

ORDINANCE NO. 2008-5

AN ORDINANCE PROHIBITING PERSONS FROM CONGREGATING ON, LOITERING ON OR JUMPING FROM COUNTY BRIDGES FOR THE PURPOSE OF PROTECTING THE HEALTH, SAFETY AND WELFARE OF THE PUBLIC; PROVIDING FOR DEFINITIONS; PROVIDING FOR PROHIBITIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PERMITTING CONDUCT; PROVIDING FOR SEVERABILITY; PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, pursuant to Idaho Code §31-714, the Idaho Legislature has recognized the authority of local governments to enact ordinances to pass all ordinances to provide for the safety, promote the health and prosperity, improve the morals, peace and good order, comfort and convenience of the county and the inhabitants thereof, and for the protection of property therein; and

WHEREAS, the Elmore County Board of County Commissioners does find after due consideration of the issues presented that it is necessary and proper to adopt this ordinance to provide for the safety, health and comfort of Elmore County and its inhabitants, and promote the protection of persons and property therein.

THEREFORE, PURSUANT to the authority under Article 12, Section 2 of the Constitution of the State of Idaho and the provisions of I.C. § 31-714,

BE IT ORDAINED BY THE BOARD OF ELMORE COUNTY COMMISSIONERS as follows:

SECTION 1. Title. This ordinance shall be known as the *Elmore County Bridge Ordinance*.

SECTION 2. Purpose. The purpose of this ordinance is to protect public health, safety and welfare from the dangers presented by persons congregating on, loitering on or jumping from county bridges. This includes physical dangers to the persons on or jumping from the