

HAILEY ORDINANCE NO. 1117

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING HAILEY'S SUBDIVISION ORDINANCE, ORDINANCE NO. 821, BY AMENDING SECTION 1, DEFINITIONS, TO AMEND THE DEFINITION OF CITY STANDARDS TO REFER TO THOSE STANDARDS ADOPTED BY ORDINANCE IN TITLE 18 OF THE HAILEY MUNICIPAL CODE; BY AMENDING SECTION 5, IMPROVEMENTS REQUIRED, TO REFER TO TITLE 18 OF THE HAILEY MUNICIPAL CODE FOR MINIMUM INFRASTRUCTURE IMPROVEMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, Idaho Code §67-6518 requires standards related to "building design; blocks, lots, and tracts of land; yards, courts, greenbelts, planting strips, parks, and other open spaces; trees; signs; parking spaces; roadways, streets, lanes, bicycleways, pedestrian walkways, rights-of-way, grades, alignments, and intersections; lighting; easements for public utilities; access to streams, lakes, and viewpoints; water systems; sewer systems; storm drainage systems; street numbers and names; house numbers; schools, hospitals, and other public and private development" be adopted in accordance with the notice and hearing procedures provided in Idaho Code §67-6509.

WHEREAS, a new Title of the Hailey Municipal Code, Title 18 is proposed concurrent with this amendment to establish procedures in compliance with Idaho Code §67-6518 and 67-6509, to establish new street design standards, and to add infrastructure standard specifications and drawings;

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 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:

City Standards. Those standards for street, drainage, water, sewer, wastewater and other infrastructure improvements as set forth in the "City of Hailey Improvement Standard Drawings" and "Standard Specifications" Title 18 of the Hailey Municipal Code adopted in by ordinance in accordance with the notice and hearing procedures provided in Idaho Code §67-6509~~Section 5 of the Subdivision Ordinance.~~

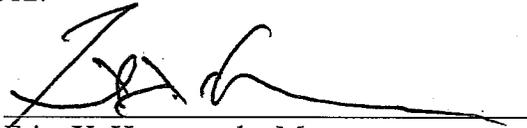
Section 2. Section 5 of the Hailey Subdivision Ordinance No. 821, is hereby amended by the deletion of the stricken language and the addition of the underlined language:

5.1 It shall be a requirement of the Developer to construct the minimum infrastructure improvements set forth herein and any required infrastructure improvements for the subdivision, all to City Standards and procedures, which are attached hereto as Exhibit "A." set forth in Title 18 of the Hailey Municipal Code and adopted by ordinance in accordance with the notice and hearing procedures provided in Idaho Code §67-6509. Alternatives to the minimum improvement standards may be recommended for approval by the City Engineer and approved by the City Council at its sole discretion only upon showing that the alternative is clearly superior in design and effectiveness and will promote the public health, safety and general welfare.

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 3rd DAY OF DECEMBER, 2012.


Fritz X. Haemmerle, Mayor

Attest:


Mary Cone, City Clerk

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