

## HAILEY ORDINANCE NO. 1016

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING HAILEY'S SUBDIVISION ORDINANCE, ORDINANCE NO. 821, BY AMENDING SECTION 6.1, TO ESTABLISH NOTICING PROCEDURES FOR LOT LINE ADJUSTMENT APPLICATIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE.

WHEREAS, the proposed amendments are generally in accordance with the Comprehensive Plan;

WHEREAS, the proposed amendments will not create excessive additional requirements at public cost for public facilities and services; and

WHEREAS, the proposed amendments will be in accordance with the welfare of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HAILEY, IDAHO, AS FOLLOWS:

Section 1. Section 6.1 of the Hailey Subdivision Ordinance No. 821, is hereby amended by the deletion of the stricken language and the addition of the underlined language

6.1 Developers making an application for the adjustment or elimination of a lot line or lines shall be required to file a preliminary plat with the Administrator for review. Upon a finding by the Administrator ~~or Hearing Examiner~~ that the plat conforms to the definition of a Lot Line Adjustment and the Administrator shall place public notice of the application in a newspaper of general circulation, and to owners of property located within three hundred (300) feet of the boundaries of the proposed subdivision, and all easement holders within the subject property. The applicant shall provide the mailing addresses of all property owners within 300 feet of the outer boundaries of the parcel proposed for adjustment. Such notice shall inform adjacent property owners they may comment on the application during a period of fifteen (15) days after the post mark of the notice. Following expiration of the comment period, and upon a finding by the Administrator that the plat is in compliance with the provisions of this Ordinance, the Administrator ~~or Hearing Examiner~~ may approve, or conditionally approve, the preliminary plat. Thereafter, the Developer shall submit a final plat, to be drawn in compliance with the requirements of this Ordinance, to the Administrator for final review. The Administrator shall inform the City Clerk of final approval in writing prior to signature of the plat sheets for the purpose of recordation.

Section 2. Should any section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance

as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 3. All City of Hailey ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

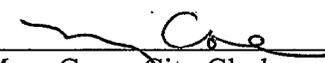
Section 4. This ordinance shall be in full force and effect from and after the required three (3) readings, approval, and publication according to law.

PASSED AND ADOPTED BY THE HAILEY CITY COUNCIL AND APPROVED BY THE MAYOR THIS 10<sup>th</sup> DAY OF NOVEMBER, 2008.



  
Rick Davis, Mayor, City of Hailey

Attest:

  
Mary Cone, City Clerk

Published: Idaho Mountain Express November 19<sup>th</sup>, 2008