

ORDINANCE NO. 93-02

AN ORDINANCE CLOSING THE HENRY'S FORK OF THE SNAKE RIVER FROM MCCREA'S BRIDGE TO THE COFFEEPOT RAPIDS TO ANY AND ALL MOTORIZED WATERCRAFT; AMENDING FREMONT COUNTY ORDINANCE 93-01 TO ALLOW FOR THE USE OF MOTORIZED WATERCRAFT NOT IN EXCESS OF 15 HORSEPOWER ON THE HENRY'S FORK OF THE SNAKE RIVER FROM THE MACKS INN BRIDGE TO THE TRESTLE BRIDGE; PROVIDING DEFINITIONS; PRESCRIBING THE PENALTY FOR VIOLATION OF THIS ORDINANCE; AND, SETTING THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREMONT COUNTY, IDAHO, AS FOLLOWS:

1. Purpose: In order promote and protect the health, safety and general welfare of the citizenry of Fremont County and the State of Idaho, a certain stretch of river in Fremont County shall by this act be closed to all motorized watercraft; and, another stretch will be opened to usage by motorized watercraft not in excess of 15 horsepower.

2. Closure: Pursuant to Idaho Code 67-7031, the Henry's Fork of the Snake River from McCrea's Bridge to the Coffee Pot Rapids is hereby closed to any and all motorized watercraft; excepting only the use of motorized watercraft by county, state or federal emergency personnel, in carrying out an emergency procedure.

3. Amendment: Fremont County Ordinance No. 93-01, is hereby amended to allow for the use of motorized watercraft not in excess of 15 horsepower on the Henry's Fork of the Snake River from the Macks Inn Bridge to the Trestle Bridge. This stretch of river shall remain closed to all motorized watercraft in excess of 15 horsepower.

4. Definitions: motorized watercraft is defined to mean any and all watercraft powered by other than human means.

5. Violation/Penalties: Violation of this ordinance shall constitute a misdemeanor, and shall be punishable by not more than 6 (Six) months imprisonment in the County jail, a fine of not less than \$100.00 and not more than \$500.00, or by both such fine and imprisonment.

6. Effective Date: This ordinance shall be in full force and effect, 30 (Thirty) days from and after it's passage, all as provided by law.

PASSED THIS 12 DAY OF July, 1993.

BOARD OF COUNTY COMMISSIONERS
FREMONT COUNTY, IDAHO

Grant Chandler
GRANT CHANDLER, CHAIRMAN

ATTEST:

Mickie Funke
MICKIE FUNKE, CLERK