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PROPOSED RESOLUTION 2018-16

REQUIRE THAT PARCELS EXEMPT FROM SUBDIVISION REVIEW PROVIDE LEGAL ACCESS

It is the intent of the Montana Association of Counties to seek legislation to require habitable parcels being created through a process other than subdivision review must provide legal access.

WHEREAS, MCA 76-3-201 and MCA 76-3-207 allow divisions or aggregation of land exempt from subdivision review; and

WHEREAS, new parcels are able to be created through this process without legal access; and

WHEREAS, legal access is essential in order to provide emergency services to occupants and users of habitable parcels; and

WHEREAS, public health and safety may be negatively impacted when the process to create a new parcel does not require legal access.

NOW, THEREFORE BE IT RESOLVED that the Montana Association of Counties will seek to establish legislation that requires parcels created through the exemptions from subdivision review in MCA 76-3-201 and MCA 76-3-207 must provide legal access.

SPONSOR:	RAVALLI COUNTY
RECOMMENDATION:	DO PASS
REFERRED TO:	LAND USE, PLANNING & DEVELOPMENT COMMITTEE
ADOPTED:	ANNUAL CONFERENCE, MISSOULA, MT – SEPTEMBER 19, 2018