

FREMONT COUNTY ORDINANCE NO 2010-08**TEXT AMENDMENT TO THE FREMONT COUNTY DEVELOPMENT CODE TO EXPAND THE PLANNING AND ZONING COMMISSION MEMBERSHIP ORDINANCE**

AN ORDINANCE AMENDING THE FREMONT COUNTY DEVELOPMENT CODE CHAPTER II. TO ALLOW FOR ADDITIONAL MEMBERS TO BE ADDED TO THE PLANNING AND ZONING COMMISSION; TO ALLOW FOR THE APPOINTMENT OF VARYING TERMS TO BALANCE THE SCHEDULE OF TERM EXPIRATION AND NEW APPOINTMENT OF COMMISSION MEMBERS; TO UPDATE TEXT TO REFLECT REQUIREMENTS OF IDAHO CODE REGARDING DEMOGRAPHIC REQUIREMENTS OF THE COMMISSION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners has previously established and duly authorized a Planning and Zoning Commission under the provisions and requirements of the Local Land Use Planning Act, Idaho Code 67-6501 et seq.; and,

WHEREAS, the Board of County Commissioners desires to balance the membership of the Planning and Zoning Commission to be representative of the interests and geographic distribution of the county, consistent with the requirements of the Local Land Use Planning Act; and

WHEREAS, the Board of County Commissioners has received application from qualified applicants from areas of the county not currently represented on the Planning and Zoning Commission but does not have vacancies within the commission; and

WHEREAS, the Fremont Planning and Zoning Commission has held a public hearing as required by law and has unanimously recommended approval and adoption of this text amendment;

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREMONT COUNTY, IDAHO THAT THE FREMONT COUNTY DEVELOPMENT CODE IS AMENDED AS FOLLOWS:

CHAPTER II. – Planning and Zoning Commission / Zoning Administrator sections A and B is hereby stricken in its entirety and replaced with the following:

A. What This Chapter Does - This chapter establishes a county Planning and Zoning Commission and provides for appointment of a Planning and Building Administrator.

B. Planning and Zoning Commission. A Planning and Zoning Commission (Commission) is established, as authorized by I.C. 67-6504.

1. The Commission shall consist of an odd number of not less than seven (7) and not more than eleven (11) members, appointed by the Board of County Commissioners (Board). As required by I.C. 67-6504(a), all commission members shall have resided in Fremont County, Idaho for at least two years prior to, and remain a resident for the duration of, their appointment, and a majority shall reside outside the boundaries of any city's area of impact and not more than 1/3 may reside within an incorporated city with a population of 1,500 or more population.

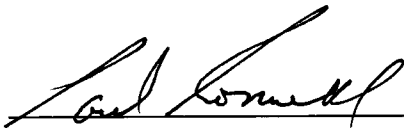
2. Commission members shall serve terms of one, two, or three years, as set by the board in order to provide for the annual appointment of at least one member. No member shall serve more than two full consecutive terms.

EFFECTIVE DATE

This ordinance shall become effective upon publication, as required by law.

Duly passed and adopted this 13th day of September, 2010.

BOARD OF COUNTY COMMISSIONERS



Paul Romrell
Chairman

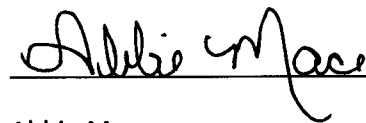


Ronald "Skip" Hurt
Commissioner



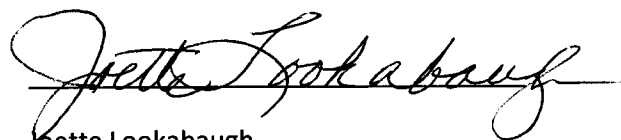
Lee Miller
Commissioner

ATTEST:



Abbie Mace
County Clerk

APPROVED AS TO FORM:



Joette Lookabaugh
Prosecuting Attorney