

Memorandum

REPORT TO: Sustainability Board

FROM: Nicholas Ross - Director of transportation and Engineering.

SUBJECT: Proposed Wetland and Watercourse Code Submittal Requirements Amendment

MEETING DATE: July 8, 2026

AGENDA ITEM TYPE: Citizen Advisory Board/Commission

RECOMMENDATION: Provide feedback on proposed revisions to submittal requirements within the city's Wetland and Watercourse Code.

STRATEGIC PLAN: 1.1 Outreach: Continue to strengthen and innovate in how we deliver information to the community and our partners.

BACKGROUND: The city of Bozeman approved substantial revisions to its Wetland and Watercourse regulations with the Unified Development Code in October 2025. Upon adoption and implementation, staff were made aware of two submittal requirement issues associated with outside agencies. City Commission has authorized staff to consider amending the code to remove these conflicts. As part of the engagement plan for this effort, staff will present the revision to the Sustainability Board for review and comment. Feedback from the Board will be provided to the Community Development Board and City Commission for consideration.

BMC Sec. 38.710.120.2.a. defines nine elements that must be included in a Wetlands and Watercourses Delineation Report, including:

- (2) An Approved Jurisdictional Determination provided by the USACE
- (8) A determination of status issued by the Gallatin Conservation District

Representatives from USACE and GCD have expressed to the city that the demands of these requirements now fall outside of their capacity or internal policy. This conflict requires amendment of city code to allow for a viable path to approval.

UNRESOLVED ISSUES: None

ALTERNATIVES: As suggested by the Board.

FISCAL EFFECTS: None.

