

HAILEY ORDINANCE NO. 1018

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING CHAPTER 1.08 OF THE HAILEY MUNICIPAL CODE TO DESIGNATE THE IDAHO MOUNTAIN EXPRESS AS THE OFFICIAL NEWSPAPER OF THE CITY OF HAILEY; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE OF THIS ORDINANCE AND DECLARING AN EMERGENCY.

WHEREAS, the City of Hailey has previously designated the Wood River Journal as the official newspaper of the City of Hailey;

WHEREAS, the Wood River Journal has just publicly announced that it has sold its assets to the owner of the Idaho Mountain Express and that it will no longer be publishing its weekly newspaper;

WHEREAS, Idaho Code §50-213 provides that the Hailey City Council shall by ordinance, designate a newspaper which qualifies under the provisions of title 60, Idaho Code, to be the official newspaper of Hailey and that the designated newspaper shall be published within Hailey, or if a paper is not published within Hailey, then a newspaper published within Blaine County shall be designated;

WHEREAS, Idaho Code §60-106 provides that where no newspaper is published within Hailey, the newspaper of general circulation shall mean the newspaper with the largest paid circulation published within Blaine County;

WHEREAS, the Idaho Mountain Express is the only remaining newspaper within Blaine County which qualifies as a newspaper of general circulation and is the newspaper with the largest paid circulation published within Blaine County, Idaho;

WHEREAS, the Hailey City Council hereby finds that an emergency exists to warrant the immediate enforcement of this Ordinance, so legal notices published by the City of Hailey shall be effective and valid; and

WHEREAS, the Hailey City Council hereby designates the Idaho Mountain Express as the official newspaper of the City of Hailey.

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

Section 1. Section 1.08.020 of the Hailey Municipal Code is hereby amended by the addition of the underlined language and by the deletion of the stricken language, as follows:

1.08.020 Designated. The ~~Wood River Journal~~ Idaho Mountain Express, as a newspaper which meets the requirements of Idaho Code Section 60-106 *et seq.*, as amended,

shall be and the same is designated as the official newspaper for the eCity of Hailey.

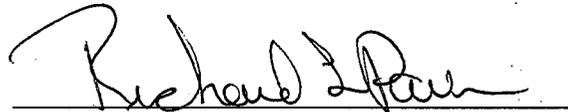
Section 2. REPEALER CLAUSE. All Ordinances or parts thereof in conflict herewith are hereby repealed and rescinded.

Section 3. SEVERABILITY CLAUSE. If any section, paragraph, sentence or provision hereof or the application thereof to any particular circumstances shall ever be held invalid or unenforceable, such holding shall not affect the remainder hereof, which shall continue in full force and effect and applicable to all circumstances to which it may validly apply.

Section 4. EFFECTIVE DATE. Based on the findings set out above, the Council finds that there is a need for immediate enforcement of this ordinance. This ordinance shall be in full force and effect from and after its proclamation, passage and approval and posting in at least five (5) public places in the City of Hailey. In addition, this Ordinance shall be published in the Idaho Mountain Express and shall be in full force and effect after its passage, approval and publication according to law

PASSED AND ADOPTED BY THE HAILEY CITY COUNCIL and approved by the Mayor this 27th day of October, 2008.




Richard L Davis, Mayor
City of Hailey

ATTEST:


Mary Cone, City Clerk