

Missoula Board of County Commissioners

PUBLIC MEETING MINUTES COVER SHEET



THURSDAY, May 4, 2023 – 2 PM

Hybrid meeting – Missoula County Courthouse Annex Sophie Moiese
Room/Microsoft Teams

[Click here to view the meeting recording](#)

Time stamps (in green) correspond to meeting recording above. Please click to
the time stamps listed to view a particular item in the meeting.

ATTENDANCE:

Commissioners Present:

Chair Josh Slotnick

Commissioner Juanita Vero

Staff Present:

Cheryl Hartman, Administrative Assistant, Commissioners' Office

Kyla Lehnerz, Administrative Assistant, Commissioners' Office

Jennie Dixon, Planner, Planning, Development, Sustainability

Brian West, Civil Deputy Attorney, County Attorney

Karen Hughes, Planner, Planning, Development, Sustainability

Melissa Fisher, Strategic Initiatives Manager, Commissioners' Office

Sam Scott, Assistant Recording Director, Clerk and Recorder

Steve Niday, Surveyor, Public Works

1. **CALL TO ORDER** *[Time stamp – 0:03]*
2. **PLEDGE OF ALLEGIANCE** *[Time stamp – 0:05]*
3. **LAND ACKNOWLEDGEMENT** *[Time stamp – 0:25]*
Missoula County acknowledges that this event takes place in the aboriginal territories of the
Salish and Kalispel people.
4. **PUBLIC ANNOUNCEMENTS** *[Time stamp – 0:30]*
 - a. **Closed Captioning Available** *[Time stamp – 0:54]*
 - b. **Proclamation: Murdered and Missing Indigenous Women Awareness Day**
[Time stamp – 2:35]
 - c. **Proclamation: Wildfire Preparedness Month** *[Time stamp – 4:15]*

5. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA *[Time stamp – 5:45]*

6. CURRENT CLAIMS LIST *[Time stamp – 12:25]*

Claims received as of May 25, 2022 to June 1, 2022 by the Commissioners' Office total \$2,978,165.27.

7. HEARINGS

a. Request the Board of County Commissioners approve countywide zoning for cannabis-related uses on unzoned land *[Time stamp-12:41]*

Jennie Dixon, Planner, Planning Development, and Sustainability

Commissioner Vero made the motion to open the hearing for countrywide zoning for cannabis-related uses on unzoned land.

Commissioner Slotnick seconded.

[Motion Passed 2-0.]

[Continued to May 25, 2023 Commissioners Public Meeting]

b. Request to alter a portion of Lower Miller Creek Road *[Time stamp – 41:33]*

Sam Scott, Clerk and Recorder

[Continued to June 8, 2023 Commissioners Public Meeting]

8. OTHER BUSINESS

[None]

9. ADJOURN

Chair Slotnick – Called the meeting to adjourn at 2:57 p.m.

BCC Public Meeting May 04, 2023 – Transcription

This transcription was produced by transcription software. There may be discrepancies between this transcription and meeting dialogue. You can view the recording of the meeting on the county's YouTube channel: <https://www.youtube.com/c/missoulacounty> or contact the commissioners' office to obtain a copy.

Dialogue in the transcription attributed to "Sophie Moiese Room" is for all speakers that attended the meeting in person. Attendees that participated virtually are labeled individually.

0:0:0.0 --> 0:0:8.850

Sophie Moiese Room

All right. We will call this meeting to order. This is our public meeting for Thursday, May 4th. Would you please join me in the pledge?

0:0:11.220 --> 0:0:22.950

Sophie Moiese Room

Pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with Liberty and justice for all.

0:0:27.30 --> 0:0:33.570

Sophie Moiese Room

Missoula County acknowledges that this event takes place in the Aboriginal territories of the Salish and cow spell people.

0:0:36.260 --> 0:0:38.60

Sophie Moiese Room

We have any public announcements.

0:0:39.490 --> 0:0:40.420

Sophie Moiese Room

Closed captioning.

0:0:40.520 --> 0:0:41.990

Sophie Moiese Room

No. OK.

0:0:43.680 --> 0:0:46.410

Sophie Moiese Room

Do you need? Do you want to expand on that at all, or do you feel like?

0:0:54.610 --> 0:0:56.440

Sophie Moiese Room

We'll be right there traversing. Yep.

0:0:57.700 --> 0:0:57.930

Sophie Moiese Room

Good.

0:0:59.30 --> 0:0:59.530

Sophie Moiese Room

Here we go.

0:1:2.200 --> 0:1:31.550

Sophie Moiese Room

Hello everyone. If you are joining us for this meeting virtually today, instructions for closed captioning is on your screen. If you're joining us in person, we'll have closed captioning on all the screens here in the Sophie Louise room. And we also have assisted listening devices available. Please come to me if you would like an assisted

listening device and we will get one for you. We ask that all speakers today, Please remember to speak slowly and clearly during the meeting. This helps the accuracy of the closed captioning.

0:1:31.910 --> 0:1:57.190

Sophie Moiese Room

There would be multiple chances during the meeting for public comment virtually during those times if you would like to speak, we ask that you use their raise hand feature. If you are on Microsoft Teams, this is the small hand button. If you're calling in on the phone, you'll need to hit star 5 to raise your hand. Then once called on, you will need to hit the STAR 6 to unmute. If you have any questions or concerns, please find me during the meeting and let me know.

0:1:59.50 --> 0:2:0.840

Sophie Moiese Room

Thanks Joe Travis.

0:2:2.30 --> 0:2:3.50

Sophie Moiese Room

OK, there.

0:2:6.540 --> 0:2:11.790

Sophie Moiese Room

OK. So so yeah, Travis material, Missoula resident. Just wanted to sort of.

0:2:12.540 --> 0:2:18.410

Sophie Moiese Room

You have two. We just. We just got to follow our little protocol. I'm sorry. You're totally welcome to speak. That's right.

0:2:20.350 --> 0:2:24.800

Sophie Moiese Room

Yeah, do that. We'll, we'll, I'll, I'll, I'll, I'll, I'll call you. Thank thanks for your patience.

0:2:25.800 --> 0:2:55.800

Sophie Moiese Room

OK, so first we have we have two proclamations. So I'll read one and then read one. OK, I'm we'll just go in the order that they're listed alright, whereas Missoula County and the City of Missoula join an international effort to heighten awareness. In Montana, the Great Plains region and the United States for murdered and missing indigenous women. And whereas there is not a comprehensive estimate of indigenous women who are missing and murdered in the United States, but many factors.

0:2:55.880 --> 0:3:26.200

Sophie Moiese Room

Contribute to the crisis, such as fear, stigma, legal barriers, racism, sexism, and the devastating levels of violence in the US. And whereas Native Americans are 2 1/2 times more likely to experience sexual assault crimes compared to all other races, and one in three Indigenous women report having been raped during her lifetime, and whereas 39% are victims of domestic violence and most violence against indigenous women is perpetrated by non-native men.

0:3:26.340 --> 0:3:29.410

Sophie Moiese Room

Except in rural Alaska villages and whereas.

0:3:30.390 --> 0:4:2.480

Sophie Moiese Room

Native Americans are four times more likely to go missing in Montana than other demographics, and Montana is among the top five states for missing and murdered indigenous women. And whereas indigenous women are murdered at 10 times the rate of other ethnicities, and murder is the third leading cause of death for indigenous women. And whereas for more than 20 years there have been awareness raising efforts in Canada and murdered and missing Indigenous Women, Awareness Day seeks to build support by increasing awareness in the United States.

0:4:3.30 --> 0:4:14.90

Sophie Moiese Room

Now, therefore, we the Missoula board of County Commissioners and the Mayor of the City of Missoula do hereby proclaim Friday, May 5th, 2023, as murdered and missing Indigenous Women Awareness Day.

0:4:16.220 --> 0:4:17.980

Sophie Moiese Room

And 2nd proclamation.

0:4:19.220 --> 0:4:48.560

Sophie Moiese Room

This is whereas and it's smoky outside, whereas Western Montana has becoming increasingly susceptible to extreme wildfire conditions, resulting in an elevated risk to our communities, landscapes and responders. And whereas wildfires in Montana are routinely increasing in size, severity and duration, resulting in an increased need for communities to adapt to fire while promoting safe and effective responses to wildfire and restoring fire resilient landscapes. And whereas wildfires are a natural part of Western Montana's ecological processes.

0:4:48.870 --> 0:5:19.60

Sophie Moiese Room

And are critical to a healthy ecosystem. However, the negative impacts of wildfires can be minimized through routine mitigation activities. And whereas Missoula County residents must be encouraged to participate in these activities to better prepare their homes and communities to survive wildfire and reduce the burden on our wildfire, on our firefighting resources. And whereas local, state and federal agencies are working in partnership with nonprofit and forestry organizations in Missoula County to increase awareness and provide resources on how to be.

0:5:19.120 --> 0:5:40.110

Sophie Moiese Room

Wildfire ready now? Therefore we the Missoula board of County Commissioners in the state of Montana, do hereby proclaim the month of May as Wildfire Preparedness Month in Missoula County as a means for education and a call to action for residents and communities to reduce their wildfire risk and to collectively become more wildfire adapted by learning to live with wildfire.

0:5:41.270 --> 0:5:44.190

Sophie Moiese Room

Dated May 2nd. Thanks.

0:5:46.400 --> 0:5:51.210

Sophie Moiese Room

So now we have public comment for items not on the agenda and that would be Travis and Dave I think.

0:5:53.470 --> 0:6:23.300

Sophie Moiese Room

OK Missoula resident Travis Mattier to be topical, there was an indigenous woman I ran across at the Russell Street encampment. This popped up, and that's what I'm here to provide some brief comments on. There's also a gentleman there that had really difficult time pulling up his pants. And so I called a 911 welfare check. They implored me to consider the alternative phone call because everyone's being inundated. And I get that. I understand the county and the city and all jurisdictions need to have a let's collaborate all hands on deck approach.

0:6:23.540 --> 0:6:54.330

Sophie Moiese Room

Alright. Whether that's DNRC in terms of uh, engagements that are right in the river currently there is a latrine now underwater and that tent that's still up there of the individual who I've been tracking, who assaulted to MDT staff last September, who has a two-story meth shack that I spent \$1200 to remove of my personal money. This is 1 individual that even among his own community is despised and they wish something would happen. Now I'm not encouraging vigilante justice, but something will happen at some point when even the people having under the Russell Bridge a little.

0:6:54.800 --> 0:7:24.310

Sophie Moiese Room

You know, food, Kitchen area on it's going to become more and more of a problem. So I encourage all jurisdictions as I've been talking with anyone and everyone about what I might be able to do. There was a W Broadway Island cleanup that was done by volunteers. This is not necessarily supported by any nonprofit or agency. We were out

there anyways and I use my seven years of experience working in the poverello center to have conversations with people living out there so that everyone felt like they were a part of the cleanup. I had some amazing conversations, the pub.

0:7:24.460 --> 0:7:43.530

Sophie Moiese Room

Filters referred to as the duck pond. I can tell you about that later, but there were some really good information I was able to ascertain and the volunteers felt good that they weren't displacing active encampments, even though some of these active encampments need to be cleaned up and moved. So thank you. I encourage you all jurisdictions, all hands on deck. Thanks.

0:7:44.870 --> 0:7:45.200

Sophie Moiese Room

Dave.

0:7:51.320 --> 0:7:51.720

Sophie Moiese Room

Eric.

0:7:52.420 --> 0:8:23.120

Sophie Moiese Room

Bye. Eric Legvold, director of impact at United Way, Missoula County. I would like to thank the county Commissioners for declaring may as well fire Preparedness Month. As a community, we know that we live at the crossroads where wildfire impacts our community directly with education, financial stability and health. And I just wanna commend you for that. And I really appreciate it. It is a difficult process living in wildfire country, but we can learn to live with it and we can learn how to manage it and mitigate the risk.

0:8:23.190 --> 0:8:24.930

Sophie Moiese Room

Thank you. Thanks for your work, Eric.

0:8:26.550 --> 0:8:27.340

Sophie Moiese Room

Mr. Everingham.

0:8:36.80 --> 0:8:37.640

Sophie Moiese Room

David Everingham? Azula.

0:8:38.340 --> 0:8:41.150

Sophie Moiese Room

If we had, Commissioner, Olympics, you guys get the gold medal?

0:8:42.970 --> 0:8:51.830

Sophie Moiese Room

Horse Dave. Anyway, this will change today. He's in hell and it today. I think he's doing with like, a forest summit. There's a wildfire issue that he's out there talking.

0:8:52.580 --> 0:9:6.860

Sophie Moiese Room

That's the smoke. Yeah. This pertains to the old post hospital renovations and Fort Missoula between 191908 and 1914. Congruence Congressman Joseph Dixon allocated \$1,000,000 to build Fort Missoula and Old Post.

0:9:7.660 --> 0:9:10.310

Sophie Moiese Room

Fort Missoula has a clay tile pipe gravity system.

0:9:11.280 --> 0:9:19.280

Sophie Moiese Room

Clay tile pipe gravity sewer system, which drains to a main 10 feet away from a tributary of the Bitterroot River on a 50 degree slope.

0:9:20.110 --> 0:9:26.20

Sophie Moiese Room

This is a riparian area below the old post. The entire Fort Missoula area has 109 year old clay.

0:9:27.40 --> 0:9:35.260

Sophie Moiese Room

Tile sewer pipes with a 50 year life expectancy at the end of this sewer system by the river at the corner of Lieutenant Moss Rd. In General Foster Ave.

0:9:35.920 --> 0:9:42.560

Sophie Moiese Room

Is the pumping grinder station. This pump sewage through a force main installed at the same time. It is a four inch clay tile.

0:9:43.240 --> 0:9:46.410

Sophie Moiese Room

Pipe and runs below the sewer main at about river level.

0:9:47.290 --> 0:9:52.350

Sophie Moiese Room

That's a guesstimation. They really don't have a tracer. Why aren't they? It's hard to locate. Then it goes behind old post.

0:9:53.230 --> 0:10:12.280

Sophie Moiese Room

Through a private Country Club golf course through Larchmont Golf course and ties into reserve sewer at Dixon, this is a ticking time bomb. Huge trees have grown on top of this. We remain by the river. The city has to grind the roots on a regular basis to keep it clear. Thus raw sewage is leaking into the Bitterroot River, and EPA, federal and state violation.

0:10:13.290 --> 0:10:27.600

Sophie Moiese Room

That's a possibility. I'm that hasn't been proven yet. It is on a steep slope of shifting soil, and the rigid clay pipe can shift and leak. The manholes are brick and her caving in. They are irreparable. The Force main probably leaks too, but with.

0:10:28.410 --> 0:10:30.40

Sophie Moiese Room

That will green up the golf course.

0:10:31.220 --> 0:10:37.610

Sophie Moiese Room

All of the water mains in the port area are very old and made of cast iron. This is 1 foot away from the old post. There is one.

0:10:38.960 --> 0:10:50.610

Sophie Moiese Room

These pipes joints were typically lead packed and designed to last 5200, a year, 100 years, leaky sewer mains, leaky water mains and lead lead to contamination.

0:10:51.300 --> 0:11:14.460

Sophie Moiese Room

The water at the Fort needs to be rigorously tested by city and county health departments before anyone gets sick or LED poisoned. Same goes for the let's see there are there are two major there are two old old sewer mains running through old post private property that would be under Maxwell's proposed condos along the four inch with a four inch water main. There's not enough water at that point for fire mitigation. The hydrogen sulfide order by the old post.

0:11:15.390 --> 0:11:16.800

Sophie Moiese Room

From a manhole is awful.

0:11:17.880 --> 0:11:30.600

Sophie Moiese Room

WG Engineering, Max Wolf and David Gray, developers of the Old post, hospital renovations and new construction, were voted down last night by the Historic Preservation Board for the third and final time they were done.

0:11:31.500 --> 0:11:37.930

Sophie Moiese Room

I filed complaints with state and County DEQ against City of Missoula for possible sewer and water contamination bitter at river.

0:11:38.940 --> 0:11:44.190

Sophie Moiese Room

I'm puzzled by the fact that WGM engineering does contract work with Missoula, the city.

0:11:45.580 --> 0:11:47.710

Sophie Moiese Room

Scott St. Brownfield sampling last.

0:11:48.630 --> 0:11:49.70

Sophie Moiese Room

All.

0:11:50.600 --> 0:11:54.390

Sophie Moiese Room

And also tries to sell multi \$1,000,000 developments to the city.

0:11:56.330 --> 0:12:0.100

Sophie Moiese Room

Hospital Old post hospital. This is a major conflict of interest.

0:12:3.170 --> 0:12:14.460

Sophie Moiese Room

To the point, maybe the District Attorney could investigate developers WGM DGA, Architects, and everybody else, hands off our open space. Thank you. Thanks, David.

0:12:19.140 --> 0:12:19.580

Sophie Moiese Room

Thanks a lot.

0:12:21.240 --> 0:12:22.680

Sophie Moiese Room

We have any other public comment.

0:12:25.440 --> 0:12:26.140

Sophie Moiese Room

All right. Thanks.

0:12:27.830 --> 0:12:50.40

Sophie Moiese Room

Our current claims list claims received as of April 18th, 2023 to April 21st, 2022 by the Commissioners Office total one million \$225,649.13. Today we have two hearings. The first one is on county wide zoning for cannabis related uses and Karen and Jenny will present.

0:13:8.660 --> 0:13:40.30

Sophie Moiese Room

Thank you very much, Commissioners, for the record, my name is Jenny Dixon with planning, development and sustainability. And so this is a hearing where I'm going to present information that takes you through our review process, proposing drafting the regs through the planning board. Karen's going to follow up and explain some new information that we've had since the middle of April when we had our planning board hearing. And I, I have the recommended motion from the planning board. But of course we.

0:13:40.140 --> 0:13:49.650

Sophie Moiese Room

You know, we have an option of not making a motion today. We'll leave that to you to decide at the conclusion of this this hearing. So let me just get started.

0:13:51.280 --> 0:14:6.570

Sophie Moiese Room

The area of application for these proposed regulations relative to cannabis dispensaries and cannabis cultivation apply in the unzoned what we call the unzoned portions of Missoula County, shown in the green the white.

0:14:7.900 --> 0:14:10.60

Sophie Moiese Room

Donut hole is.

0:14:10.780 --> 0:14:18.570

Sophie Moiese Room

The zoned portion of Missoula County, which you actually just adopted last summer zoning regulations for that area.

0:14:20.680 --> 0:14:51.70

Sophie Moiese Room

Little pox pockets of white in the green are what we call Part 1 zoning districts. They operate under a completely different section of law and are not part of this proposal either. And then, of course, the Gray and the very center is the city limits, and these regulations would not apply in the city or in the white zoned areas. So we're looking at the hinterlands, the out, the outer reaches of the county for regulations for dispensaries.

0:14:51.910 --> 0:14:52.940

Sophie Moiese Room

Pretty limited.

0:14:54.700 --> 0:15:17.210

Sophie Moiese Room

In terms of the number of regulations we're proposing for, so for dispensaries, we're just proposing 1 standard, which is to have a separation from door to door between dispensaries of 500 feet as it states on the slide here, that the whole point of that is to create and maintain a diversity of commercial areas and not the proliferation that.

0:15:18.350 --> 0:15:20.920

Sophie Moiese Room

That we see or perceive.

0:15:21.20 --> 0:15:23.770

Sophie Moiese Room

Uh, with dispensaries, so.

0:15:24.910 --> 0:15:35.770

Sophie Moiese Room

And the second proposal is energy efficient energy efficiency standards, where we offer two options. One is to.

0:15:36.610 --> 0:15:44.390

Sophie Moiese Room

Use grow lights from the qualified horticultural lighting products list put out by the Design Lights Consortium.

0:15:45.260 --> 0:16:8.210

Sophie Moiese Room

And there are about 1000 different lights on that list. It's a standard that's used in other parts of the country for grow operations to make sure that they are helping to achieve energy efficiency and cannabis cultivation operation. We also offered another option, which is to use 100% renewable electricity.

0:16:9.300 --> 0:16:39.230

Sophie Moiese Room

And our climate action program manager has done significant work and research on how that would apply here. I think Karen might be able to also speak a little bit to that. The goal of this, of course, is to continue to help Missoula County reach its climate action goals that are adopted in our land use and energy policy documents. So this slide is simply to show a relatively speaking, the.

0:16:39.490 --> 0:16:50.120

Sophie Moiese Room

Amount of energy a cannabis cultivation tends to use primarily due to lights, but there are other factors that contribute to their high energy consumptions such as humidification.

0:16:51.660 --> 0:16:54.290

Sophie Moiese Room

And cooling and then the lighting.

0:16:55.230 --> 0:17:2.840

Sophie Moiese Room

And as you can see here, cannabis cultivation uses 7 times more electricity per square foot than the average commercial facility.

0:17:3.710 --> 0:17:5.450

Sophie Moiese Room

It it is not.

0:17:7.200 --> 0:17:23.190

Sophie Moiese Room

Anywhere on the scale of cryptocurrency, which we've taken a look at in the past, but it is a high energy user that we felt might warrant some additional standards, at least when we drafted this before we got some new information.

0:17:25.30 --> 0:17:35.820

Sophie Moiese Room

Ultimately, the goals of the proposed zoning is to provide safe, diverse and active streetscapes meet our clean energy and sustainability goals and foster long term success for cannabis related businesses.

0:17:37.290 --> 0:17:39.760

Sophie Moiese Room

The Missoula County voice.

0:17:40.930 --> 0:17:48.760

Sophie Moiese Room

How to post on it since early early March and we did get a few comments about this proposal.

0:17:49.620 --> 0:18:12.810

Sophie Moiese Room

Three of them are in support of the actions recommended to adopt those two standards. I was telling you about. One of them had concerns from an existing dispensary cultivator in French town. We did respond to him and to answer questions, have not heard back yet, but he did have concerns about this proposal, particularly relative to the energy energy piece of it.

0:18:15.100 --> 0:18:18.430

Sophie Moiese Room

We reached out to over 800 people.

0:18:19.610 --> 0:18:30.480

Sophie Moiese Room

And also the the Montana Cannabis Guild just trying to make sure the word was out and we didn't get very much response back so.

0:18:31.980 --> 0:18:44.160

Sophie Moiese Room

I would like to just let you know that the planning board did have a public hearing on this April 18, voted 9 to 0 to recommend adoption of the zoning regulations as proposed proposed by staff.

0:18:45.50 --> 0:19:2.720

Sophie Moiese Room

Today, of course, we're having our second hearing and I think at this point, I'll turn it over to Karen to provide any new information that I have been out of the office a bit. So I'm not fully up to speed on that and she can share what she knows about the energy component of this proposal.

0:19:4.90 --> 0:19:12.240

Sophie Moiese Room

Good afternoon, commissioners and members of the public. I'm Karen Hughes with planning, development and sustainability. There's two pieces of new information that.

0:19:13.380 --> 0:19:37.950

Sophie Moiese Room

We'd like you to consider, and probably what we'd recommend based on this information, is that you consider opening the hearing today and and collecting public comment and then leaving it open until May 25th, which is one of your regular meeting dates. So the two key pieces of information. One is there's a relatively recent court case, the California Restaurant Association.

0:19:39.100 --> 0:19:40.450

Sophie Moiese Room

Versus the city of Berkeley.

0:19:41.930 --> 0:20:6.0

Sophie Moiese Room

It's in the 9th Circuit, so it'll it affects us. They are they. There's very likely it's going to go through a judicial review. So it's not finished yet, but it calls us to question the LED lighting provisions in the energy provisions of the cannabis zoning regulations. So that's one piece that.

0:20:7.630 --> 0:20:13.80

Sophie Moiese Room

We think warrants a pause, that the timeline may not meet.

0:20:14.920 --> 0:20:46.100

Sophie Moiese Room

That process, but giving us until May 25th at least, gives us a little bit of a period of time to also consider the fact that House Bill 128 appeared to have passed both the Senate and the House, and it's on its way to the governor's desk. In the flurry of the final activity, we don't know how long it will take them to finish all the signing, so we don't know for sure. We don't have any reason to think it wouldn't be approved by the governor. It would be kind of surprising, I think if it wasn't but.

0:20:46.270 --> 0:20:56.530

Sophie Moiese Room

We don't know what that what that bill does is we've been these regulations are designed to get us to the July 1st date when new.

0:20:57.50 --> 0:20:57.680

Sophie Moiese Room

UM.

0:20:58.800 --> 0:21:29.620

Sophie Moiese Room

New businesses, new cannabis businesses can start and we wanted the rules in place to apply to those new businesses. It would delay that date until 2025, making these rules essentially moved. So getting us to that May 25th Timeline will ensure that we know what's happened with that bill and that pretty much would be the reason to just, you know, not adopt the resolution of intent essentially and for any questions regarding the Court case, I'd probably defer to.

0:21:29.940 --> 0:21:55.530

Sophie Moiese Room

Friendly legal counsel. I think that's it. So I think our recommendation is open the hearing collect comment will continue to collect comment on The Voice page and we'll continue it to May 25th if the Commissioners wish to do that. And at that point we can proceed further either with a decision, a delay or withdrawing the proposal.

0:21:58.120 --> 0:22:0.100

Sophie Moiese Room

We have any public comment on this?

0:22:5.660 --> 0:22:10.900

Sophie Moiese Room

Hi there. My name is Brandon Madland. For the record, I am a.

0:22:11.620 --> 0:22:14.100

Sophie Moiese Room

Marijuana owner in Missoula County.

0:22:15.740 --> 0:22:34.470

Sophie Moiese Room

It just happens to be like we are, uh, victims of timings. You guys may or may not know. April 18th was two days before the busiest marijuana day, and the entire country, so I know that a lot of us had good intentions on being there, but.

0:22:35.740 --> 0:23:7.180

Sophie Moiese Room

As a people in the consumer industries, you know Black Friday used to be the most important day of the world. So. So again, my name is Brandon. I'd like to speak to a couple things there. I am also a board member of the Mt CIA,

which is an active participant in the marijuana, the sculpting of the laws, regulations, how to maneuver that. So if you guys would like today, I could speak on what House Bill 128, the ramifications and what that looks like. Great.

0:23:7.680 --> 0:23:9.780

Sophie Moiese Room

First of all I want to make it known that.

0:23:11.700 --> 0:23:40.520

Sophie Moiese Room

Regulation is necessary. It's necessary for, you know, to keep moving forward in things. I always thought as being born and raised in Montana, regulation never stops at the first step, and and so it's utterly important to me that those first steps are in an educated, well-rounded direction and not one based out of fear or ignorance. So today I'd like to talk about that the first part.

0:23:40.710 --> 0:23:42.780

Sophie Moiese Room

Of cannabis cultivation.

0:23:44.100 --> 0:24:5.80

Sophie Moiese Room

Well, I guess I'll, I'll talk to dispensaries have no impact on this. You know, they are just a mercantile people come. People go, there's no energy problems, there's no degradation of the systems, it just. It's a simple and and out cultivation facilities up until probably about five years ago.

0:24:6.660 --> 0:24:9.710

Sophie Moiese Room

Excuse me? We're pretty primitive, you know. I mean.

0:24:10.930 --> 0:24:21.230

Sophie Moiese Room

The thing about going from a uh, quote UN quote drug dealer to a business owner that's that changes only happened in the last decade.

0:24:21.920 --> 0:24:53.370

Sophie Moiese Room

So with that comes the learning curves of what's next. So a lot of these facilities used to suffer from old technology of high pressure sodium throughout, which is essentially just a massive amount of electricity being pushed through, something that creates both a good spectrum and heat. So now the heat has to be counteracted by infrastructure of HVAC. Those two components together are always fighting each other. There's no doubt about it and that.

0:24:53.720 --> 0:25:6.900

Sophie Moiese Room

That draw is constant. It's never ending, and frankly, it's dangerous. So the new evolution is moving into LED.

Anybody that is trying to make a.

0:25:7.620 --> 0:25:23.860

Sophie Moiese Room

Successful marijuana business off of old technology are dying dinosaurs. The profits aren't there. The Feasibilities aren't there, and just the sheer infrastructure doesn't calculate to be able to handle that. So the new age LED's.

0:25:24.390 --> 0:25:56.0

Sophie Moiese Room

I my studies and what I know cuts that draw in half, you know instantly because air conditioners and the high pressure sodium AMS those two together are always at a heightened and then drops all the way down. And I know that to be factual because I've been in marijuana since 2009 and so I have that data straight across the board. The other part that I want to see if I can get clarity today, I did go on the recommended list.

0:25:56.510 --> 0:26:1.80

Sophie Moiese Room

Dug through it pretty heavily. My only problem is that.

0:26:3.550 --> 0:26:10.410

Sophie Moiese Room

It's tailored One Direction and when you have a skewed list One Direction I'm a person that.

0:26:11.120 --> 0:26:42.50

Sophie Moiese Room

Extremes or how you have to read these laws. And so if my particular LED's don't fall on that list or a secondary, you know, provision on the list, you know, where does that go from there? So I strongly encourage that more education happens and then we can look how to move through this. The other thing is and this is more about regulations and and if we're you know Missoula is being more aware of what it uses and doesn't use.

0:26:42.690 --> 0:26:57.810

Sophie Moiese Room

I just want this board to be aware of there is actively licensed over 30 car washes in the Missoula Valley on estimate 220,000 gallons of water goes down the drain every day.

0:26:58.510 --> 0:27:14.820

Sophie Moiese Room

And that its average of 60 to 80 gallons per car. So the waste of that and like money that has to go into trying to repurpose that water, it's no different than electricity going One Direction, my understanding of.

0:27:15.720 --> 0:27:24.990

Sophie Moiese Room

Our electrical grid right now is we run about 50 to 59% renewable energy. The other 40% of it does go back to fossil fuels.

0:27:26.550 --> 0:27:31.890

Sophie Moiese Room

So is it possible for a marijuana facility to?

0:27:32.630 --> 0:27:48.530

Sophie Moiese Room

Take 40% of its draw and turned it on to renewable energy. Possibly the other thing to remember about these facilities is there. They are not 24 hours a day, so any kind of solar or wind or battery backup combination.

0:27:49.250 --> 0:27:54.140

Sophie Moiese Room

Umm, that grid doesn't match out. It has to be a constant for.

0:27:55.280 --> 0:28:13.150

Sophie Moiese Room

Solar to put out all day long and then the draw to constantly happen that flux of up and down, up and down is gonna make that really challenging to try to make that. But I wanna be clear. I'm 100% for evolution of the system. Just wanting to make sure that like.

0:28:14.360 --> 0:28:25.550

Sophie Moiese Room

The wording is correct and the intentions are direct and and clear. I've seen this too many times. You know this industry is just starting.

0:28:26.690 --> 0:28:30.940

Sophie Moiese Room

Missoula is definitely going to take it and run with it as just who Missoula is.

0:28:31.280 --> 0:28:34.270

Sophie Moiese Room

UM, the other part of that is.

0:28:35.550 --> 0:28:37.360

Sophie Moiese Room

Cautionary of the 500 feet.

0:28:38.460 --> 0:28:40.470

Sophie Moiese Room

Me as being in this for over a decade.

0:28:41.320 --> 0:29:13.50

Sophie Moiese Room

It is incredibly complicated and hard unless you have big money, it is incredibly hard to find areas of commercial retail space that those owners are willing to work with. A federally illegal substance. And So what commonly

happens is you get these little meccas that because one certain owner is OK with it, he's gone through his lawyers, he's OK with it, he'll sign contracts and then it might be 6 city blocks.

0:29:13.120 --> 0:29:13.480

Sophie Moiese Room

Where?

0:29:14.470 --> 0:29:33.640

Sophie Moiese Room

No, that person has money wrapped up in something else. That's important. And so the the market over the last 20 years across the United States, it regulates itself out. If you have 10 stores of one spot, three of them can only survive. So that that open.

0:29:34.180 --> 0:29:43.710

Sophie Moiese Room

Uh, ability for people to try to be successful and fail. That'll self regulate itself. So that's that's my opinion and experience on that.

0:29:45.510 --> 0:29:47.960

Sophie Moiese Room

Moving over to House Bill 128.

0:29:49.830 --> 0:29:56.640

Sophie Moiese Room

It did pass. There's some provisions in there. It will be signed. #1 is.

0:29:57.500 --> 0:30:20.250

Sophie Moiese Room

That you were talking to is that the moratorium will be extended to 2025. There was no contestant on that. The marijuana industry is already saturated. Too much, too much production, not enough people in Montana. So that's going to halt that. But the reality is, is that the people that are here.

0:30:21.670 --> 0:30:36.750

Sophie Moiese Room

They have to keep investing and they have to keep getting more stores in order to offset the decline of the market. So somebody that owns the store isn't going to put another one up in Missoula. They're gonna find the outskirts of it and they're going to do that.

0:30:39.270 --> 0:31:9.140

Sophie Moiese Room

The other part of House Bill 128 that will affect the system is they implemented a \$5000 per dispensary increase. So that's compounding 5000 for the 1st, 110 for the 2nd 1:15. I know that there's one provider in the state that it will cost him almost \$2,000,000 to renew his licenses. So again, like the market will regulate itself.

0:31:9.920 --> 0:31:10.780

Sophie Moiese Room

And so.

0:31:11.620 --> 0:31:25.750

Sophie Moiese Room

I I'm hesitant to say that Missoula is trying to get ahead of what may come and in return just cause another problem onto the industry that maybe isn't necessary right now.

0:31:27.90 --> 0:31:33.620

Sophie Moiese Room

Can I ask if there's any questions or anything else I can help with? Yeah. OK, is there anything else or anything I can?

0:31:34.480 --> 0:31:47.700

Sophie Moiese Room

Brandon, the last one you just mentioned that that the design or the intent of that was to prevent like a monopoly or what? Yeah, explain that. So I mean, I I'm not gonna speculate on the intentions. I mean we all know.

0:31:48.50 --> 0:32:18.900

Sophie Moiese Room

Uh, you know 28% over production happened and was reported last year and that's rough. I mean all I have is

actual tonnage and then this year that was only with 43% of what was licensed in production. So you can see that model is already, you know trending and we just have to my assumption is is exactly that holding away a monopoly because.

0:32:19.60 --> 0:32:26.790

Sophie Moiese Room

If there's that many that exist, uh, slowing the growth, I think across the state legislation, local government.

0:32:27.210 --> 0:32:57.640

Sophie Moiese Room

UM counties, it's it's offsetting, you know, maybe a big problem and I think a lot of that is just fear based. You know, nobody knows what it's gonna look like, you know, 100 wagons full of stuff showing up in little neighborhoods and growing. The county has already done a great job of meshing, building, DQ, you know, public. And we already are on a good track, but that's where I'm always cautionary over regulation.

0:32:58.310 --> 0:32:59.730

Sophie Moiese Room

Leads to.

0:33:0.510 --> 0:33:7.710

Sophie Moiese Room

The people, the small people that started it, uh, not being able to be feasible at 7 1/2% profit.

0:33:9.10 --> 0:33:11.910

Sophie Moiese Room

Somebody that has 30 dispensaries.

0:33:12.750 --> 0:33:43.600

Sophie Moiese Room

You know, 4% still looks pretty good, but I'm a montanan I want to support local businesses and the the local businesses like mine are. The reason that this tax revenue stream is possible. So if there's any other questions or future things that I can offer, please let me know. Just had one thing, just make sure I understand it right. It sounds like one of the issues you have with the LED provision here is that there's a list and that there could possibly be LED lights that actually.

0:33:43.720 --> 0:34:8.570

Sophie Moiese Room

Meet the goal of reduced energy consumption, but aren't on the list. Is that correct? Yeah, course. Yeah, exactly. And so whenever there's a vague or a not find printed thing, people can exploit that both ways, right it be used as. No, we don't want this business here. This is the way we're reading it. And and also it can be used as well.

0:34:9.290 --> 0:34:39.480

Sophie Moiese Room

It's in between those two things, so I'm gonna exploit it. UM, there. There has to be a way of just simply doing, you know, how many watts per square foot of the grow and and that can be quantified down to a reasonable number that is both energy efficient and still being able to produce a, A wanted marketable product. So it and if you wouldn't mind and it really appreciate the education you provided us here today.

0:34:39.880 --> 0:35:3.810

Sophie Moiese Room

Would you put some of that language in a note and send it to Karen so we have it about square wattage and square footage, and I'm just gonna guess that if this law is signed, this whole thing goes away for a couple years. We're not going to do anything for a couple years, but that we would have that language on hand for when we address this in the future would be great. Yeah, absolutely. I get the information, be able for them. Thanks for taking the time to come talk to us. Yeah. Thank you guys for being here.

0:35:4.80 --> 0:35:4.390

Sophie Moiese Room

Let's see.

0:35:5.610 --> 0:35:13.120

Sophie Moiese Room

I also just to help answer a question that sure Brandon brought up really great testimony. Thank you. I learned a lot as well.

0:35:14.160 --> 0:35:36.700

Sophie Moiese Room

We did reach out to the DLC. We spoke with them and asked that very the Design Lights consortium. Sorry the the people who maintain this list and ask that very question of what if there someone's using lights that aren't on the list but meet that goal. And in talking with them, they indicated that it's fairly easy to get.

0:35:37.810 --> 0:35:46.350

Sophie Moiese Room

To amend the list and that and they keep an A real time list going on their website and it changes pretty regularly I think for for a variety of reasons.

0:35:48.70 --> 0:35:54.150

Sophie Moiese Room

Our and also to to address another of your concern, our goal in that is is.

0:35:55.200 --> 0:36:11.550

Sophie Moiese Room

Less and and almost maybe, I don't know. I don't wanna. I don't wanna give a percentage, but much less concerned about the cannabis side of the business and much more concerned with meeting our energy goals. And so not trying to find a way to.

0:36:12.970 --> 0:36:20.660

Sophie Moiese Room

Disallow dispensaries and cultivations. No, totally. And all about energy. Yeah. No. Totally understood. And I appreciate it. I just.

0:36:22.30 --> 0:36:49.270

Sophie Moiese Room

Being aware that, uh, if you've been in cannabis long enough, you know there's the the bully mentality that everybody wants to point right at cannabis, and it's not, you know, equilateral to other industries and and but it is the problem that we're dealing with right now. So understanding that and going back to right, the the motives and the hopes and the goals and also understanding that.

0:36:50.550 --> 0:36:59.690

Sophie Moiese Room

These these facilities, if not funded by outside sources, I'll keep that simple.

0:37:00.890 --> 0:37:30.540

Sophie Moiese Room

They are incredibly financially draining and plants themselves. Most people will claim to, you know, 3 cycles a year, but everybody's individualized. These plants you spend anywhere from 4 to 8 months getting them ready for market, which means the facility and everything else. And so to comply with a change, you know, if it's any sort of immediate.

0:37:31.10 --> 0:37:46.650

Sophie Moiese Room

Uh could be bankruptcy, you know, because it takes too much time for us to get an investment back out of something. And so just to flip on it and and I'll speak more directly to the lights things because I do have it. What I've seen it in this industry.

0:37:47.310 --> 0:38:17.320

Sophie Moiese Room

Ohm, a local jurisdiction in other states, will take on safe practices of lights or, you know, mold mitigation. So a superhero company will slide in claim to have the solutions for it, but really all they have is two or three people right around it that meet those requirements that instantly have an advantage and take over that market. So that was my hesitancy and questioning of a list.

0:38:17.600 --> 0:38:23.730

Sophie Moiese Room

That was made by a secondary party which, who funds them? Where does that come from?

0:38:25.170 --> 0:38:38.90

Sophie Moiese Room

Because cannabis is an Ave. that lots and lots of big, big money people would like to throw money into to try to get a little bit back. So that was my cautionary of that. That's all. I thank you. Thanks.

0:38:40.490 --> 0:38:40.880

Sophie Moiese Room

Can't.

0:38:41.750 --> 0:39:1.110

Sophie Moiese Room

I just wanted to clarify a couple of other things and Jenny, correct me if I'm wrong, the renewable energy requirements are the the energy conservation requirements only apply to new or expanded businesses. Is that correct? That is correct not existing, it's just for new and expansions. Thanks for pointing that out.

0:39:1.420 --> 0:39:31.340

Sophie Moiese Room

Sure. Yeah. And with that, because like I said, the that dissent of the markets already happening, the only way people are gonna survive is keep expanding. Yeah. So usually that, like, hey, you might have a facility that is grandfathered, but commercial space is too much. So you have no choice to expand on that one, which in the past the entire projects gets encompassed with the new regulation, not the new square footage, if that makes sense to go to the new portion. It's not.

0:39:31.450 --> 0:39:54.910

Sophie Moiese Room

Line. Yeah, that's a great point and it's a good catch. The other piece just to for puts for so folks are aware the renewable energy option has several different sub options. It doesn't providing solar on site is not the only way to deal with it because of exactly what you point out that that you wouldn't have constant. So and it's only to meet the gap.

0:39:55.590 --> 0:39:56.160

Sophie Moiese Room

Of.

0:39:56.870 --> 0:40:17.520

Sophie Moiese Room

Your current energy provider, so in places served by Missoula Electric Coop, where they're 95% renewable, it might only be getting that 5% still a big left, but it's I just wanted to, that's a little bit harder to understand. It's that 5% if you're served by Mozilla Electric and then you there are several options in that.

0:40:18.440 --> 0:40:25.700

Sophie Moiese Room

But yes, very good point and we appreciate your testimony and thoughts and we it's good for us to have more detailed information to work through.

0:40:28.370 --> 0:40:29.700

Sophie Moiese Room

To Brian.

0:40:31.950 --> 0:40:35.650

Sophie Moiese Room

Sort of mechanically, what do we need to do? Ohh I'm sorry with someone else.

0:40:37.210 --> 0:40:42.270

Sophie Moiese Room

Oh yeah, I apologize for that. Please anyone who else would like to speak? You're more than welcome to.

0:40:43.420 --> 0:40:44.480

Sophie Moiese Room

Anybody online?

0:40:49.330 --> 0:41:7.150

Sophie Moiese Room

OK, thank you. I was just saying in terms of process, what do we need to what do we need to do and say correctly. So we are opening this this hearing until May 25th. I think the Commission could adopt the recommendation which is to hold the hearing open through May 25th and not make the actual move to adopt.

0:41:8.350 --> 0:41:10.520

Sophie Moiese Room

And to adopt the residence, OK.

0:41:11.840 --> 0:41:12.650

Sophie Moiese Room

I will make.

0:41:13.630 --> 0:41:17.880

Sophie Moiese Room

That motion to hold this to open this hearing. Tell me 25th.

0:41:18.700 --> 0:41:20.560

Sophie Moiese Room

Any public comment on that motion?

0:41:22.710 --> 0:41:33.440

Sophie Moiese Room

All right. All in favor? Aye. So we'll keep an open till May 25th. We'll see what happens and we'll revisit. And Brandon, thanks so much for all the information. And please come back May 25th if you have the time.

0:41:35.650 --> 0:41:41.810

Sophie Moiese Room

OK. Our next hearing is a petition to alter a portion of Lower Miller Creek Rd.

0:41:43.470 --> 0:41:47.380

Sophie Moiese Room

I am filling in for Karen today. Good afternoon, commissioners.

0:41:48.560 --> 0:42:18.520

Sophie Moiese Room

Sam Scott with the Quicken Records office. We have been presented with a petition to alter a portion of Lower Miller Creek Rd. from the east boundary of Maloney Ranch phase eight to the east boundary of Certificate of Survey 6355 in section 13 Township 12 N, range 20 W and notice of hearing has been published twice in the Missoulian. The petition has been signed by at least 10 freeholders of the road district and all affected land owners have been notified of this hearing via certified mail.

0:42:19.390 --> 0:42:29.930

Sophie Moiese Room

Today we need to request a day or set a date for a road viewing as well as a second hearing, and I know I believe Josh Hilling is on as a submitter of the petition, and we have some land owners here as well.

0:42:30.690 --> 0:42:31.890

Sophie Moiese Room

Thanks. Thanks Sam.

0:42:37.410 --> 0:42:39.970

Sophie Moiese Room

So I'm not Steve. Do you remember who's turn it is?

0:42:41.50 --> 0:42:43.440

Sophie Moiese Room

It's my no cup. Please come on up, see.

0:42:44.800 --> 0:42:55.610

Sophie Moiese Room

Mr. Slotnick, it's Dave's turn. It's Dave. Turn. Excellent. Yes, very good. You're going. Thank you. Do we need to do public comment on this? Brian, forgive me. I was speaking.

0:42:58.180 --> 0:43:4.410

Sophie Moiese Room

Uh, do we need to do any public comment? Sam says yes. OK, any would anybody like to speak to this please do.

0:43:11.210 --> 0:43:17.20

Sophie Moiese Room

Hi, I'm Deb Hoglund I and I'm owner of the track 4 on the Cos 6355.

0:43:17.690 --> 0:43:31.680

Sophie Moiese Room

In the new course of the proposed right away an easement, the curve looks to be like almost like a 25 degree turn right at the very Far East edge of that Cos.

0:43:32.530 --> 0:43:55.540

Sophie Moiese Room

And I think that it should occur further West of that position and closer to the city boundary. This would allow traffic when it's slower coming out of the new Linda Vista estates to join that roadway at a slower speed, rather than being at full speed and entering the curve.

0:43:56.560 --> 0:43:57.600

Sophie Moiese Room

So.

0:43:59.700 --> 0:44:17.790

Sophie Moiese Room

As it is now, with the less dramatic curves then then the proposed one, there are always numerous slide offs in the winter on Lower Miller Creek between the city line and Miller Creek where you where it makes 170 degree turn back.

0:44:18.440 --> 0:44:33.910

Sophie Moiese Room

Lower Miller Creek to 170 degrees bad. So. So I think the curve needs to be at a slower taken at a slower pace which wouldn't tell it moving to the the proposal to the East.

0:44:35.50 --> 0:44:40.930

Sophie Moiese Room

And in addition to that, from a personal standpoint, that would limit the.

0:44:42.90 --> 0:45:1.310

Sophie Moiese Room

Slide offs onto my property since it's right at my property, you know it is all about self preservation and in addition to that it would also the new proposal would shine the lights instead of going past. Now the lights go right past my house, the roadway they would be shining right at my house.

0:45:2.170 --> 0:45:3.970

Sophie Moiese Room

So that's a detriment to me.

0:45:5.400 --> 0:45:7.590

Sophie Moiese Room

And when we're talking about it anyways.

0:45:8.270 --> 0:45:9.640

Sophie Moiese Room

With the.

0:45:10.850 --> 0:45:26.350

Sophie Moiese Room

When school buses come on Miller Creek and make the right or eastbound turn onto Lower Miller Creek right now, there's not even enough room for them to make a turn safely. They always have to go into the left lane, head on.

0:45:27.180 --> 0:45:33.550

Sophie Moiese Room

So what kind of mic traffic mitigations are there going to be coming out of? Linda Vista states.

0:45:34.190 --> 0:45:45.200

Sophie Moiese Room

To have some of the traffic at least anyways, go up through Linda Vista rather than funnel all the new projected traffic out onto Lower Miller Creek eastbound.

0:45:47.270 --> 0:46:0.500

Sophie Moiese Room

Those are my. Those are my great big top concerns. Thank you. Deb, do you have this written down? I do. But it's

not very legible. But I can rewrite it. Or would you mind typing it up and sending it? And I would be happy to.
Thank you very much for that.

0:46:1.680 --> 0:46:11.280

Sophie Moiese Room

Just a process question here. Could we ask Shane to accompany Steve on the road viewing given that this is not so much about?

0:46:12.290 --> 0:46:20.970

Sophie Moiese Room

Are giving up a right away, which but it's a a round traffic alteration and given the chain is a traffic engineer and knows that world really well.

0:46:22.380 --> 0:46:28.880

Sophie Moiese Room

So we could ask Shane to do. Thank you. OK. Is that good with you, Steve, to accompany you? Thank you. We'll we will. We'll do that.

0:46:30.30 --> 0:46:31.740

Sophie Moiese Room

Or do we have any other comment on this?

0:46:35.900 --> 0:46:37.900

Sophie Moiese Room

Folks are welcome to say something if you like.

0:46:45.430 --> 0:46:45.800

Sophie Moiese Room

OK.

0:46:47.80 --> 0:46:56.920

Sophie Moiese Room

I'm glad it's hardland track #6 and this letter of April 8th that someone gave us a copy of says on here.

0:46:58.520 --> 0:47:2.870

Sophie Moiese Room

Gladys, can you bend that? Bend the microphone. Little closer to you. It's great.

0:47:4.550 --> 0:47:5.70

Sophie Moiese Room

Is that better?

0:47:6.30 --> 0:47:10.220

Sophie Moiese Room

OK, the this letter says that.

0:47:13.40 --> 0:47:19.110

Sophie Moiese Room

The the property address as 5299 Harlan Acres will be affected.

0:47:21.190 --> 0:47:24.530

Sophie Moiese Room

That's supposed to be us. It's eight to 99.

0:47:25.410 --> 0:47:42.20

Sophie Moiese Room

Uh, Harlan acres. There is no such thing as five to 99 and we did not get anything until just this letter talking about the meeting. So obviously it says record owner appears to be the Harlan Family Trust. I'm glad this of the Harlem Family trust.

0:47:43.700 --> 0:47:46.130

Sophie Moiese Room

Who have not at this time signed.

0:47:47.160 --> 0:47:54.440

Sophie Moiese Room

Umm, in consent of this petition? Well, of course we didn't. If we wanted to, because we didn't get it.

0:47:55.410 --> 0:48:17.160

Sophie Moiese Room

And then I just wanted to say that the harlans I I think they were, they homesteaded up, they were in 1928 it or even before they moved there in 1928, I know. And so I don't think there should be any changes on the Harlan and Harlan relatives property.

0:48:19.500 --> 0:48:26.310

Sophie Moiese Room

And you know, it looked to us like maybe they were planning to put some kind of a trail across there on our property.

0:48:26.890 --> 0:48:29.360

Sophie Moiese Room

Umm, I don't think that should happen.

0:48:30.630 --> 0:48:31.540

Sophie Moiese Room

Thank you. Thank.

0:48:36.550 --> 0:48:37.320

Sophie Moiese Room

Anyone else?

0:48:44.320 --> 0:48:45.890

Sophie Moiese Room

I am Renee biggart.

0:48:47.60 --> 0:49:17.890

Sophie Moiese Room

Daughter of the Harlans and we live on the property built a house, but five more acres when twice was purchasing. But so yeah, we are concerned about all the growth and changes. Of course some Miller Creek because I have grown up out there since there was nothing and don't love change. But I know it's in a inevitable but so at this point my goal is to get information.

0:49:17.990 --> 0:49:33.300

Sophie Moiese Room

And it seems like it's not coming from the source from tweets he brings out various sketchy drawings and is not filling us in's homeowners. So my request is.

0:49:34.680 --> 0:49:37.290

Sophie Moiese Room

Put stuff in writing, get it to the homeowners.

0:49:38.370 --> 0:49:51.350

Sophie Moiese Room

And to know what's going on, because yes, there is saying that there's a 66 foot easement going through my property and their property. That's for the bitter it.

0:49:51.560 --> 0:49:52.10

Sophie Moiese Room

Umm.

0:49:55.230 --> 0:50:5.960

Sophie Moiese Room

Better at high water Rd. per 1871 petition and there was nothing ever said about anything like that happening. And I mean.

0:50:7.40 --> 0:50:15.760

Sophie Moiese Room

We purchased the extra acreage in hopes that my children, if they wanted to, could build a home on the property that we grew up on.

0:50:17.80 --> 0:50:34.60

Sophie Moiese Room

And now, if there's gonna be a road going through there and it's right in front of their garage where the heavy

equipment tractors come out of. I mean I think it would be like bright, but up to where their garage by what they're drawing shows, but just need more information.

0:50:35.60 --> 0:50:35.840

Sophie Moiese Room

Thank you.

0:50:39.670 --> 0:50:48.720

Sophie Moiese Room

I'm Steve Knighty from the county surveyors office. You are entirely welcome to come to the viewing that will take place.

0:50:49.380 --> 0:50:50.320

Sophie Moiese Room

On site.

0:50:50.970 --> 0:50:59.340

Sophie Moiese Room

And at that point you can ask questions and if those questions aren't answered, we'll seek the answer for you.

0:51:1.40 --> 0:51:4.710

Sophie Moiese Room

I am hopeful that the lead petitioner.

0:51:5.950 --> 0:51:8.810

Sophie Moiese Room

He's representative Josh Helling would also attend.

0:51:9.460 --> 0:51:14.940

Sophie Moiese Room

Umm. And and maybe provide you with some information that you're currently lacking.

0:51:15.690 --> 0:51:17.650

Sophie Moiese Room

As for the high water Rd.

0:51:18.700 --> 0:51:21.370

Sophie Moiese Room

It has a long history in 1871.

0:51:23.660 --> 0:51:34.480

Sophie Moiese Room

It was there, it was used for a short period of time. It's so old that there's no evidence on the ground anymore that it exists. But the legal right away still exists.

0:51:35.670 --> 0:51:44.810

Sophie Moiese Room

If this petition is passed, it would remove that burden and move it over to the north, away from your property. So I think that's a benefit.

0:51:46.40 --> 0:51:53.550

Sophie Moiese Room

But mostly what I wanted is just welcome you to the tender beauty viewing and ask your questions.

0:51:55.140 --> 0:51:58.610

Sophie Moiese Room

And for any of the neighbors out there, same applies.

0:52:1.70 --> 0:52:1.790

Sophie Moiese Room

Thank you, Steve.

0:52:2.630 --> 0:52:10.460

Sophie Moiese Room

Do we have a date or when is the viewing we're about to set one. Yeah. OK. Sorry. I wasn't sure if I had missed that. Thank you.

0:52:14.970 --> 0:52:15.750

Sophie Moiese Room

Here that.

0:52:16.500 --> 0:52:20.330

Sophie Moiese Room

Dub come up so we can capture it. Otherwise it can't hear you.

0:52:22.220 --> 0:52:53.590

Sophie Moiese Room

When you said the neighbors are welcome, who? It's so sparse out there. So like what? I don't understand it just looking at this cause, obviously I'm not this type of map person, but is this the easement that when you say I'm we're going to remove the burden, does that mean do away with that and that they won't have a worry. And so this will be this whole thing will be removed. It will be moved up to where they're proposing to put it.

0:52:53.720 --> 0:53:23.410

Sophie Moiese Room

And when I well when when you say proposing to put it, does that mean proposing with the new easement that's being proposed, correct, we're in additional, no, the new easement. And when I say neighbors, I actually mean any member of the public. So invite your friends, invite your neighbors. Anyone is welcome to come and attend and voice their opinion. It's an open public event. It's an open public event. But how do people outside of the immediate.

0:53:23.790 --> 0:53:28.930

Sophie Moiese Room

Adjacent property owners get notified. Other than the Missoulain, he is there a.

0:53:29.650 --> 0:53:43.80

Sophie Moiese Room

There, I mean other than the people that were contacted directly by the clerk and Records office because they are directly affected, then you just have to pay attention or get word from your friends.

0:53:44.210 --> 0:53:44.510

Sophie Moiese Room

OK.

0:53:45.330 --> 0:53:46.430

Sophie Moiese Room

Great. Thank you.

0:53:48.210 --> 0:54:5.120

Sophie Moiese Room

Quick question for you before you leave, I'm Dave Biggert. You said that you were gonna move that easement to the north. Are you talking N our property where the road's gonna be moved or or you're right here. Yes, I'm north of the Heartland trust. So this.

0:54:6.440 --> 0:54:18.550

Sophie Moiese Room

This old ancient right away which you wouldn't be able to find, gets moved up to where they're proposing the new right away to be OK, so that would be north of our property, correct. OK. Thank you, Sir.

0:54:23.840 --> 0:54:25.320

Sophie Moiese Room

Great. Thanks. We have a date.

0:54:28.380 --> 0:54:30.550

Sophie Moiese Room

I'm still trying to verify with.

0:54:32.40 --> 0:54:36.70

Sophie Moiese Room

Shane Stack and his schedule. Do I need to set that today before we leave?

0:54:37.930 --> 0:54:39.700

Sophie Moiese Room

The hearing date is already set.

0:54:40.900 --> 0:54:46.650

Sophie Moiese Room

Yes, the hearing date is already set and that, I believe is June 8th.

0:54:47.640 --> 0:55:6.90

Sophie Moiese Room

For the next date, and then As for the viewing date, can the viewing date will be the be basically between today and the next hearing date and is there a way we can make sure that we have that contact info for you folks so you get an yeah, please sign the sheet and then we'll take that and directly notify you.

0:55:8.560 --> 0:55:9.510

Sophie Moiese Room

Thanks. Thanks.

0:55:16.730 --> 0:55:23.750

Sophie Moiese Room

A fall while phone number or e-mail. Either way, we'll get word to you one of those rather snail mail.

0:55:28.290 --> 0:55:31.550

Sophie Moiese Room

Do you wanna mailing or would you rather have a phone call or an e-mail?

0:55:35.270 --> 0:55:37.400

Sophie Moiese Room

Mailing. Really.

0:55:38.860 --> 0:55:41.250

Sophie Moiese Room

That cost taxpayer money for stamps.

0:55:43.350 --> 0:55:45.90

Sophie Moiese Room

OK. Well, we'll do the mailing.

0:55:47.0 --> 0:55:48.200

Sophie Moiese Room

And your name again.

0:55:48.270 --> 0:55:49.840

Sophie Moiese Room

Devil Yep.

0:55:54.930 --> 0:55:56.550

Sophie Moiese Room

OK, excellent. Yep.

0:55:59.200 --> 0:56:0.490

Sophie Moiese Room

Stamps are getting expensive.

0:56:1.110 --> 0:56:2.10

Sophie Moiese Room

The Harlan address.

0:56:3.780 --> 0:56:6.740

Sophie Moiese Room

But Sam wrote it down. I saw him right in the real address. So we're good.

0:56:7.630 --> 0:56:8.310

Sophie Moiese Room

You got that?

0:56:9.830 --> 0:56:13.250

Sophie Moiese Room

So yeah, when we figure out the date and time.

0:56:13.930 --> 0:56:15.360

Sophie Moiese Room

And place. We'll let you know.

0:56:16.610 --> 0:56:20.570

Sophie Moiese Room

So I do want to reiterate one thing, this did not come from the county.

0:56:21.480 --> 0:56:36.220

Sophie Moiese Room

And if you guys, I just wanted to make sure that you guys got that in and if you want, we could ask Sam to reiterate how this process happens, how this came to pass if you wanted, if you don't, if you feel like you got it, it's it's kind of unusual and I would say old fashioned.

0:56:36.300 --> 0:56:46.930

Sophie Moiese Room

It uh, such thing. I don't believe what happened now, but if you feel like you got it, I just wanna make sure you don't leave here saying the county wants to do this thing to us because that's not the case.

0:56:51.210 --> 0:56:56.610

Sophie Moiese Room

OK. Thanks and thanks for coming and taking time out of your day and Thanks Sam and Steve.

0:57:0.910 --> 0:57:5.0

Sophie Moiese Room

I don't believe we have. Do we have any other business? Ohh, we're adjourned.

0:57:5.680 --> 0:57:8.310

Sophie Moiese Room

I think we're all done. Thank you everybody. Thanks.