BE ADDRESSED. If criteria are not applicable, please explain why. Attach drawings, additional text, site plans, and any other documents that will assist staff in reviewing the proposed unclassified use permit application. The more information you can provide, the easier it is for staff and the *Zoning Board of Adjustment* to review the application.

1. The proposed development will not materially endanger the public health or safety.

- a) **Traffic conditions in the vicinity:**

Attached documentation

- b) **Provision of services and utilities:**

Attached documentation

- c) **Soil erosion, sedimentation, and stormwater run-off:**

Attached documentation

- d) **Protection of public, community, or private water supplies, including possible adverse effects on surface waters or ground water:**

Attached documentation

2. The proposed development is a public necessity, or will not substantially impact the value of adjoining property.

- a) **The relationship of the proposed use and the character of development to surrounding uses and development, including possible conflicts between them and how these conflicts will be resolved.**

Attached documentation

- b) **Whether the proposed development is so necessary to the public health, safety, and general welfare of the community of County as a whole as to justify it regardless of its impact on the value of adjoining property.**

Attached documentation

3. The proposed development will be in harmony with the area in which it is located.

- a) **The relationship of the proposed use and the character of development to surrounding uses and development, including possible conflicts between them and how these conflicts will be resolved.**

Attached documentation

4. The proposed development will be consistent with the Cascade County Growth Policy.

- a) **Consistency with the Growth Policy objectives for the various planning areas (Please address all five goals with a separate sheet of paper).**

Goal 1: Sustain and strengthen the economic well-being of Cascade County's citizens.

Objectives:

- A. **Stimulate the retention of existing businesses and expansion of existing businesses, new businesses, value-added businesses, wholesale and retail businesses, and industries including agriculture, mining, manufacturing/processing and forest products.**
- B. **Stabilize and diversify the county's tax base by encouraging the sustainable use of its natural resources.**
- C. **Identify and pursue primary business development that complements existing business, which is compatible with communities, and utilizes available assets. Identify and pursue targeted business development opportunities to include, but not limited to, manufacturing/heavy industry, telecommunication, and youth/social services.**
- D. **Promote the development of cultural resources and tourism to broaden Cascade County's economic base.**
- E. **Foster and stimulate well-planned entrepreneurship among the county's citizenry.**

- F. **Promote a strong local business environment. Encourage and strengthen business support mechanisms such as chamber of commerce, development organizations and business roundtable organizations.**
- G. **Improve local trade capture for Cascade County businesses. Promote local shopping as well as well-planned businesses and new businesses.**
- H. **Network with and support other economic development efforts in the region and statewide, in recognition of Cascade County's interdependence with other communities and to leverage available local resources.**
- I. **Encourage the growth of the agricultural economy.**
- J. **Stimulate the growth of the economy by encouraging the use of alternative methods of energy production, including wind energy.**

Attached documentation

Goal 2: Protect and maintain Cascade County's rural character and the community's historic relationship with natural resource development.

Objectives:

- A. **Foster the continuance of agriculture and forestry in recognition of their economic contribution and the intrinsic natural beauty of grazing areas, farmlands and forests.**
- B. **Preserve Cascade County's scenic beauty and conserve its forests, rangeland and streams, with their abundant wildlife and good fisheries.**
- C. **Preserve Cascade County's open space setting by encouraging new development to locate near existing towns and rural settlements and by discouraging poorly designed, land subdivisions and commercial development.**
- D. **Assure clean air, clean water, a healthful environment and good community appearance.**
- E. **Support the development of natural resources including but not limited to timber, mining, oil and gas production and renewable energy production.**
- F. **Continue to work with federal and state agencies to redevelop properties within Cascade County which are currently undergoing Superfund and Brownfield processes.**

Attached documentation

Goal 3: Maintain agricultural economy.

Objectives:

- A. **Protect the most productive soil types.**
- B. **Continue to protect soils against erosion.**
- C. **Protect the floodplain from non-agricultural development.**
- D. **Support the development of value-added agricultural industry in Cascade County utilizing the products from the regional area.**

Attached documentation

Goal 4: Retain the presence of the US Military in Cascade County

Objectives:

- A. Encourage the federal congressional delegation to actively support maintaining the current mission status at a minimum.**
- B. Promote the location of additional military missions in Cascade County.**
- C. Encourage the reactivation of the runway at Malmstrom Air Force Base for fixed wing operations.**
- D. Refer to the Joint Land Use Study for resolving conflicts and promoting mission compatible development.**

Attached documentation _____

Goal 5: Preserve and enhance the rural, friendly and independent lifestyle currently enjoyed by Cascade County's citizens.

Objectives:

- A. Maintain Cascade County's citizens independent lifestyle and minimize local governmental intervention, to the extent possible, consistent with the requirements of a continually evolving economy and constantly changing population.**
- B. Preserve and promote Cascade County's rich cultural heritage, rooted in natural resource development and reflected in its numerous cultural/historic sites and archaeological areas.**
- C. Promote fire prevention measures throughout the county, giving special emphasis to the extreme fire hazards present at the wild land/urban interface.**
- D. Encourage the continued development of educational programs and facilities, recreational opportunities and spaces and health services for all county residents.**

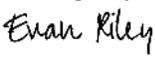
Attached documentation _____

b) Consistency with the municipal and joint land use plans incorporated by the Growth Policy.

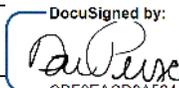
Attached documentation _____

ATTEST: I hereby certify that the information given herein is true and correct to the best of my knowledge. There are no restrictions placed upon my property which would prohibit the issuance of this permit. If there are any restrictions, then this permit shall become null and void. I hereby grant permission to any Cascade County Zoning Official to enter my property to inspect for compliance with the County Zoning Regulations in relation to this application.

Printed Name of Applicant: Fox Solar, LLC Date: 10/20/2016
 DocuSigned by: _____

Signature of Applicant:  _____ Date: 10/20/2016
 E1A914985F34495... Vice President

Printed Name of Property Owner: Dave Pierce Date: 10/21/2016
 DocuSigned by: _____

Signature of Property Owner:  _____ Date: 10/21/2016
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