

RESOLUTION NO. 13-03

A Resolution by the Bonneville County Board of Commissioners
Concerning the Public Hearing Fee for Vacation of a Portion of a Platted Subdivision

WHEREAS, the Board of Commissioners of Bonneville County has jurisdiction of all recorded subdivision plats in the unincorporated areas of Bonneville County; and

WHEREAS, *Idaho Code §50-1306A* provides that any person may petition the Board of Commissioners to hold a public hearing for the vacation of a subdivision plat or any portion thereof located in the unincorporated areas of the county; and

WHEREAS, *Idaho Code §50-1306A* indicates each petition for vacation may be for more than a single part of a subdivision plat; and

WHEREAS, *Idaho Code §50-1306A* states the petitioner shall pay all the publication costs for the proceedings; and

WHEREAS, the Board of Commissioners desires to cover as much of the costs of the public hearing as possible without placing an undue burden on the petitioner or the county;

NOW, THEREFORE, be it resolved by the Board of Commissioners of Bonneville County that fees to be paid by petitioners who initiate a public hearing for the vacation of a portion a recorded subdivision plat as per *Idaho Code §50-1306A* SHALL be set as follows:

1. Initial Publication Cost: One Hundred and Fifty Dollars (\$150.00) for estimated publication cost of two (2) required public notices - based on Ten Dollars (\$10.00) per notice PLUS current rate per column inch (determined by newspaper) per notice; and
2. Remainder of Publication Cost: any amount over the original One Hundred and Fifty Dollars (\$150.00).

BE IT FURTHER RESOLVED by said Board that:

1. All fees must be paid in a timely manner as set forth below:
 - a. While the Board will initiate the proceedings in a timely manner by acknowledging receipt of the petition and by scheduling a tentative hearing date for the petition, before the Board will send the required notices that effectively solidify the date of the public hearing, Petitioner must pay the Initial Publication Costs.
 - b. As it relates to the Remainder Publication Cost, which can vary greatly from case to case and cannot be determined until after the required notices have been published, these costs must be paid prior to the issuance of a decision from the Board regarding abandonment.
 - c. All fees must be paid in full within one hundred and eighty (180) calendar days from the date the public hearing is held or the petition shall deemed

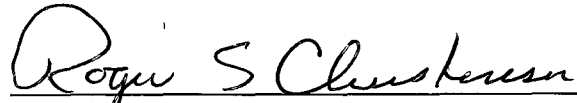
withdrawn. Any funds remaining when the process is complete will be returned to the Petitioner.

2. At the election of the Board, the fee schedule may be reviewed and adjusted on an annual basis.

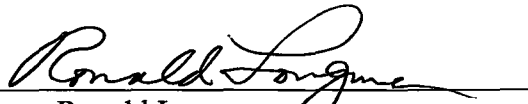
ANY ORDINANCES NOT MODIFIED BY THE FOREGOING, SHALL REMAIN IN FULL FORCE AND EFFECT.

ADOPTED this 20th day of May, 2013.

BONNEVILLE COUNTY, IDAHO



Roger S. Christensen, Chairman
Board of County Commissioners

ATTEST: 

Ronald Longmore
Bonneville County Clerk