Chapter 2

PLANNING AND ZONING COMMISSION

Sec. 2-1: Commission Established, Members

A. There is hereby established a Planning and Zoning Commission. The word “Commission” when used herein shall mean the Planning and Zoning Commission. The Commission shall consist of up to nine (9) voting members, serving without pay. Members of the Commission shall be appointed by the Mayor with the advice of and subject to the approval of the Council. Members shall be selected without respect to political affiliation. An appointed member of the Commission must have resided in the County for two (2) years prior to such member’s appointment, and must remain a resident of the County during such member’s service on the Commission. The term of office of the Commission members chosen from the residents at large shall be five (5) years or until their successors are appointed and qualified. Members may be removed for cause by a majority vote of the Council. Vacancies in such Commission, occurring otherwise than the expiration of term, shall be filled by the Mayor with the advice of and subject to the approval of the Council, for the unexpired term.

Ref. Idaho Code § 67-5504(a)
(Ord. 2009-08, 04/06/2009)

B. Pursuant to Idaho Code Section 67-6526(g), persons living within the delineated Area of City Impact shall be entitled to representation on the Commission. Such representation shall as nearly as possible reflect the proportion of population living within the City compared to the population living within the Area of City Impact.
(Ord. 96-07, 4/15/96; Modified Ord. 98-23, 7/6/98)

Sec. 2-2. Organization.

The members of the Commission shall meet and organize by electing one of their members chairperson and such other officers as may be deemed necessary, annually, on the first regularly scheduled meeting after January 1. The Commission may establish subcommittees, advisory committees or neighborhood groups to advise and assist in carrying out the responsibilities of local planning. A record of meetings, hearings, resolutions, studies, findings, permits and actions taken shall be maintained. All meetings and records shall be open to the public. At least one regular meeting shall be held each month for not less than nine (9) months in a year. A majority of voting members appointed to the Commission shall constitute a quorum.
(Ord. 96-07, 4/15/96); Ref. Idaho Code § 65-6504(b)(c)

Sec. 2-3. Duties.

It shall be the duty of the Commission to conduct a comprehensive planning process designed to prepare, implement, and review and update a comprehensive plan (hereafter referred to as the “Plan”). The Plan shall include all land within the jurisdiction of the City. The Plan shall consider previous and existing conditions, trends, desirable goals and objectives, or desirable future situations for each planning component. The Plan with maps, charts, and reports shall be based on the components set forth at Idaho Code Section 67-6508 as they may apply to land use regulations and actions unless the Plan...
specifies reasons why a particular component is unneeded. Nothing herein shall preclude the consideration of additional planning components or subject matter.

(Ord. 96-07, 4/15/96, Modified Ord. 98-23, 7/6/98); Ref. Idaho Code § 67-6508

Sec. 2-4. Maps, Plats and Replats.
Any and all maps, plats and replats of land which require the approval of the Council shall first be submitted to the Commission for its suggestions and the Commission shall have a reasonable time, to be fixed by the Council, within which to examine such map, plat, or replat before returning the same with its suggestions.

Sec. 2-5. Hearings.
A. The Commission, prior to recommending any changes, plans, rezoning, etc. to the Council, shall hold a public hearing in accordance with Idaho Code Section 67-6509, and the Council prior to adoption of any such changes, plans or rezoning recommendations shall hold a public hearing as set forth in Idaho Code Section 67-6509.

B. Any person may petition the Commission for a Plan amendment at any time. The Commission may recommend amendments to the Plan to the Council not more frequently than every six (6) months to correct errors in the original Plan or to recognize substantial changes in the actual conditions in the area. The Commission may recommend amendments to other ordinances authorized by Idaho Code Title 67, Chapter 65, to the Council at any time.

(Ord. 98-23, 7/6/98); Ref. Idaho Code § 67-6509

Sec. 2-6. Reports.
The Planning and Zoning Commission shall make reports from time to time as requested by the Mayor and/or the Council.
(Ord. 98-23, 7/6/98)

Sec. 2-7. Rezone and Annexation Request.
A. The fees to be paid in connection with the administration of this Chapter shall be set from time to time by resolution of the Council.

B. It is the policy of the City that such fees shall be charged to applicants for administration of this Chapter. Such fees shall reflect the costs of administration, including but not limited to conducting studies, advertising, and preparing and amending maps.

(Ord. 96-07, 4/15/96, Modified Ord. 98-23, 7/6/98)