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ORDINANCE NUMBER 79-1

AN ORDINANCE PROVIDING FOR REPEAL OF THAT CERTAIN UNPUBLISHED ORDINANCE DATED JANUARY 2, 1976 AND THAT CERTAIN RESOLUTION DATED JANUARY 12, 1976, WHICH ORDINANCE AND RESOLUTION PROVIDE FOR THE REGULATION AND OPERATION OF SNOWMOBILES UPON CERTAIN PUBLIC ROADWAYS WITHIN FREMONT COUNTY, IDAHO, AND UPON THE ROAD KNOWN AS "PHILLIPS LOOP ROAD" AND THE "SHOTGUN ROAD".

WHEREAS, the Idaho Legislature has provided for the operation and regulation of snowmobiles in the State of Idaho;

AND, FURTHER WHEREAS, the Board of Fremont County Commissioners, of the State of Idaho, have determined that they will not interfere nor attempt to interfere with the law of the State of Idaho regarding the operation of snowmobiles in Fremont County, Idaho;

AND, FURTHER WHEREAS, the Fremont County Board of Commissioners on the 2nd day of January, 1976, passed an ordinance pertaining to the operation of snowmobiles in Fremont County, Idaho and also passed a resolution dated January 12, 1976, which purported to designate certain roads in Fremont County, Idaho as combination motor vehicle and snowmobile use highways upon the appropriate placing of signs and markers upon said roads.

AND, FURTHER WHEREAS, said ordinance passed January 2, 1976 has not been published as required by law nor made known to the general public.

AND, FURTHER WHEREAS, said resolution passed January 12, 1976, was published, but did not designate the roads.

NOW IT IS HEREBY ORDAINED by the Board of Commissioners, Fremont County, Idaho, that that certain ordinance dated January 2, 1976, and that certain resolution dated January 12, 1976, are declared null and void, having never been properly published as required and further, without intent to ratify the validity of such ordinance and resolution, to the extent such may constitute a valid enactment, such are expressly repealed and the law of Fremont County relating to snowmobile operation in Fremont County is that of the State of Idaho and in no way is it regulated or attempted to be regulated by any law or ordinance of Fremont County, Idaho.

This ordinance shall be in effect immediately upon its passage and publication.

DATED this 13th day of November, 1979.

Barbara Calonge

James S. Liddaway
Frank T. Tommer

Edward J. Tubham

Microfilm No. 529630
 Day July 21
 At 9:51 O'Clock A.M.
 ABENE MAG
 FREMONT CO RECORDER
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Cheryl Anderson