

ORDINANCE 2009- 1

**AN ORDINANCE AMENDING THE ELMORE COUNTY ZONING ORDINANCE –
CHANGING THE CURRENT LAND USE DESIGNATION FROM AGRICULTURAL A (Ag
A) TO LIGHT INDUSTRIAL (M1) FOR CERTAIN PROPERTY LOCATED NEAR WASTE
SITE DRIVE AND HEREINAFTER SPECIFICALLY DESCRIBED**

WHEREAS, Title 67, Chapter 65 of the Idaho Code and Article 12, Section 2 of the Idaho Constitution provide authority for Elmore County to adopt land use and regulation ordinances to protect the health, safety, and welfare of their citizens; and

WHEREAS, the Board of Commissioners of Elmore County passed the Comprehensive Growth and Development Plan in 2004 and the Zoning and Development Ordinance in 1994 with subsequent amendments; and

WHEREAS, the Planning and Zoning Commission and Board of Commissioners of Elmore County has determined that construction with adequate regulation is desirable and necessary for the full economic development of the county while protecting property and life; and

WHEREAS, on November 3, 2008 (written Findings of Fact, Conclusions of Law and Order issued November 10, 2008), the Board approved a request by Ramco Designs, LLC to change the zoning classification on certain real property, as hereinafter described, from Agricultural A to Light Industrial, subject to the Board's obligation to enact an ordinance in compliance with Elmore Co. Ord. 94-1, art. XXII-1, § G.22-1 and I.C. § 67-6509; and

WHEREAS, the property is more specifically described as:

The West ½ of Section 12, Township 2 South, Range 4 East, Boise Meridian.

WHEREAS, a public hearing was held on February 17, 2009, before the Board to take public testimony on the proposed ordinance amendment; and

WHEREAS, notice of the public hearing was published in the Mountain Home News on January 28, 2009, and February 4, 2009; and

WHEREAS, following the public hearing held on February 17, 2009, the Board concluded that the proposed zoning classification amendment was in accordance with the comprehensive plan and served the public necessity, convenience, general welfare and/or good zoning practices; and

WHEREAS, the Board voted to approve the zoning classification amendment.

**BE IT ORDAINED AND HEREBY ORDERED BY THE BOARD OF COUNTY
COMMISSIONERS OF ELMORE COUNTY, IDAHO, IN LAWFUL MEETING
ASSEMBLED:**

The property at issue is described as follows:

The West ½ of Section 12, Township 2 South, Range 4 East, Boise Meridian.

The above-described property hereby shall be and is amended from a zoning classification of Agricultural A to a zoning classification of Light Industrial.

This Ordinance shall be in full force and effect from and after its passage, approval, and publication.

DATED this 17th day of February 2009.



Archie Shaw
ARLIE SHAW, Chairperson-Commissioner

Connie M. Cruser
CONNIE CRUSER, Commissioner

Larry E. Rose
LARRY ROSE, Commissioner Chairman

ATTEST:

Marsa Grimmitt
MARS GRIMMETT
Clerk of the Board of County Commissioners