

## HAILEY ORDINANCE NO. 1029

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING SECTION 2.36.020 OF THE HAILEY MUNICIPAL CODE, BY INCREASING THE MEMBERS OF THE HAILEY TREE COMMITTEE FROM FIVE TO SEVEN MEMBERS AND ALLOWING TWO MEMBERS TO BE BLAINE COUNTY RESIDENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the Mayor and the City Council of the City of Hailey have established a Hailey Tree Committee with five (5) voting members; and

WHEREAS, the Mayor and the City Council of the City of Hailey believe the Hailey Tree Committee will be improved by increasing the number of voting members from five (5) to seven (7) voting members and by allowing two members to be residents of Blaine County, with one member residing within the Hailey-Blaine County Area of City Impact.

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

**Section 1.** Section 2.36.020 of the Hailey Municipal Code is amended by the deletion of the stricken language and by the addition of the underlined language, as follows:

2.36.020 Establishment. The Hailey Tree Committee is hereby established. The Hailey Tree Committee shall consist of a minimum of five (5) and a maximum of seven (7) voting members. Each member shall be appointed by the Mayor and approved by the City Council, shall have been a resident of Blaine County for two (2) years prior to appointment to the Hailey Tree Committee and shall be a resident of the City of Hailey at the time of appointment, except that ~~one (1) two (2) members~~ may reside outside the corporate limits of the City of Hailey, but within the City's Blaine County Area of Impact and one (1) member may be a resident of the Hailey/Blaine County Area of City Impact. Each member must remain a resident of the City, ~~or, in the case of the City's Hailey-Blaine County Area of City Impact or Blaine County, as the case may be, within the impact area,~~ during the term of his or her membership on the Hailey Tree Committee. Each member shall serve for a term of three (3) years. The terms shall be staggered and shall be filled in the same manner as original appointments, but replacements shall serve only until the expiration of the original term. The initial appointment term shall be one year for one member, two years for two members and three years for two members. Thereafter, appointments shall be for a term of three years or until a successor is appointed. The Hailey Tree Committee shall elect officers from among the members of the Hailey Tree Committee. The chairperson shall preside at meetings of the Hailey Tree Committee. The vice chairperson shall, in the absence of the chairperson, perform the duties of the chairperson. All meetings of the Hailey Tree Committee shall be open to the public, and follow the requirements of Idaho's open meeting laws. The Hailey Tree Committee shall keep minutes and other appropriate written records of its resolutions, proceedings, and actions. All public hearings shall be conducted following public hearing procedures contained in Chapter 2.04 of the Hailey Municipal Code.

**Section 2.** 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 3.** All ordinances and parts of ordinances in conflict herewith are hereby repealed.

**Section 4.** This Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

**PASSED AND ADOPTED BY THE HAILEY CITY COUNCIL AND APPROVED BY THE MAYOR THIS 8<sup>TH</sup> DAY OF JUNE, 2009.**



A handwritten signature in black ink that reads "Richard L. Davis".

Richard L. Davis, Mayor, City of Hailey

Attest:

A handwritten signature in black ink that reads "Mary Cone".  
Mary Cone, City Clerk

Published: Idaho Mountain Express on June 17<sup>th</sup>, 2009.