

**AGENDA OF THE
SPECIAL HAILEY CITY COUNCIL MEETING
Thursday December 1, 2016 * Hailey City Hall Meeting Room**

5:30 p.m. CALL TO ORDER - Open Session for Public Concerns

CONSENT AGENDA:

[CA 434](#) Motion to ratify claims for payments due in November 2016..... 1

MAYOR’S REMARKS:

PUBLIC HEARING:

[PH 435](#) Pathways for People 2017 plan and consideration of Contractor’s recommendation on the location of the bicycle improvements from the Wood River Trail to Hailey’s downtown central core, as contemplated in the approved levy, on East Croy Street, and to authorize the design team to prepare a conceptual design of these improvements as well as improvements on 2nd Ave. for public review and comment at an open-house on December 13, 2016..... 7

OLD BUSINESS:

[OB 436](#) 3rd Reading Ordinance No. 1206 and Summary of Ordinance, which adds a new chapter, Chapter 10.44 to Hailey Municipal Code authorizing a traffic safety program 16

[OB 437](#) 2nd Reading Ordinance No. 1207, which amends Hailey Municipal Code Title 17, Section 17.05, District Use Matrix, to clarify: Restaurants, including Drive-through and Restaurants which may or may not include the sale of alcoholic beverages; Parcel Delivery and Shipping Services, and amendments to Title 17, Section 17.02, Definitions to add or modify definitions related to the above..... 23

[OB 438](#) 2nd Reading Ordinance No. 1208, which amends Hailey Municipal Code Title 17, Section 17.05, District Use Matrix, to clarify: Dance, Martial Arts and Fitness Facilities, Health and Fitness Facility, Performing Arts Center, Studio, Artist, Recreation Facility, Commercial Indoor Recreation Facility, and Commercial Outdoor Recreation Facility 30

[OB 439](#) 2nd Reading Ordinance No. 1209, which amends Hailey Municipal Code Title 15.12, to adopt the 2015 International Fire Code, 2015 International Fire Code Standards and 2015 International Wildland-Urban Interface Code 38

STAFF REPORTS: Staff Reports Council Reports Mayor’s Reports

Next Ordinance Number - 1210 Next Resolution Number- 2016-143

AGENDA ITEM SUMMARY

DATE 12/01/2016 DEPARTMENT: Finance & Records **DEPT. HEAD SIGNATURE:** MHC

SUBJECT

Council Ratification of Claims costs incurred during the month of November, 2016.

AUTHORITY: ID Code 50-1017 IAR _____ City Ordinance/Code _____

BACKGROUND:

Claims are processed for approval three times per month under the following procedure:

1. Invoices received, approved and coded to budget by Department Head.
2. Invoice entry into data base by finance department.
3. Open invoice report and check register report printed for council review at city council meeting.
4. Following council approval, mayor and clerk sign checks and check register report.
5. Signed check register report is entered into Minutes book.

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS:

Budget Line Item # _____ YTD Line Item Balance \$ _____

Payments are for expenses incurred during the previous month, per an accrual accounting system.

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS:

____ City Attorney ____ Clerk / Finance Director ____ Engineer ____ Mayor
____ P & Z Commission ____ Parks & Lands Board ____ Public Works ____ Other

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Review report's, ask questions about expenses and procedures, ratify claims for payment.

FOLLOW UP NOTES:

Invoice Number	Sequence Number	Description	Type	Invoice Date	Due Date	Invoice Amount	Net Invoice Check Amount	GL Account Number	Job Number	GL Period
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176 ALLINGTON, RICK										
120116	1	ATTORNEY FEES Dec 2016	Invoice	12/01/2016	12/01/2016	3,570.67	3,570.67	100-25-41313		1116

Total 176 ALLINGTON, RICK:

\$3,570.67 \$3,570.67

50375 CONTRACTORS NORTHWEST INC										
110716	1	BIO SOLIDS HANDLING IMPROVEMENTS - PAYES	Invoice	11/07/2016	11/28/2016	127,302.55	127,302.55	235-78-41549	13.42.0009.1	1116

Total 50375 CONTRACTORS NORTHWEST INC:

127,302.55 127,302.55

368 WESTERN STATES CAT										
IN0000	1	IN000016009 TROUBLESHOOT ENGINE	Invoice	04/26/2016	05/16/2016	331.00	331.00	100-40-41403		516
PR040	1	PR040028554 CR - BRACKET AND FENDER PDC	Invoice	01/05/2016	03/31/2016	468.34	468.34	100-40-41405		316

Total 368 WESTERN STATES CAT :

137.34 137.34

Total :

134,306.55 134,306.55

Grand Totals:

134,306.55 134,306.55

Summary by General Ledger Account Number

GL Account Number	Debit	Credit	Net
100-25-41313	7,141.34	.00	7,141.34
100-40-41403	331.00	.00	331.00
100-40-41405	.00	468.34	468.34
235-78-41549	127,302.55	.00	127,302.55
Grand Totals:	134,774.89	468.34	134,306.55

Summary by General Ledger Posting Period

Report Criteria:

Computed checks included
 Manual checks included
 Supplemental checks included
 Termination checks included
 Transmittal checks included
 Void checks included

Pay Period Date	Journal Code	Check Issue Date	Check Number	Payee	Payee ID	Amount
11/10/2016	PC	11/17/2016	111779	AMBRIZ, JOSE L	7023	1,335.21-
11/10/2016	PC	11/17/2016	111782	PARKER, ROGER G	7041	1,677.00-
11/10/2016	PC	11/17/2016	111783	SHOTSWELL, DAVE O	7044	989.26-
11/10/2016	PC	11/17/2016	111759	GELSKEY, BRAD S	8002	1,454.92-
11/10/2016	PC	11/17/2016	111716	ARELLANO, NANCY	8005	340.57-
11/10/2016	PC	11/17/2016	111717	CONE, MARY M. HILL	8009	1,150.18-
11/10/2016	PC	11/17/2016	111761	LEOS, CHRISTINA M	8012	1,481.22-
11/10/2016	PC	11/17/2016	111720	STOKES, BECKY	8013	1,332.16-
11/10/2016	PC	11/17/2016	111718	DAWSON, HEATHER M	8014	2,360.14-
11/10/2016	PC	11/17/2016	111789	ANDERSON, TRACY	8021	1,038.53-
11/10/2016	PC	11/17/2016	39732	HJELM, CARL S	8022	68.34-
11/10/2016	PC	11/17/2016	111780	HOLYOAK, STEVEN R	8036	1,264.93-
11/10/2016	PC	11/17/2016	111771	MILLER, MARIEL P.R.	8042	2,015.53-
11/10/2016	PC	11/17/2016	111722	HOROWITZ, LISA	8049	1,736.98-
11/10/2016	PC	11/17/2016	111777	TURNER, TERRY	8050	1,140.00-
11/10/2016	PC	11/17/2016	111719	MATTESON, JONNA C	8057	952.82-
11/10/2016	PC	11/17/2016	111721	DAVIS, ROBYN K	8060	1,016.23-
11/10/2016	PC	11/17/2016	111749	MILLS, CAITLYN A	8061	901.91-
11/10/2016	PC	11/17/2016	111754	COOK, STEPHANIE N	8063	1,091.81-
11/10/2016	PC	11/17/2016	111746	HOFFERBER, SANDRA K	8064	711.88-
11/10/2016	PC	11/17/2016	111772	GILTNER, JOE R	8065	820.91-
11/10/2016	PC	11/17/2016	111776	SIMS, BRAD C	8066	1,353.44-
11/10/2016	PC	11/17/2016	111782	MUNOZ, ANTONIO	8068	1,472.68-
11/10/2016	PC	11/17/2016	111750	MILLS, MORGAN H	8070	107.13-
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11/10/2016	PC	11/17/2016	111774	PERRAPATO, JOSHUA K	8073	952.18-
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11/10/2016	PC	11/17/2016	111764	ORNELAS, RAUL G	8145	1,483.61-
11/10/2016	PC	11/17/2016	111760	GUNTER, JEFF M	8148	1,929.72-
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11/10/2016	PC	11/17/2016	111765	PECK, TODD DAVID	8167	1,506.93-
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11/10/2016	PC	11/17/2016	111757	DOUTHIT, NATHAN S.	8188	1,190.70-
11/10/2016	PC	11/17/2016	111787	SAVAGE, JAMES L	8204	1,040.35-
11/10/2016	PC	11/17/2016	111773	GOMEZ CARRILLO, LUIS	8205	1,070.65-
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11/10/2016	PC	11/17/2016	111778	WEST III, KINGSTON R	8234	961.97-
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Pay Period Date	Journal Code	Check Issue Date	Check Number	Payee	Payee ID	Amount
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11/10/2016	PC	11/17/2016	111752	StJOHN, AMANDA JANE	8274	1,083.54-
11/10/2016	PC	11/17/2016	111742	CROTTY, JOSHUA	8283	892.49-
11/10/2016	PC	11/17/2016	111785	ELLSWORTH, BRYSON	8285	1,249.71-
11/10/2016	PC	11/17/2016	111781	PARKER, MICHAEL J	8506	1,018.48-
11/10/2016	PC	11/17/2016	111733	HOOVER, JAMES T	9002	220.05-
11/10/2016	PC	11/17/2016	111736	MCNEES, ELI	9003	44.32-
11/10/2016	PC	11/17/2016	111734	LANGE, JEREMY W	9004	55.41-
11/10/2016	PC	11/17/2016	111739	REAY, PATRICIA L	9005	177.32-
11/10/2016	PC	11/17/2016	111726	BOATMAN, MICHAEL L	9006	41.56-
11/10/2016	PC	11/17/2016	111735	LOHRKE, CONNOR W	9008	13.85-
11/10/2016	PC	11/17/2016	39733	MURPHY, JOSHUA Z	9011	86.47-
11/10/2016	PC	11/17/2016	111732	HOFF, NATHAN A	9050	31.86-
11/10/2016	PC	11/17/2016	111725	BALEDGE, MICHAEL S	9054	1,692.21-
11/10/2016	PC	11/17/2016	111738	RAINEY, PHILLIP R.	9068	105.77-
11/10/2016	PC	11/17/2016	111727	EDELMAN, DANIELLE	9081	252.11-
11/10/2016	PC	11/17/2016	111729	FREER, WILLIAM	9086	117.29-
11/10/2016	PC	11/17/2016	111741	WARD, CASEY R.	9099	32.92-
11/10/2016	PC	11/17/2016	111731	HEITZMAN, KRISTY L	9103	533.80-
11/10/2016	PC	11/17/2016	111724	AVILA, JOSE	9108	177.32-
11/10/2016	PC	11/17/2016	111730	FULLERTON, BRIAN	9110	102.97-
11/10/2016	PC	11/17/2016	111737	PALLAS, MARTIN	9111	47.24-
11/10/2016	PC	11/17/2016	111740	VINCENT, BRIAN A	9113	59.56-
11/10/2016	PC	11/17/2016	111755	GREEN, TIMOTHY E	8231	1,154.62-
11/10/2016	PC	11/17/2016	111745	GELSKEY, LEANN R	8262	1,346.97-
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11/10/2016	CDPT	11/17/2016	39735	DELTA DENTAL PLAN OF	2	2,400.37-
11/10/2016	CDPT	11/17/2016	39738	REGENCE BLUE SHIELD	3	2,065.36-
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11/10/2016	CDPT	11/22/2016	112218	PERSI	7	4,514.69-
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11/10/2016	CDPT	11/22/2016	112218	PERSI	7	453.75-
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11/10/2016	CDPT	11/22/2016	112217	MOUNTAIN WEST BANK	8	6,480.81-
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11/10/2016	CDPT	11/17/2016	39740	CHILD SUPPORT RECEIP	18	82.60-
11/10/2016	CDPT	11/22/2016	112216	A.W. REHN & ASSOCIAT	21	1,256.86-
11/10/2016	CDPT	11/17/2016	39741	CHILD SUPPORT RECEIP	23	210.00-
11/10/2016	CDPT	11/17/2016	39742	CHILD SUPPORT Receipti	24	253.84-
11/10/2016	CDPT	11/17/2016	39739	VSP	26	108.13-
11/10/2016	CDPT	11/17/2016	39739	VSP	26	462.57-
11/10/2016	CDPT	11/17/2016	39743	CHILD SUPPORT RECEIP	35	133.38-
11/10/2016	CDPT	11/17/2016	39744	CHILD SUPPORT RECEIP	36	144.00-
11/10/2016	CDPT	11/17/2016	39745	CHILD SUPPORT RECEIP	37	78.70-
11/10/2016	CDPT	11/17/2016	39746	IDAHO STATE TAX COM	38	509.82-

Pay Period Date	Journal Code	Check Issue Date	Check Number	Payee	Payee ID	Amount
11/10/2016	CDPT	11/17/2016	39739	VSP	26	23.89-
11/10/2016	CDPT	11/17/2016	39738	REGENCE BLUE SHIELD	3	3,252.47-
11/10/2016	CDPT	11/17/2016	39738	REGENCE BLUE SHIELD	3	520.12
11/10/2016	CDPT	11/17/2016	39739	VSP	26	9.07
11/10/2016	CDPT	11/17/2016	39735	DELTA DENTAL PLAN OF	2	45.29
Grand Totals:			<u>111</u>			<u>158,526.21-</u>

Report Criteria:

- Computed checks included
- Manual checks included
- Supplemental checks included
- Termination checks included
- Transmittal checks included
- Void checks included

Return to Agenda

AGENDA ITEM SUMMARY

DATE: 12/01/16

DEPARTMENT: Public Works

DEPT. HEAD SIGNATURE: MM

SUBJECT: Pathways for People project kick off and 1st item of business – recommendation on east-west corridor (East Bullion or East Croy for bike infrastructure improvements).

AUTHORITY: ID Code _____ IAR _____ City Ordinance/Code _____
(IF APPLICABLE)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

The community voted to approve a two-year levy for bike and pedestrian improvements in Hailey. At the last Council meeting, the Mayor and Council approved a contract with Alta Planning and Design. The scope of work includes only Bullion or Croy and 2nd Ave. (This is only a portion of the overall Pathways for People projects funded by the levy. Sidewalk repair and maintenance, as well as 1-2 other new infrastructure projects will be funded by the levy and will occur outside of this initial scope of work with Alta.) The initial task by Alta was to provide a recommendation to staff regarding which corridor should be improved with bike infrastructure – East Bullion or Croy. This task is necessary before any work on design concepts or public input on design details is gathered.

Bullion vs. Croy

Prior to the May election: The Pathways for People project proposed Croy as the only east-west connector from the Wood River Trail to Hailey’s downtown core. Bullion was not included in the list of proposed projects during the education and outreach work leading up to the election day.

Following the passage of the levy: Bullion was mentioned as a superior alternative to Croy by a few community members. This initiated staff to get more feedback from the public on which corridor would be preferred. In September staff sent out a survey to help get more information on this issue as well as help with the overall prioritization of the other proposed projects. Results from 151 received surveys that were distributed via email and in Our Town, showed a slight preference for East Bullion, but the difference was almost nominal.

Following selection of a contractor: Staff and Alta conducted a number of activities to help make a more informed recommendation and resulting decision.

1. Met with Mountain Rides, Blaine County Recreation District and Hailey Chamber to discuss each corridor. Staff as well as the stakeholders were generally split in their preferences for Croy vs. Bullion.
2. Talked with businesses along Croy and Bullion, both east and west of Main St. General consensus was Croy would be better due to less parking loss and less conflicts with vehicles compared to Bullion.
3. Conducted traffic counts and parking utilization studies of both streets.
4. Called ITD to discuss options for signalization improvements at either intersection, to prepare for any future improvements to extend west of Main (not currently funded), but considered in this current evaluation.

Following the decision of Croy vs. Bullion: On December 13th Alta and City Staff will hold a public open house with design concepts to review and comment on for both 2nd Ave. and the selected east-west corridor. The feedback from the open house will inform the final design of these two corridors in preparation for bid document creation and bidding prior to construction in summer 2017.

Attached is a technical memo from Alta Planning and Design.

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS:

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

<input type="checkbox"/> City Administrator	<input type="checkbox"/> City Clerk	<input type="checkbox"/> Engineer
<input type="checkbox"/> City Attorney	<input type="checkbox"/> Building	<input type="checkbox"/> Fire Dept.

- Library
- Mayor
- Planning
- Police
- Public Works, Parks
- P & Z Commission

- Benefits Committee
- Streets
- Treasurer
- _____
- _____
- _____

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Discuss the recommendation and motion to approve Alta Planning and Design to begin developing design concepts and collecting public feedback and input on east _____ Ave.

ACTION OF THE CITY COUNCIL:

Date : _____

City Clerk _____

FOLLOW-UP:

*Ord./Res./Agrmt./Order Originals: Record
 Copies (all info.): _____
 Instrument # _____

*Additional/Exceptional Originals to: _____
 Copies (AIS only)



3336 East Front Runner Lane
Boise, Idaho 83716
(208) 912-5747
www.altaplanning.com

MEMORANDUM

To: Mariel Miller, AICP – City of Hailey
From: Don Kostelec, AICP
CC: Tom Millar; Joel Grounds, PE
Date: November 29, 2016
Re: **Bullion and Croy Streets Evaluation for Pathways for People Design**

Introduction

The first effort in design of the Pathways for People project is to evaluate the opportunities and challenges associated with designating either Bullion Street or Croy Street as the preferred east-west route to link the Wood River Trail to Main Street. The bikeway would be a dedicated facility for bicyclists that, in combination with sidewalk upgrades (outside of Alta's scope of work with the City) along the route, would create a low-stress, active transportation link to downtown Hailey.

Determining which route was most suitable for design of a bikeway extension of the Wood River Trail included evaluation of the following:

- Public input on the two corridors via an online survey;
- Input to City staff from businesses along the routes;
- The Blaine County Bicycle and Pedestrian Plan;
- Field observations by the Alta Planning + Design and Precision Engineering team;
- Stakeholder input from other agencies and business owners;
- Evaluation of parking configuration and parking utilization;
- Observing vehicular traffic patterns;
- Observing prevailing types of people bicycling on the two corridors; and
- Availability of right-of-way, as well as how that right-of-way is currently utilized.

Based on these evaluations, the Alta team recommends Croy Street as the preferred route to proceed with design for a bikeway extension from the Wood River Trail. The factors that led to this decision, which are outlined in greater detail in this memo are:

- Fewer impacts to existing parking configuration and spaces, compared to Bullion;
- Greater presence of bicyclists of the "interested but concerned" classification;
- Less vehicular traffic and fewer trucks than Bullion; and
- Less conflict with turning vehicles at Main Street.

It is the intent of the consultant team to move forward with public outreach and conceptual design of a low-stress bikeways along the Croy Street corridor upon discussion and approval by the Hailey City Council. The public open house is scheduled for Thursday, December 13th and is intended to help inform the final design of the project, which is slated for construction in summer 2017. While Alta has some ideas on preferred design options, the public feedback gathered at the open house will be the first step, following determination of the route (Bullion vs. Croy), in the design process.

Types of Bicyclists

In conceptualizing a Bullion or Croy bikeway that provides a connection from the Wood River Trail to downtown, it is imperative to understand the types of bicyclists using the trail as well as the two potential, connecting corridors.

Input from City of Hailey staff, as well as other agencies and stakeholders, indicates that Bullion is currently used by more confident road bicyclists and mountain bikers who use this street to reach recreational opportunities, including mountain bike trails, west of downtown in Croy Canyon. In contrast, Croy is used by less confident riders, children and older adults, who are using it for utilitarian, transportation purposes.

A popular approach to evaluating bicyclist types acknowledges that there are at least four distinct types of attitudes people have toward bicycling. They are:

- **Strong & Fearless:** These people often ride regardless of roadway conditions. Riding is likely a strong element of their identity and they would consider themselves “cyclists”.
- **Enthusied & Confident:** These riders are comfortable sharing the road with automobile traffic but prefer to do so while riding in their own facility (e.g. bike lanes or separated bikeways).
- **Interested but Concerned:** They are curious about riding a bike but are reluctant to ride where they do not feel safe. They may already mountain bike or use multi-use trails but prefer to be separated from vehicular traffic on a low-stress route.
- **No Way, No How:** This group is not interested in bicycling due to either a lack of interest, inability to ride, or concerns about topography and safety. Communities should consider how they can introduce them to bicycling and make it comfortable and easy enough to move them into any of the above categories.



“Interested but Concerned” people should be the target of investment that is intended to be transformative and maximize public investment. The people in this category include novices, families, children, older adults, and those who may ride a bicycle out of necessity due to lack of other transportation options.

- In our interviews and field observations, the bicyclists along Croy fit the “Interested but Concerned” category. We observed older adults, riders with child trailers, and necessity riders, accessing destinations such as the grocery store, the City Hall/Library building, Jimmy’s Garden, restaurants, and the Wood River Trail.

Street Configuration and Parking

Other key factors in this evaluation is the likely impact to the existing street configuration and parking. The consultant team evaluated both Bullion and Croy from Main Street to 2nd Avenue (focus of this project) as well as both streets from west of Main Street to River Street (likely future phases for extension of the bikeway to the west).

On-street Parking

The consultant and city staff conducted on-street parking utilization analysis on two days in November to better understand how the existing on-street spaces are being used. The counts were conducted mid-day on Tuesday, November 8 and at 5 pm on Monday, November 21. The locations analyzed were between River Street and 2nd Avenue. The results are:

- **Bullion:**
 - North side (52 spaces): 55-60% utilization
 - South side (49 spaces): 70-80% utilization
- **Croy:**
 - North side (45 spaces): 55-80% utilization
 - South side (38 spaces): 60% utilization

Converting 18-19' deep, 45-60 degree angled parking stalls to 8' wide parallel parking stalls will likely decrease the overall parking capacity by 50-60% on either street. This reduction is a range because it will depend largely on location and frequency of driveways and accesses, curb extension design, and length of parallel parking spaces (compact or standard).

Based on preliminary evaluation, it appears that this change may be minimized along the south side of Croy due to the available right-of-way and lack of a center turn lane. There are also fewer parking spaces in this area, thus a reduction would have less of an impact. The consultant will evaluate the possibility of preserving diagonal parking along both sides of Croy, between Main and 2nd Ave or a sharper angle of diagonal parking once concept design begins.

Street Configuration

The roadway design and functionality for motor vehicles will likely remain largely the same on Bullion and Croy. Some differences may include:

- Narrower vehicular travel lanes on the preferred route
- Dedicated pedestrian signal (pedestrian hybrid beacon) at Croy, if preferred route and additional future funding materializes
- Greater separation between driveways and nearest on-street parking staff to improve sight distance and increase safety for bikeway users
- Possibility of having parallel parking spaces adjacent to the travel lane or curb on one or both sides of the street

Measuring Improvements: Bullion vs. Croy

There were several other factors that the design team considered in evaluating Croy and Bullion before preliminarily concluding that Croy Street was the most accommodating corridor for a possible low-stress bicycling facility for the greatest number of users. Bullion and Croy were compared relative to each other and to existing baseline conditions, on a variety of factors. Given the alternatives are conceptual designs that have not been directly field tested in the corridor, this evaluation relies primarily on qualitative measures, evaluated through the use of field evaluation, relevant policies, and best practices.

Improvements were rated utilizing a “high,” “medium,” or “low” scale to rank how that alternative performed on the overarching criteria, with “high” representing the most favorable score.



Improvement performs well on this measure relative to existing conditions and additional alternatives. Option represents best case scenario for the corridor given known conditions and constraints.



Improvement performs well on this measure relative to existing conditions and additional alternatives, but does not represent the best case scenario for the corridor given known conditions and constraints.



Improvement does not perform well on this measure relative to existing conditions and additional alternatives.

Evaluation Criteria	Improvements Summary			
	Bullion		Croy	
User Experience		Opportunity for protected facility from trail to downtown		Serves utilitarian and all ages riders who already use route
Connectivity		Direct link from trail to Hop Porter, mountain bike trails and points west		Better connection to Quigley Road & Canyon
Safety		More turning vehicle conflicts combined with speed/volume		Lower speeds & traffic volumes
Parking		Greater impact to # of parking stalls due to diagonal to parallel conversion		Less impact to # of parking stalls due to lack of center turn lane, other conflicts
Implementation		Greater impacts to parking configuration & curb extensions		Less impact to existing structures & parking configuration
Main Street Crossing		Space constraints due to left turn lane on Bullion legs		Needs increased protection from pedestrian-hybrid beacon or similar
Business Operations		Impacts to grocery store delivery area & truck maneuvering		Driveways on south side of Croy between Main & 2nd

Facility Types

While the design phase will occur after the Council selects an east-west route, it is helpful to consider some facility ideas to help better inform the route decision. The following active transportation or bicycling-only facility types are listed in order from most to least separated from moving traffic. Low-stress facilities, like the first three below, appeal to a more diverse cross section of the public than conventional, on-street facilities like bike lanes. These facilities are considered low-stress because of physical protection or increased separation from traffic. A majority of the public (national surveys indicate 50-60% of the population) would like to walk or ride bicycles more but are discouraged from doing so in part because of perceived safety concerns and lack of comfortable facilities.

Facility Type & Description	What does it look like?
<p>Separated Bike Lanes PREFERRED OPTION</p> <p>Bike lanes that are physically protected from traffic by a barrier, are also distinct from the sidewalk, and are not shared use. There are many different types of physical separation that can be used for separated bike lanes: planters, raised curbs, parking, stationary or flexible bollards, and other streetscape elements.</p>	
<p>Paved Path</p> <p>Facilities that are separate from roadways for use by bicyclists, pedestrians, and other non-motorized users (i.e. Wood River Trail and Elm St Pathway). They are frequently found in separate rights-of-way along railroads, utility corridors, parks, and waterways, but can also exist within street or highway rights-of-way (called sidepaths). Shared use paths can create conflicts between pedestrians and bicyclists.</p>	

Facility Type & Description	What does it look like?
<p>Buffered Bike Lanes</p> <p>Buffered bike lanes add a painted buffer to a conventional bike lane (described below) but do not have the physical buffer or separation of a separated bike lane. The painted buffer can provide additional space between the bike lane and the adjacent travel lane and/or parking lane, providing a more comfortable experience for bicyclists.</p>	
<p>Bike Lanes</p> <p>A bike lane provides a striped lane with bicycle pavement markings and optional signage for one-way travel by bicyclists on the street. Bike lanes can typically be incorporated with streets in conjunction with pavement resurfacing or roadway reconstruction, but some require additional pavement width.</p>	

#

Return to Agenda

AGENDA ITEM SUMMARY

12/1/16
DATE: ~~11/7/2016~~

DEPARTMENT: Legal

DEPT. HEAD SIGNATURE: _____

SUBJECT:

Hailey Ordinance No. 1206 and Summary of Hailey Ordinance No. 1206 (Traffic Safety Education Program)

AUTHORITY: ID Code _____ IAR _____ City Ordinance/Code _____
(IF APPLICABLE)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

I am enclosing Hailey Ordinance No. 1206 which adds a new Chapter 10.44 of the Hailey Municipal Code and a summary of Hailey Ordinance No. 1206.

Ned

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Caselle # _____
Budget Line Item # _____ YTD Line Item Balance \$ _____
Estimated Hours Spent to Date: _____ Estimated Completion Date: _____
Staff Contact: _____ Phone # _____
Comments: _____

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

___ City Attorney	___ Clerk / Finance Director	___ Engineer	___ Building
___ Library	___ Planning	___ Fire Dept.	_____
___ Safety Committee	___ P & Z Commission	___ Police	_____
___ Streets	___ Public Works, Parks	___ Mayor	_____

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Make a motion to conduct a third reading of Ordinance No. 1206, to read by title only, to authorize the mayor to sign and to approve the summary of Hailey Ordinance No. 1206.

FOLLOW-UP REMARKS:

12/1 - 3rd reading & summary

HAILEY ORDINANCE NO. 1206

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, ADDING A NEW CHAPTER TO THE HAILEY MUNICIPAL CODE, CHAPTER 10.44, TRAFFIC SAFETY EDUCATION PROGRAM, TO PROVIDE A PURPOSE, TO AUTHORIZE A TRAFFIC SAFETY EDUCATION PROGRAM TO QUALIFIED DRIVERS AS AN ALTERNATIVE TO RECEIVING VIOLATION POINTS AND INSURANCE RATING CHARGES, TO PROVIDE A PROCEDURE FOR A TRAFFIC SAFETY EDUCATION PROGRAM, TO ESTABLISH A TWENTY FIVE DOLLAR (\$25.00) PROGRAM FEE AND TO CREATE A REFUND PROCEDURE IF A DISQUALIFIED DRIVER ATTENDS A TRAFFIC SAFETY EDUCATION PROGRAM; PROVIDING FOR A SEVERABILITY CLAUSE; BY PROVIDING FOR A REPEALER CLAUSE; AND BY PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, Idaho Code § 50-336 was enacted with an effective date of January 1, 2014;

WHEREAS, Idaho Code § 50-336 authorizes the City of Hailey to elect by ordinance to create a traffic safety education program for qualified drivers as an alternative to receiving violation points and insurance rating charges and to collect a program fee;

WHEREAS, the State of Idaho has implemented procedures allowing for the administration of a traffic safety program; and

WHEREAS, the Mayor and City Council elect to create a traffic safety education program.

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

Section 1. The Hailey Municipal Code is amended by the addition of a new Chapter 10.44, Traffic Safety Education Program, as follows:

Chapter 10.44

TRAFFIC SAFETY EDUCATION PROGRAM

Sections:

10.44.010	Purpose
10.44.020	Election
10.44.030	Procedure
10.44.040	Qualification
10.44.050	Refund

10.44.010 Purpose. This chapter is intended to allow drivers cited with an infraction for a moving violation not involving a collision within the City of Hailey to elect to receive

education in traffic safety concepts as an alternative to receiving violation points and insurance rating charges, and to promote safety of drivers and pedestrians by increasing the awareness of traffic laws and rules.

10.44.020 Election. Pursuant to Idaho Code § 50-336, the City of Hailey elects to offer a traffic safety education program to all drivers issued an infraction citation pursuant to Idaho Code § 49-1501, as amended, by a city law enforcement officer for a moving violation not involving a collision within the City of Hailey.

10.44.030 Procedure.

a. If a driver is qualified under this Chapter to attend a traffic safety education program and if the driver elects to attend a traffic safety education program, the citing officer shall, at the time the time of the issuance of a citation, record the driver's election on the uniform citation issued to the driver. The citing officer shall also provide to the driver a written notice of the available times, locations and the cost of the traffic safety education program or a written notice identifying a telephone number or internet website address where such information can be obtained.

b. The driver shall have forty-five (45) days from the date of issuance of the citation to complete the traffic safety education program. A driver electing to attend the traffic safety education program shall pay the fixed penalty and court costs for the citation to the clerk of the court as provided in the citation and separately pay a program fee of twenty five dollars (\$25.00) to the City Clerk at or before the time of attendance at the traffic safety education program.

c. When a person has successfully completed a traffic safety education program for an infraction citation, the infraction shall not result in violation point counts as prescribed in Code § 49-326, as amended, nor shall the infraction be deemed to be a moving violation for the purpose of establishing rates of motor vehicle insurance charged by a casualty insurer.

d. When a person who fails to complete the offered traffic safety education program within the forty-five (45) days after voluntarily electing to attend will not be eligible to receive the relief described in subsection 10.44.030(c) of this Chapter.

e. The City Clerk or other authorized city official for the City of Hailey shall within fifteen (15) days of the completion of the traffic safety education program by the cited driver transmit verification of the completion to the Blaine County Clerk.

10.44.040 Qualification. Except as otherwise provided herein, all drivers issued an infraction citation pursuant to Idaho Code § 49-1501, as amended, by a city law enforcement officer for a moving violation not involving a collision within the City of Hailey is qualified to elect to attend the City of Hailey's traffic safety education program. The traffic safety education program option allowed in this Chapter is not available to:

a. Any driver holding a commercial driver's license or any person driving a commercial motor vehicle; or

b. Any driver having received within the last three (3) years relief from violation points as described in Subsection 10.44.030(c) of this Chapter or having received a point reduction as provided in rules of the Idaho department of transportation for completing any defensive driving or driver safety course.

10.44.050 Refund. If the City of Hailey collects a program fee from a driver disqualified from the traffic safety education program, the City of Hailey shall refund the program fee to the driver no later than ten (10) days following the discovery of the error. If the driver has already completed the program, the city shall, no later than ten (10) days following the discovery of the error, so notify the Blaine County Court Clerk and the driver and shall advise the driver that the relief provided in Subsection 10.44.030(c) of this Chapter is not available and shall pay to the driver twenty-five dollars (\$25.00) as liquidated damages for the error, in addition to refunding the program fee.

Section 2. 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 3. Repealer Clause. All ordinances or parts thereof in conflict herewith are hereby repealed and rescinded.

Section 4. Effective Date. This Ordinance shall be in full force and effect on January 1, 2014 after its passage, approval and publication according to law.

PASSED AND ADOPTED BY THE HAILEY CITY COUNCIL and approved by the Mayor this _____ day of December, 2016.

Fritz X. Haemmerle, Mayor
City of Hailey

ATTEST:

Mary Cone, City Clerk

SUMMARY OF HAILEY ORDINANCE NO. 1206

The following is a summary of the principal provisions of Ordinance No. 1206 of the City of Hailey, Idaho, duly passed and adopted December 1, 2016, by the City Council and Mayor of the City of Hailey:

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, ADDING A NEW CHAPTER TO THE HAILEY MUNICIPAL CODE, CHAPTER 10.44, TRAFFIC SAFETY EDUCATION PROGRAM, TO PROVIDE A PURPOSE, TO AUTHORIZE A TRAFFIC SAFETY EDUCATION PROGRAM TO QUALIFIED DRIVERS AS AN ALTERNATIVE TO RECEIVING VIOLATION POINTS AND INSURANCE RATING CHARGES, TO PROVIDE A PROCEDURE FOR A TRAFFIC SAFETY EDUCATION PROGRAM, TO ESTABLISH A TWENTY FIVE DOLLAR (\$25.00) PROGRAM FEE AND TO CREATE A REFUND PROCEDURE IF A DISQUALIFIED DRIVER ATTENDS A TRAFFIC SAFETY EDUCATION PROGRAM; PROVIDING FOR A SEVERABILITY CLAUSE; BY PROVIDING FOR A REPEALER CLAUSE; AND BY PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

Hailey Ordinance No. 1206 amends Hailey Municipal Code, as follows:

Section 1 adds a new Chapter 10.44, Traffic Safety Education Program, to create a purpose section, to show that Hailey elects to offer a traffic safety education program for drivers issued an infraction citation pursuant to Idaho Code § 49-1501, as amended, by a city law enforcement officer for a moving violation not involving a collision within the City of Hailey, to establish a procedure for a traffic safety education program, to provide that a driver holding a commercial driver's license or any person driving a commercial motor vehicle or a driver having received within the last three (3) years relief from violation points or having received a point reduction as provided in rules of the Idaho department of transportation for completing any defensive driving or driver safety course are not qualified to elect to attend the traffic safety education program, and to provide a refund procedure if a driver is disqualified from the traffic safety education program.

Section 2 provides for a severability clause.

Section 3 provides for a repealer clause.

Section 4 provides for an effective date of the ordinance.

The full text of Ordinance No. 1206 is available at Hailey City Hall at 115 South Main Street, Suite H, Hailey, Idaho 83333 and will be provided to any citizen upon request during regular business hours.

CERTIFICATION OF CITY ATTORNEY

I, the undersigned Attorney at Law, as attorney for the City of Hailey, Idaho, hereby certify that I have read the foregoing summary of Ordinance No. 1206 of the City of Hailey, that I have compared it to the full text of Ordinance No. 1206, and that in my opinion, the above summary is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated this ____ day of December, 2016.

Ned Williamson, Hailey City Attorney

Publish: Idaho Mountain Express, December __, 2016.

Return to Agenda

AGENDA ITEM SUMMARY

DATE: 11/21/16 **DEPARTMENT:** Community Development **DEPT. HEAD SIGNATURE:** LH

SUBJECT: Continuation of a public hearing on recommendations from the Planning and Zoning Commission regarding text changes to Title 17, Chapter 17.05, District Use Matrix and Chapter 17.02, Definitions

AUTHORITY: ID Code _____ IAR _____ City Ordinance/Code 5.20
(IF APPLICABLE)

of permit

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

The Council conducted a public hearing on text changes to the District Use Matrix at their September 19, 2016 meeting. The Council directed staff to conduct some background research as to various code provisions related to "Parcel Delivery and Shipping Services", and how this term may or may not apply to the UPS property. The research was not complete at the October 17 meeting and the Council continued this item to the November 7, 2016 meeting. The history as presented by staff was included in the November 7, 2016 Council packet.

The Council continued their discussion of this agenda item on November 7, 2016. They directed staff to come back with further recommendations regarding the Temporary Use occurring on the UPS site, and ways in which that temporary activity would best be regulated.

Summary of Planning and Zoning Commission Recommendations: Parcel Delivery and Shipping Services

During the review of the UPS Conditional Use Permit for a Temporary Storage Container needed for holiday package volumes, the Commission found that, of the approximately 1,000 squares in the Zoning Code District Use Matrix, only one is left blank: the square for "Parcel Delivery and Shipping Services" in the Business (B) Zone District. In other words, there is no guidance as to whether "Parcel Delivery and Shipping Services" is Permitted (P) use, Conditional (C) use, or Not Permitted (N) use in the B zone district. Prior to the matrix, this use was a permitted use in the SCI-I zone district, but not in the TI zone district where Fed-Ex is located. The Commission recommends keeping "Parcel Delivery and Shipping Services" as a Conditional Use in the TI zone district.

Regarding the term "parcel delivery and shipping services", the Commission found that there would be different neighborhood impacts associated with a small-scale retail outlet for citizen parcel drop-off, and a shipping facility where trucks are coming and going to pick up and deliver packages. For this reason, the Commission has recommended clarifying the term "Parcel Delivery and Shipping Services" to associate this term with trucking of packages, "Truck Terminals for Parcel Delivery and Shipping Services".

The Commission spent three meetings deliberating over the pros and cons of "Conditional" versus "Not Permitted" for the use "Truck Terminal for Parcel Delivery and Shipping Services" in the B zone District. The Commission found that a retail parcel business, such as the retail UPS store that was previously located in Bullion Square, is compatible with other permitted uses in the B District. There was much discussion regarding the long-term compatibility of the UPS trucking and packaging facility located at River and Bullion streets with the downtown core, the redevelopment of River Street and other surrounding retail/restaurant uses. While this business has been in this location since the 1980's, the majority of the Commission did not find that "Truck Terminal for Parcel Delivery and Shipping Services" is a long-term compatible use in the B zone district, and is not compatible with the Comprehensive Plan for downtown Hailey. They voiced concern that if this use is allowed as either a Permitted or Conditional use, that other trucking parcel facilities could also be developed in the B District. By a vote of 4-1, the Commission recommended that the blank square associated with "Truck Terminal for Parcel Delivery and Shipping Services" be listed as N, not permitted. The Commission further requested that, if the Council concurs with this change, that the Council consider an effective date of spring, 2017 for this Zoning Code change, to allow the UPS shipping facility on River Street time to examine the impacts of this decision.

Revised Staff recommendations based on recent research

The research requested by the Council makes it clear that the term “Parcel Delivery and Shipping Services” was created to replace “mail box rental”. Staff concurs with the Commission regarding facilities that function as truck terminals have greater impacts than retail parcel outlets. The term “Truck Terminal for Parcel Delivery and Shipping Services” is awkward, and could be shortened to “Parcel delivery terminal”, with the following definition:

Parcel delivery terminal: terminal or transfer point for the delivery of shipping containers parcels or other consumer goods, which may include processing nodes for freight, supply chain and freight operations. Such facilities may include limited retail services.

Staff requests that the Council discuss the following regulations for this use:

Category	Description (Excerpt)	Districts & Corridors													
		RGB	LR-1	LR-2	GR	NB	LB	TN	B	LI	T I	A	SCI-SO	SCI-I	
COMMERCIAL															
Parcel delivery and shipping services		N	N	N	N	N	N	N	N	N	N	N	N	N	P
Parcel delivery terminal															

The Council requested staff to address the issue of “Temporary Structure”, which is the reason the UPS site at River and Bullion was required to obtain a Conditional Use Permit in 2015 and 2016. The Code defines Temporary Structure as follows:

Temporary Structure. Any building, modular unit or other structure that is intended for any use for a period of not more than one (1) year, excluding construction trailers or other structures erected solely in conjunction with a construction project.

There may be other circumstances in Hailey where temporary structures are brought in seasonally, such as the Sun Valley Ski Education Foundation Nordic modular at Lions Park. This temporary structure is brought on site in the fall, and removed in the spring. The following modification would allow for seasonal temporary structures which are of the same size, and in the same location to be approved one time through the conditional use permit process, and not be subject to annual review in instances where there is no change to the size or location of the temporary structure:

Category	Description (Excerpt)	Districts & Corridors												
		RGB	LR-1	LR-2	GR	NB	LB	TN	B	LI	T I	A	SCI-SO	SCI-I
COMMERCIAL														
Temporary Structures	Temporary Structures for use of no more than 12 months ¹	C	C	C	C	C	C	C	C	C	C	C	C	C

¹ Temporary structures which have an approved Conditional Use Permit may operate seasonally for multiple years, but for no more than 12 months in any year, so long as the size and location of the temporary structure conforms with the approved Conditional Use Permit, or conditions thereof.

Standards of Evaluation

Note: Staff analysis is in lighter type, *italicized words* are words or phrases added by staff for clarification purposes.

14.6 Criteria for Review. When evaluating any proposed amendment under this Article, the Commission and Council shall make findings of fact on the following criteria:

a. **The proposed amendment is in accordance with the Comprehensive Plan;**

5.6 Manage and accommodate population growth by infill development and, when appropriate, minimal expansion by annexation and/or density increases.

5.7 Encourage development at the densities allowed in the Zoning Code.

b. **Essential public facilities and services are available to support the full range of proposed uses without creating excessive additional requirements at public cost for the public facilities and services;**

No additional public costs are anticipated from these text changes.

a. **The proposed uses are compatible with the surrounding area; and**

The proposed text changes address uses already existing in the zone districts under discussion. The text changes are not meant to expand uses in districts, but to clarify and delete redundant or repetitive uses.

b. **The proposed amendment will promote the public health, safety and general welfare.**

The proposed amendment will make it easier for the public, business community and staff to understand where various uses are permitted.

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Caselle # _____
Budget Line Item # _____ YTD Line Item Balance \$ _____
Estimated Hours Spent to Date: _____ Estimated Completion Date: _____
Staff Contact: Lisa Horowitz Phone # 788-9815 #13

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

___ City Attorney ___ City Administrator ___ Engineer ___ Building
___ Library X Planning ___ Fire Dept. ___
___ Safety Committee ___ P & Z Commission ___ Police ___
X Streets X Public Works, Parks ___ Mayor ___

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Move to conduct a first reading and read by title only of Ordinance __, an Ordinance regarding "City-initiated Text Amendments to Title 17, Section 17.05, District Use Matrix, to clarify: Restaurants, including Drive-through and Restaurants which may or may not include the sale of alcoholic beverages; to provide for the use, Parcel Delivery Terminal, and amendments to Title 17, Section 17.02, Definitions to delete the definition, "Parcel Delivery and Shipping Services" and to add the definition, "Parcel Delivery Terminal".

ADMINISTRATIVE COMMENTS/APPROVAL:

City Administrator _____ Dept. Head Attend Meeting (circle one) Yes No

ACTION OF THE CITY COUNCIL:

Date 11/21 Ord. No. 1207 - 1st Reading
City Clerk 12/1 2nd Reading

FOLLOW-UP: 12/5 3rd Reading

*Ord./Res./Agmt./Order Originals: _____ *Additional/Exceptional Originals to: _____
Copies (all info.): _____ Copies Instrument # _____

HAILEY ORDINANCE NO. 1207

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING HAILEY ZONING CODE TITLE 17, CHAPTER 17.05, DISTRICT USE MATRIX, TO CLARIFY PERMITTED, CONDITIONAL AND NOT PERMITTED USES RELATED TO RESTURANTS, DRIVE-THROUGH RESTUARANTS, FOOD SERVICE, BARS, PARCEL DELIVERY TERMINALS; AND AMENDING CHAPTER 17.02, DEFINITIONS TO ADD DEFINITIONS OF BAR AND FOOD SERVICE AND PARCEL DELIVERY TERMINALS; 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, the Hailey City Council has found that the following amendment to the Hailey Zoning Ordinance Title 17 conform to the Hailey Comprehensive Plan; and

WHEREAS, Title 17, Chapter 17.02, Definitions does not contain definitions for "Bar" and Food Service" and "Parcel Delivery Terminals", and such definitions would clarify those uses; and

WHEREAS, Title 17, Chapter 17.05 does not provide clear guidance regarding restaurants, bars and food service in Hailey Zoning Districts;

WHEREAS, Title 17, Chapter 17.05 does not indicate if Parcel Delivery and Shipping Services is a Permitted Use, Conditional Use or Not Permitted Use; and

WHEREAS, the Hailey City Council has determined that the term, "Parcel Delivery Terminal" is an appropriate term, and should be defined; and

WHEREAS, the amendments will promote the public health, safety and general welfare.

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

Section 1. Chapter 17.02 of Zoning Code Title 17 is hereby amended to add the following definitions:

- | | |
|----------------------------------|---|
| BAR: | Any commercial establishment serving alcoholic beverages and providing entertainment for patrons including nightclubs, lounges, and cabarets, but not including food services, and as provided by Idaho Code. |
| FOOD SERVICE: | An establishment where food and drink are prepared, served and consumed on site with associated outdoor dining, or distributed to customers through take out, delivery or catering. Typical uses include, but are not limited to restaurants, cafes, delis, catering services and brewpubs that do not distribute beer produced for off-site consumption. A food service establishment may also serve alcoholic beverages. |
| PARCEL DELIVERY TERMINAL: | Terminal or transfer point for the delivery of shipping containers parcels or other consumer goods, which may include processing |

Section 3. Chapter 17.05 of Zoning Code Title 17 is hereby amended by the addition of the underlined language and the deletion of the stricken language, as follows:

Category	Description (Excerpt)	Districts & Corridors													
		RGB	LR-1	LR-2	GR	NB	LB	TN	B	LI	TI	A	SCI-SO	SCI-I	
COMMERCIAL															
Parcel delivery terminal and shipping services		N	N	N	N	N	N	N	N	<u>N</u>	<u>C</u>	<u>C</u>	N	N	P

Section 4. Chapter 17.05 of Zoning Code Title 17 is hereby amended by the addition of the underlined language and the deletion of the stricken language, as follows:

Category	Description (Excerpt)	Districts & Corridors													
		RGB	LR-1	LR-2	GR	NB	LB	TN	B	LI	TI	A	SCI-SO	SCI-I	
COMMERCIAL															
Temporary Structures	Temporary Structures for use of no more than 12 months ¹⁶	C	C	C	C	C	C	C	C	C	C	C	C	C	C

¹⁶ Temporary structures which have an approved Conditional Use Permit may operate seasonally for multiple years, but for no more than 12 months in any year, so long as the size and location of the temporary structure conforms with the approved Conditional Use Permit or conditions thereof.

Section 5. Severability Clause. 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 6. Repealer Clause. All City of Hailey ordinances or parts thereof, which are in conflict herewith, are hereby repealed.

Section 7. Effective Date. 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 ___ DAY OF ___, 2016.

Fritz X. Haemmerle, Mayor, City of Hailey

Attest:

Mary Cone, City Clerk

nodes for freight, supply chain and freight operations. Such facilities may include limited retail services.

Section 2. Chapter 17.05 of Zoning Code Title 17 is hereby amended by the addition of the underlined language and the deletion of the stricken language, as follows:

Category	Description (Excerpt)	Districts & Corridors												
		RGB	I.R-1	LR-2	GR	NB	LB	TN	B	LI	TI	A	SCI-SO	SCI-1
COMMERCIAL														
	Hotels or motels with or without attached restaurants.	N	N	N	N	N	P	N	P	N	N	C	C	N
	Restaurants which may or may not include the sale of alcoholic beverages.	N	N	N	N	C	N	N	N	N	N	N	N	N
	Restaurants within terminal	N	N	N	N	N	N	N	N	N	N	P	N	N
	<u>Food Service</u> Restaurants and bars.	N	N	N	N	N <u>C</u>	C	N	P	N	N	N <u>P¹⁴</u>	N <u>C¹³</u>	N <u>C^{15, 13}</u>
	<u>Bars</u>	N	N	N	N	N	C	N	P	N	N	N <u>P¹⁴</u>	N <u>C¹³</u>	N <u>C¹⁵</u>
	Restaurants. Drive-through service windows are not allowed.	N	N	N	N	N	N	N	N	N	N	N	C	C

¹³ Drive-through restaurants not permitted
¹⁴ Only within terminals
¹⁵ Attached to hotel/motel

Return to Agenda

AGENDA ITEM SUMMARY

DATE: 11/21/16 **DEPARTMENT:** Community Development **DEPT. HEAD SIGNATURE:** LH

SUBJECT: Public hearing on recommendations from the Planning and Zoning Commission regarding text changes to Title 17, Chapter 17.05, District Use Matrix and Chapter 17.02, Definitions to clarify Dance, Martial Arts and Fitness Facilities

AUTHORITY: ID Code _____ IAR _____ City Ordinance/Code 5.20
(IF APPLICABLE)

Ord. # 12080

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

The City adopted the District use Matrix in July of 2013 as a way of simplifying permitted uses for applicants, staff and the public. At that time, various decisions were made regarding uses that were similar or overlapping. Now with 2-1/2 years of practical application of the District Use Matrix, some items need to be clarified.

The section below was considered by the Commission at several public hearings, and was recommended for adoption by unanimous vote at the October 11, 2016 Planning and Zoning Commission meeting.

- 1) Dance, martial arts, fitness and physical fitness facilities

The categories of martial arts, artist studio, fitness, physical fitness, cultural and recreation are used in confusing and conflicting ways in the District Use Matrix. Staff suggests a discussion about the following categories:

- Health and Fitness Facility
- Performing Art Center
- Studio, Artist
- Recreation Facility, Commercial, Indoor
- Recreation Facility, Commercial, Outdoor

Various new definitions are also proposed. Note that the portion of the matrix addressing public parks and public uses is also included for information, but no changes are proposed by staff at this time.

Description (Excerpt)	Districts & Corridors												
	RGB	LR-1	LR-2	GR	NE	LB	IN	B	LI	TI	A	SCI-SO	SCI-I

Dance and martial-art studios, fitness facilities.	N	N	N	N	N	N	N	N	N	N	N	C	N
Physical fitness facilities.	N	N	N	N	N	N	N	N	N	C	N	N	N
Non-profit recreation center	N	N	N	N	N	N	C	N	N	N	N	N	N
Arts, entertainment and recreation uses (indoor and outdoor).	N	N	N	N	N	P	N	P	N	N	N	N	N
Arts, entertainment and recreation uses, except outdoor arenas and amusement parks.	N	N	N	N	N	N	N	P	N	N	N	N	N
Indoor recreational facilities primarily for instruction.	N	N	N	N	N	N	N	N	P	N	N	N	N
Health and Fitness Facility	N	N	N	N	N	P	C	P	P	C	N	C	C
Performing Art Center	N	N	N	N	N	P	N	P	P	N	N	N	N
Studio, Artist	N	N	N	N	N	P	N	N	P	N	N	C	C
Recreation Facility, Commercial, Indoor	N	N	N	N	N	P	N	P	N	N	N	N	N
Recreation Facility, Commercial, Outdoor	N	N	N	N	N	C	N	C	N	N	N	N	N
Recreation Facility, Public	P	P	P	P	P	P	P	P	P	P	P	P	P
PUBLIC OR SEMI/PUBLIC													
Churches	N	P	P	P	C	P	P	C	N	N	N	N	N
Colleges, vocational and technical trade schools.	N	N	N	N	N	N	N	P	N	P	N	P	N
Government offices and public administration, except correctional institutions.	N	N	N	N	N	P	N	P	N	N	N	N	N
Health care and social assistance.	N	N	N	N	N	P	N	P	N	N	N	N	N
Municipal Uses limited to water storage and well facilities	C	N	N	N	N	N	N	N	N	N	N	N	N
Non-motorized recreational pathways	P	P	P	P	P	P	P	P	P	P	P	P	P
Non-profit recreation center	N	N	N	N	N	N	C	N	N	N	N	N	N
Parks	P	P	P	P	P	P	P	P	P	P	P	P	P
Public recreational or cultural areas	C	N	N	N	N	N	N	N	N	N	N	N	N
Public Service, Public Use and Public Utility Facilities.	N	C	C	C	N	C	C	C	P	P	N	C	C
Semi-Public Uses.	N	N	N	C	C	P	C	P	N	N	N	N	N
Schools. (Refer to §11.4.3 for specific criteria when reviewing schools)	N	N	N	C	N	C	N	C	N	N	N	C	N

HEALTH AND FITNESS FACILITY: A business or membership organization providing exercise facilities and/or nonmedical personal services to patrons, including, but not limited to, gymnasiums, private clubs (athletic, health, or recreational), tanning salons, and weight control establishments.

STUDIO, ARTIST: Work space within an enclosed structure for artists and artisans, including individuals practicing one of the fine arts or performing arts, or skilled in an applied art or craft. Also includes recording studios. Incidental retail sales of items produced on the premises is allowed.

PERFORMING ARTS CENTER: A facility housing the elements needed to support a performing arts organization. Such facility may functions associated either with an on-site or off-site live performance theater, but not including performing arts space within schools.

RECREATION FACILITY, COMMERCIAL: A recreation facility operated as a business and open to the general public for a fee. Typically uses include, but are not limited to, arcades, sport facilities, swimming pools, laser tag and

paintball courses, billiards, skating rinks, driving ranges, miniature golf, water courses and motorized car tracks.

RECREATION FACILITY, PUBLIC: A publicly owned and operated recreation facility.

RECREATION FACILITY, RESIDENTIAL: A recreation facility for use solely by the residents and guests of a particular residential development, planned unit development, or residential neighborhood, including outdoor and indoor facilities. These facilities are usually proposed or planned in association with development and located within or adjacent to such development.

The following businesses fit into these categories:

Recreation, Fitness

Flight LLC	120 Main Street S	B
Fitness		
Bigwood Fitness	21 East Maple Street	B
Boulder Mtn. CrossFit	1012 Business Park Drive	TI
Fitworks Class Studio	1050 Fox Acres Road	GR
Rapid Results Training	101 Bullion St.	B
Spirit n motion Athletic School	3950 Woodside blvd	LI
Pure Body Bliss	91 e. Croy St.	B
Resilient body Pilates	515 N. River St.	B
Sawtooth Martial Arts	613 N River	B
BCRD FitWorks	1050 Fox Acres Road	GR

Performing Arts, Public Recreation

Liberty Theatre	110 N Main Street	B
BCRD Gymnasium	1050 Fox Acres Road	GR
BCRD Swimming Pool	1050 Fox Acres Road	GR
Rodeo Grounds		LB

Standards of Evaluation

Note: Staff analysis is in lighter type, *italicized words* are words or phrases added by staff for clarification purposes.

14.6 Criteria for Review. When evaluating any proposed amendment under this Article, the Commission and Council shall make findings of fact on the following criteria:

a. The proposed amendment is in accordance with the Comprehensive Plan;

5.6 Manage and accommodate population growth by infill development and, when appropriate, minimal expansion by annexation and/or density increases.

5.7 Encourage development at the densities allowed in the Zoning Code.

b. Essential public facilities and services are available to support the full range of proposed uses without creating excessive additional requirements at public cost for the public facilities and services;

No additional public costs are anticipated from these text changes.

a. The proposed uses are compatible with the surrounding area; and

The proposed text changes address uses already existing in the zone districts under discussion. The text changes are not meant to expand uses in districts, but to clarify and delete redundant or repetitive uses.

b. The proposed amendment will promote the public health, safety and general welfare.

The proposed amendment will make it easier for the public, business community and staff to understand where various uses are permitted.

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS:

Budget Line Item # _____
Estimated Hours Spent to Date: _____
Staff Contact: Lisa Horowitz

Caselle # _____
YTD Line Item Balance \$ _____
Estimated Completion Date: _____
Phone # 788-9815 #13

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

<input type="checkbox"/> City Attorney	<input type="checkbox"/> City Administrator	<input type="checkbox"/> Engineer	<input type="checkbox"/> Building
<input type="checkbox"/> Library	<input checked="" type="checkbox"/> Planning	<input type="checkbox"/> Fire Dept.	_____
<input type="checkbox"/> Safety Committee	<input type="checkbox"/> P & Z Commission	<input type="checkbox"/> Police	_____
<input checked="" type="checkbox"/> Streets	<input checked="" type="checkbox"/> Public Works, Parks	<input type="checkbox"/> Mayor	_____

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Conduct a public hearing, and if satisfactory, make a motion to approve Ordinance __, to conduct a first reading and read by title only.

ADMINISTRATIVE COMMENTS/APPROVAL:

City Administrator _____ Dept. Head Attend Meeting (circle one) Yes No

ACTION OF THE CITY COUNCIL:

Date 11/21 - Council adopted Ord. No. 1208 - 1st Reading
City Clerk 12/1 - conducted

FOLLOW-UP:

12/5 - 3rd reading summary
*Ord./Res./Agmt./Order Originals: _____ *Additional/Exceptional Originals to: _____
Copies (all info.): _____ Copies
Instrument # _____

HAILEY ORDINANCE NO. 1208

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING HAILEY ZONING CODE TITLE 17, CHAPTER 17.05, DISTRICT USE MATRIX, TO DELETE THE TERMS: DANCE AND MARTIAL ART STUDIOS, FITNESS FACILITIES; PHYSICAL FITNESS FACILITIES; NON PROFIT RECREATIONAL CENTER; ARTS, ENTERTAINMENT AND RECREATION USES (INDOOR AND OUTDOOR); ARTS, ENTERTAINMENT AND RECREATION USES, EXCEPT OUTDOOR ARENAS AND AMUSEMENT PARKS; AND RECREATIONAL FACILITIES PRIMARILY FOR INSTRUCTION; AND BY ADDING THE TERMS: HEALTH AND FITNESS FACILITIES; STUDIO,ARTIST; PERFORMING ARTS CENTER; RECREATION FACILITY,COMMERCIAL; RECREATION FACILITY, PUBLIC; RECREATION FACILITY, RESIDENTIAL; AND AMENDING CHAPTER 17.02, DEFINITIONS TO ADD DEFINITIONS OF; HEALTH AND FITNESS FACILITIES; STUDIO,ARTIST; PERFORMING ARTS CENTER; RECREATION FACILITY,COMMERCIAL; RECREATION FACILITY, PUBLIC; RECREATION FACILITY, RESIDENTIAL; 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, the Hailey City Council has found that the following amendment to the Hailey Zoning Ordinance Title 17 conform to the Hailey Comprehensive Plan; and

WHEREAS, Title 17, Chapter 17.02, Definitions does not contain definitions for "Health and Fitness Facility", "Studio, Artist" "Performing Arts Center", "Recreation Facility, Commercial", "Recreation Facility, Public" and "Recreation Facility, Residential, ", and such definitions would clarify those uses; and

WHEREAS, Title 17, Chapter 17.05 contains a variety of uses that are dated, over-lapping or unclear; and

WHEREAS, Title 17, Chapter 17.05 does not provide clear guidance regarding the above new definitions in Hailey Zoning Districts; and

WHEREAS, the Hailey City Council has determined that above-mention definitions are appropriate uses, and should be defined; and

WHEREAS, the amendments will promote the public health, safety and general welfare.

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

Section 1. Chapter 17.02 of Zoning Code Title 17 is hereby amended to add the following definitions:

HEALTH AND FITNESS FACILITY: A business or membership organization providing exercise facilities and/or nonmedical personal services to patrons, including, but not limited to, gymnasiums, private clubs (athletic, health, or recreational), tanning salons, and weight control establishments.

STUDIO, ARTIST: Work space within an enclosed structure for artists and artisans, including individuals practicing one of the fine arts or performing arts, or skilled in an applied art or craft. Also includes recording studios. Incidental retail sales of items produced on the premises is allowed.

PERFORMING ARTS CENTER: A facility housing the elements needed to support a performing arts organization. Such facility may functions associated either with an on-site or off-site live performance theater, but not including performing arts space within schools.

RECREATION FACILITY, COMMERCIAL: A recreation facility operated as a business and open to the general public for a fee. Typically uses include, but are not limited to, arcades, sport facilities, swimming pools, laser tag and paintball courses, billiards, skating rinks, driving ranges, miniature golf, water courses and motorized car tracks.

RECREATION FACILITY, PUBLIC: A publicly owned and operated recreation facility.

RECREATION FACILITY, RESIDENTIAL: A recreation facility for use solely by the residents and guests of a particular residential development, planned unit development, or residential neighborhood, including outdoor and indoor facilities. These facilities are usually proposed or planned in association with development and located within or adjacent to such development.

Section 2. Chapter 17.05 of Zoning Code Title 17 is hereby amended by the addition of the underlined language and the deletion of the stricken language, as follows:

Description (Excerpt)	Districts & Corridors												
	RGB	LR-1	LR-2	GR	NB	LB	TN	B	LI	TI	A	SCI-SC	SCI-F

Dance and martial art studios, fitness facilities,	N	N	N	N	N	N	N	N	N	N	N	C	N
Physical fitness facilities,	N	N	N	N	N	N	N	N	N	C	N	N	N
Non-profit recreation center	N	N	N	N	N	N	C	N	N	N	N	N	N
Arts, entertainment and recreation uses (indoor and outdoor),	N	N	N	N	N	P	N	P	N	N	N	N	N
Arts, entertainment and recreation uses, except outdoor arenas and amusement parks,	N	N	N	N	N	N	N	P	N	N	N	N	N
Indoor recreational facilities primarily for instruction,	N	N	N	N	N	N	N	N	P	N	N	N	N
Health and Fitness Facility	N	N	N	N	N	P	C	P	P	C	N	C	C
Performing Art Center	N	N	N	N	N	P	N	P	P	N	N	N	N
Studio, Artist	N	N	N	N	N	P	N	N	P	N	N	C	C
Recreation Facility, Commercial, Indoor	N	N	N	N	N	P	N	P	N	N	N	N	N
Recreation Facility, Commercial, Outdoor	N	N	N	N	N	C	N	C	N	N	N	N	N
Recreation Facility, Public	P	P	P	P	P	P	P	P	P	P	P	P	P

Section 3. Severability Clause. 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 4. Repealer Clause. All City of Hailey ordinances or parts thereof, which are in conflict herewith, are hereby repealed.

Section 5. Effective Date. 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 __ DAY OF __, 2016.

Fritz X. Haemmerle, Mayor, City of Hailey

Attest:

Mary Cone, City Clerk

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AGENDA ITEM SUMMARY

DATE: 11/21/2016

DEPARTMENT: Legal

DEPT. HEAD SIGNATURE: _____

SUBJECT:

International Fire Code amendments

AUTHORITY: ID Code _____ IAR _____ City Ordinance/Code _____
(IF APPLICABLE)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

I am enclosing a proposed Ordinance which adopts the 2015 version of the International Fire Code, International Fire Code Standards and Urban-Wildland Interface Code and amends numerous sections of the NFPA.

Ned

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Caselle # _____
Budget Line Item # _____ YTD Line Item Balance \$ _____
Estimated Hours Spent to Date: _____ Estimated Completion Date: _____
Staff Contact: _____ Phone # _____
Comments:

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

___ City Attorney	___ Clerk / Finance Director	___ Engineer	___ Building
___ Library	___ Planning	___ Fire Dept.	_____
___ Safety Committee	___ P & Z Commission	___ Police	_____
___ Streets	___ Public Works, Parks	___ Mayor	_____

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Conduct a public hearing on the proposed ordinance. If acceptable, make a motion to approve Ordinance No. _____ and to conduct the first reading by title only.

FOLLOW-UP REMARKS:

HAILEY ORDINANCE NO. 1209

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING SECTIONS 15.12.010 AND 15.08.030 OF THE HAILEY MUNICIPAL CODE BY ADOPTING THE 2015 INTERNATIONAL FIRE CODE, THE 2015 INTERNATIONAL FIRE CODE STANDARDS AND THE 2015 INTERNATIONAL WILDLAND-URBAN INTERFACE CODE ALONG WITH AMENDMENTS TO NFPA REFERENCED STANDARDS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is appropriate to update Chapter 15.12 of the Hailey Municipal Code to adopt the current fire codes and standards;

WHEREAS, it is appropriate to modify certain provisions of the adopted codes and standards, as set forth herein; and

WHEREAS, the adoption of the fire codes and standards set forth herein will promote the health, safety and general welfare of the citizens 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 15.12.010 of the Hailey Municipal Code is amended by the deletion of the stricken language and the underlined language, as follows:

15.12.010 Adoption of International Fire Code, the International Fire Code Standards and the Urban-Wildland Interface Code. To establish regulations governing conditions hazardous to life and property from fire and explosion, the City of Hailey adopts certain codes and standards known as the ~~2012~~ 2015 International Fire Code, including Appendices B, as amended, C, D, as amended, E and F, (hereinafter "International Fire Code"), the ~~2012~~ 2015 International Fire Code Standards and the ~~2012~~ 2015 International Wildland-Urban Interface Code, including Appendix Chapters A, B, C, and D as published by the International Fire Code Institute and whole thereof, save and except such portions as are hereinafter deleted, modified or amended by Section 15.12.030. Not less than three copies of the codes and standards adopted herein have been and are now filed in the office of the clerk of the city of Hailey, Idaho, and the same are hereby adopted and incorporated as if fully set out at length herein, and from the date on which the ordinance enacting this chapter shall take effect. Such provisions thereof shall be controlling within the limits of the city of Hailey, Idaho.

SECTION 2. Section 15.12.030(K) of the Hailey Municipal Code is amended by the repeal of Section 15.12.030(K) in its entirety and by the replacement of a new Section 15.12.030(K), as follows:

K. Chapter 80 of the International Fire Code is amended by the replacement or addition of the following NFPA Referenced Standards, as follows:

Add NFPA Standards (Edition): 10-(2013), 11-(2016), 11A-(1999), 12-(2015), 12A-(2015), 13-(2016), 13D-(2016), 13R-(2016), 14-(2016), 15-(2017), 16-(2015), 17-(2013), 17A-(2013), 20-(2016), 22-(2013), 24-(2016), 25-(2017), 30-(2015), 30A-(2015), 30B-(2015), 31-(2016), 32-(2016), 33-(2016), 34-(2015), 35-(2016), 40-(2016), 51-(2013), 51A-(2012), 52-(2016), 58-(2017), 59A-(2016), 61-(2017), 69-(2014), 72-(2016), 80-(2016), 85-(2015), 86-(2015), 99-(2015), 101-(2015), 110-(2016), 111-(2016), 120-(2015), 160-(2016), 211-(2016), 241-(2013), 260-(2013), 261-(2013), 265-(2015), 286-(2016), 385-(2012), 400-(2016), 407-(2017), 484-(2015), 495-(2013), 498-(2013), 505-(2013), 654-(2017), 655-(2012), 664-(2017), 701-(2015), 703-(2015), 704-(2017), 750-(2015), 1061-(2014), 1124-(2017), 1125-(2017), 1126-(2016), 1221-(2016) and 2001-(2015).

SECTION 3. 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. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. 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.

ADOPTED BY THE HAILEY CITY COUNCIL AND APPROVED BY THE MAYOR this _____ day of December, 2016.

Fritz Haemmerle, Mayor
City of Hailey

ATTEST:

Mary Cone
Hailey City Clerk

Publish: Idaho Mountain Express December __, 2016.

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