



# Neighborhood NEWS



November  
2006

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## Why is Land Use So Complicated: *The Planning Department Explains*

"Why do they require so many steps?" or "Why are they so detailed?" are commonly heard questions regarding Bozeman's land use regulations. Two simple answers to those questions are: first, to protect the public health, safety, and welfare and second, to protect and uphold the multitude of rights guaranteed by the Montana and US constitutions.

Article II of the Montana Constitution, available on-line at [http://leg.mt.gov/css/mtcode\\_const/laws.asp](http://leg.mt.gov/css/mtcode_const/laws.asp), has 35 separate sections covering a wide range of subjects. Not all are directly applicable to zoning and subdivision review, but many are. City actions are directed by these powerful principles.

"Section 1. Popular sovereignty. All political power is vested in and derived from the people. All government of right originates with the people, is founded upon their will only, and is instituted solely for the good of the whole."

This section requires that adopted standards benefit the entire community, not just a few. This principle heavily influences the criteria used to evaluate proposed changes to the zoning district map, development of standards to protect public health, safety, and welfare, and when mitigation of development impacts is necessary.

"Section 3. Inalienable rights. All persons are born free and have certain inalienable rights. They include the right to a clean and healthful environment and the rights of pursuing life's basic necessities, enjoying and defending their lives and liberties, acquiring, possessing and protecting property, and seeking their safety, health and happiness in lawful ways. In enjoying these rights, all persons recognize corresponding responsibilities."

Section 3 recognizes valued American principles. It also recognizes that rights have boundaries. The old saying "your right to swing your fist ends at my nose" illustrates the need to balance rights and the responsibilities that go with them. Bozeman's land use regulations are primarily focused on providing clear definition of those responsibilities so that everyone may enjoy their rights without injury.

# city projects

## Willson & College Intersection:

### *CC to Receive Presentation*

On November 27th, during their regularly-scheduled meeting, the City Commission will discuss the potential installation of a traffic signal at the intersection of Willson Avenue and College Street.

After hearing concerns from residents about the impact of a traffic signal on the neighborhood, the CC requested MDT to consider a roundabout. The MDT has completed their study comparing the effects of installing a roundabout to a traffic signal and will present their findings. The study concluded a roundabout would have an adverse effect on the BonTon Historic District, while a traffic signal would have no adverse effect. The report is available at the City Engineering office, 20 East Olive and has been posted on the city's website—[www.bozeman.net](http://www.bozeman.net) (note: this is a large file and may take a few minutes to download).

*The public is encouraged to submit written or verbal comment on this topic.*

## Chimney Safety:

### *Don't Let Your Dreams Go Up in Smoke*

More than one-third of Americans use fireplaces, woodstoves, and other fuel-fired appliances as primary heat sources in their home, yet it is estimated that less than 20% of American homeowners realize the importance of regular chimney maintenance.

To understand what causes a chimney fire, you must realize that when wood is burned, it gives off creosote, tars, and resins. These products of incomplete combustion collect in the flue liner and if allowed to build up, will eventually ignite. Heating fires account for 36% of residential home fires in rural areas every year. Don't let your dreams go up in smoke, follow these important fire safety tips.

- Chimneys should be inspected and cleaned annually by a certified chimney specialist.
- Gasoline or other flammable liquids should never be used to start a wood fire.
- Pressure treated wood should not be burned in stoves or fireplaces because it contains toxic chemicals that can make you sick.
- Artificial logs made of wax and sawdust should never be used in wood stoves and should only be used one at a time in fireplaces.
- Your fireplaces should never be used for burning garbage, Christmas trees, piles of paper, or building scraps.
- Keep the area around the hearth clear of debris, decorations, and flammable materials.
- Never leave your fire in your fireplace unattended. Make sure the fire is extinguished before going to bed.
- Wood stoves should be at least 36" from unprotected combustible materials.

## Photo Gallery: *Library Book Brigade*



# spotlight

## Winners Circle:

### *The Bozeman Beautification Award Winners*

Individuals and businesses who've made a difference in the Bozeman community by taking special care of their exteriors are recognized each year by the Beautification Advisory Board. We'd like to congratulate the following community members who received awards on October 18th:

#### **Xeriscape**—330 North Wallace

Charles Day & Shelly Engler

#### **Boulevard**—202 North Broadway

Ann & Paul Bockus

#### **Fencing**—217 McAdow

Jono & Laurie McKinney

#### **Sustainable Landscaping** —

1101 Research Drive

Yellowstone Center

#### **Residential**—2734 Goldenrod Ln

Michael & Bonnie Hickey

#### **Innovative Infill Project**

Black Street

Dennis Steinhauer & Comma Q

#### **Concrete Buster**—10 E. Babcock

Federal Building

#### **Sculptural**—2800 West Main

First Interstate Bank

#### **Neighborhood Design**

Cover Street Townhomes

John Tribitt for Intrinsic

#### **New Commercial**

395 Valley Commons Drive

Potter Clinton Development

#### **Commercial Signage**

242 East Main Street

Homepage Café

#### **Creative Yard**—1603 S. Church

GK Reiser

#### **Excellent Park**

Tamarack Street

Compassionate Friends—Bozeman

*To see photos of our award winners and read the stories behind their creations—visit [www.bozeman.net](http://www.bozeman.net).*

## @ Our Library

### Wild Joe's Coffee House and Friends Book Shop

Wild Joe's Organic Coffee and Tea House and The Friends' Book Shop opened their doors with the opening of the new Library. High quality donated books and organic, fair trade coffee and tea, along with quality fair trade merchandise, are on the shelves and ready to enjoy. Food items are also available.

The hours of the shop are the same as the Library's hours, with the exception of an earlier opening time of 9:30 weekdays and Saturdays.

All proceeds from the sales of the books and Friends' merchandise, and a percentage of every drink and item sold at Wild Joe's, will be returned to the Library through the Friends of the Bozeman Public Library. Donated books will continue to be gladly accepted by the Library.

*Visit Wild Joe's on your next visit to the Library and enjoy a cup of coffee or tea with your favorite reading!*

# neighborhoods

## Bozeman Creek Neighborhood Association

**Neighborhood Election**—Bozeman Creek is currently conducting an election to fill two vacancies on the council. The vacancies are for an at-large member and for a representative from District 4. KC Cassidy is running for the at-large seat and Kris Evans is a candidate for District 4. Write in candidates are also accepted. If you live within the boundaries and do not receive a ballot by November 29th, please call 582-2258. Ballots are due back by **Friday, December 8th** to the City of Bozeman Neighborhoods Program.

## Cascade Association of Neighbors

**Annual Meeting & Election** – During the CAN Annual meeting on October 18th, nine member steering committee was elected. Each committee member is responsible for becoming either an officer or chairing a subcommittee for the neighborhood. According to the bylaws, the elected committee works among themselves to identify these roles.

President: Michael H. Cole - 586-1998

Vice President: Steve Hoffman - 522-9865

Secretary: Kate McWhorter - 585-1102

Treasurer: Mary Katherine Egan - 586-5628

Social Committee: Sharon Bitz - 587-3009

Parks Committee: James Mason—586-8248

Issues/Safety: Katherine Byrd—586-4745

Governance Committee: Judy McHaan—587-6398

Communication Committee: Larry Wix—587-2820

*CAN needs neighbors to volunteer on these committees to keep the neighborhood active and organized. Please call the chair of any committee you are willing to volunteer with...*

## Marwyn-Lindley Neighborhood

**MarLinN ANNUAL MEETING & ELECTION:** Our annual meeting was held on October 17th at the Lindley Center. We had a terrific turnout with lots of delicious food. During the meeting, we reviewed the communications the neighborhood had sent over the year including Bridger Ski Foundation, Recreation and Parks Board and the Sweet Pea Festival of the Arts. We reviewed the handbook and held our annual election. The election results were:

Duane Burkenpas, Chair

Bill Vandenbos, Vice Chair

Sondra Torma, Secretary

A special thank you to Jono McKinney and Jill Burns for serving our neighborhood over the past year.

## *The Inter-Neighborhood Council's*

### **Holiday Social**

Tuesday • December 12th

The INC will not be holding a December meeting so they may take time to celebrate the accomplishments of their neighborhoods.

If you would like additional information regarding the Inter-Neighborhood Council— please visit the City website or call 582-2258.

# ONLINE

*This month on [www.bozeman.net](http://www.bozeman.net):*

- Leaf Pick-Up Schedule and Directions
- Northwest Road Construction Detour Routes;
- Library Hours;
- Willson / College Intersection Report.

## New Hyalite View Network

**NHVN has the fastest Cookie Plate!** Wendy & Sven Wigert volunteered to start the our neighborhood cookie plate and it has been moving throughout the neighborhood for the past month. The cookie plate is tracked by a number and our neighborhood has passed the plate, filled with goodies, more frequently than any other plate in town! Not a bad way to get to know one another!

## Northeast Neighborhood Association

**Annual Meeting Minutes ONLINE**—The minutes from the annual NENA meeting have been posted on the City website. [www.bozeman.net](http://www.bozeman.net) >Residents> Neighborhoods Program > Neighborhood Groups > Northeast Neighborhood Association.

### **Join a Subcommittee!**

- **Wetlands Subcommittee**— working to preserve the wetlands near the Village Downtown project as a nature park. (Chair: Marcia Kaveney 587-3147)
- **Traffic Subcommittee**—working to stay informed and involved in traffic issues impacting the neighborhood including Wallace, Church, Rouse and Oak Street Connector (Chair: Dan Guggenheim 587-8212)
- **Bylaws Subcommittee**—drafting bylaws for the neighborhood (Chair: Connie Garrett—585-5414)

## South Central Association of Neighbors

**Annual Meeting & Election:** On October 18th, the SCAN held their first election to fill the seven member council. The new SCAN Steering Committee members elected include: *Jack Davant, Stewart Mitchell, Jane Klockman, Patty Simpson, Dianne Early, Paul Schirmer & Joan Montagne.*

Jack Davant has agreed to serve as the neighborhood's INC representative and a guest seat will be provided to the Sigma Chi to ensure on-going relations.

## Southeast Neighborhood Association

**Neighbor goes to State Senate!** We are so proud that our neighbor, JP Pomnichowski, was elected in the November 7 election to represent House District 63 in the Montana State Legislature!! We all know how important JP has been (the backbone) of our neighborhood.

**Luminaries:** Jan Schweitzer is again efficiently in charge of the annual NEIGHBORHOOD CHRISTMAS EVE LUMINARY EVENT. Jan distributed flyers to every SENA home; and will purchase and deliver the necessary candles, sacks and sand. Jan stated that last year almost all of the neighborhood put out the luminaries and she (and all of us) would like to see 100% involvement in this project this year. (Residents do NOT have to be home on Christmas eve to participate.) Completed order forms and checks made out to Jan Schweitzer, 2507 Spring Creek Drive, for payment of luminary supplies must be dropped off or mailed by Friday, December 8th. For questions or information, please call Jan at 586-6605. **THANKS JAN!**

**South 3<sup>rd</sup> & Kagy Blvd.** Starting this past summer, SENA has had three very positive meetings with developers and neighbors regarding the property at 3rd and Kagy. Many neighbors have been interested and involved with this development. We look forward to good things happening in 2007.

**THE "MEDIAN" ON WESTRIDGE DRIVE** is actually referred to on maps as a city park. ( However it is not maintained by the City. ) On a lovely Saturday in October, a hard-working crew of neighbors tackled the job of maintaining this scenic divider in the middle of Westridge Drive. Terry Wolfe led an army which included Tony Abate and his sons Anthony Abate, Andrew Abate and Gabriel Abate; JP Pomnichowski and Bob Wall, in a very heroic maneuver to beautify the area. Thank you also to Mike Yawitz, Dean Drenk, Patrick Resop and others that periodically mow, rake, trim, plant bulbs, prune and water. Other neighbors pick up and dispose of the many bottles, cans, miscellaneous and shocking debris that often litters this little "park".

We are late in saying **THANK YOU** for years of hard work by great SENA neighbors!

## City of Bozeman

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Email: [toulman@bozeman.net](mailto:toulman@bozeman.net)

## City Commission

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Bozeman, MT 59771

Phone: 582-2321

### City Commission

Jeff Krauss—Mayor

Sean Becker

Kaaren Jacobson

Steve Kirchoff

Jeff Rupp

## County Commission

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Bozeman, MT 59715

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### County Commission

Bill Murdock

Joe Skinner

Steve White

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Send submittals to

[toulman@bozeman.net](mailto:toulman@bozeman.net) or call 582-2258 for more information.

# community

## Bozeman Recreation Department & Swim Center

*"For all Your Fun and Fitness Needs"*

The Bozeman Recreation Department and Swim Center are offering GREAT November programs and recreation swim hours for the whole family to enjoy, here are just a few. Call 587-4724 for all program details.

### Thanksgiving Preschool Party at the Lindley Center-Nov. 17<sup>th</sup>

**10:00am** –for youth ages 2-5 year (adults required to attend). Have fun making Thanksgiving crafts while making new friends. \$4 City of Bozeman Residents/\$5 Non-City No pre-registration required, pay on site.

### Young Detectives Play and Swim Program-Nov. 17<sup>th</sup>-Dec 15<sup>th</sup>, Friday

**2:30-5:30pm** –for youth in grades K-3. Each class includes a craft, swimming lesson and recreation swimming. Join us and help solve a mystery!

### Family Float Night at the Swim Center-Nov. 17<sup>th</sup> 5:00-9:00pm

The Bozeman Recreation Department believes that families that play together, stay together. Bring the whole family to Float Night at the Swim Center and float on the inner tubes, play on the inflatable toy and enjoy free root-beer floats. The entire family swims for \$7.00.

**Swim Center Holiday Hours: The pool will be closed on Thursday, November 23<sup>rd</sup> and Friday, November 24<sup>th</sup>. Happy Thanksgiving!**

**OPEN HOUSE @ the FAIRGROUNDS:** The Gallatin County Fair Board cordially invites the public to attend a Fairgrounds Open House on **Wednesday Evening, November 29, at 7:00pm in Exhibit Building #1** at the Fairgrounds. This will be an opportunity for the community to see the renovations that have been made to the exhibit buildings and also learn about the improvements that are planned. There will also be informational booths set up by Bozeman Baseball, Bozeman Amateur Hockey, The Galloping Dog Agility Club and other organizations that use the Fairgrounds. Everyone is invited to come learn and also to share their ideas about the future of their fairgrounds.

## Citizen Advisory Board Vacancies

**Board of Adjustment** – This new board helps oversee the planning and construction in Bozeman, help determine the look of Bozeman. There are seven vacant seats for this board.

**Design Review Board** needs an Architectural Historian.

**Board of Appeals** - 1 vacancy

**Community Alcohol Coalition** - 4 vacancies

**Police Commission** - 1 vacancy

**Recreation and Park Advisory Board** - 1 vacancy

Visit [http://www.bozeman.net/commission/get\\_involved.aspx](http://www.bozeman.net/commission/get_involved.aspx) too learn more and apply.