

ORDINANCE NO. 07-06

AREA OF IMPACT AGREEMENT- CITY OF ROBERTS

AN ORDINANCE DEFINING AND ESTABLISHING A GEOGRAPHICAL AREA OF CITY IMPACT FOR THE CITY OF ROBERTS, IDAHO, ESTABLISHING AN EFFECTIVE DATE PURSUANT TO SECTION 67-6526, IDAHO CODE.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF ROBERTS, JEFFERSON COUNTY, IDAHO;

Section 1. Legislative Purpose. The purpose for establishing an Area of City Impact is to identify a logical urban fringe area adjoining the City of Roberts, Idaho. The urban fringe area is realizing, or will realize, growth and development pressures that must be planned and managed in an orderly fashion. The Area of City Impact recognizes trade area, geographic factors, and the potential delivery of public services as being associated with the City of Roberts and comprised of areas that may reasonably be annexed to the City in the near and distant future.

Section 2. Geographic Area of City Impact. The officially adopted and agreed upon "Area of City Impact for Roberts, Idaho" is established by this Ordinance, and is set forth herein on the attached map entitled Area of City Impact for Roberts, Idaho, and marked Exhibit "A", and as described herein:

*SW Quarter Section 28 Twp 5 North Range 37 East;
South Half Section 29 Twp 5 North Range 37 East;
Section 32 Twp 5 North Range 37 East;
West Half Section 33 Twp 5 North Range 37 East;
North Half Section 5 Twp 4 North Range 37 East;
NW Quarter Section 4 Twp 4 North Range 37 East;
All in Jefferson County, Idaho.*

Section 3. Renegotiation. The Area of City Impact Agreement shall be reviewed by the City of Roberts at least once every five (5) years and shall be renegotiated at any time upon the request of either party hereto. Renegotiation shall begin thirty (30) days after written request by the City and shall follow procedures for the original negotiation, as set forth in Idaho Code, Section 67-6526, or as subsequently amended.

Section 4. Effective Date. This Ordinance shall be in full force and effect from and after its passage and publication as required by law.

STATE OF IDAHO)
COUNTY OF JEFFERSON)
I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL THEREOF (ON FILE) (ON RECORD) IN MY OFFICE.
DATED 1/8/08
CHRISTINE BOULTER
EX-OFFICIO AUDITOR AND RECORDER
BY [Signature]
DEPUTY

Microfilm No. 362140
Sept 11, 2007
At 9:11 O'Clock A M
CHRISTINE BOULTER
Jefferson Co. Recorder
Fee \$ 0 MH Deputy
Recorded at Request of Jefferson County P/2

Section 5. Further Ordinances. Promulgation and adoption of planning and zoning ordinance, comprehensive plan and all other issues relating to land use planning shall be set forth as provided in Idaho Code Section 67-6526 prior to July 1, 2007. In the interim, Planning and Zoning procedures currently in effect shall remain operational until such time as modified by future ordinance.

Section 6. Property Adjoining Roads. In the situations where the boundary is a read, the impact area shall include housing adjoining and /or contingent to either side of the road itself. Property on the outside of the impact area not adjoining the road shall not be considered as being within the impact area. For boundaries other than roads, the impact area shall include only the areas interior to the boundary.

Section 7. Conflict. In the event of a discrepancy between the official map and the legal description, the map shall control, subject to any other provisions of this Ordinance. In the event of an ambiguity, the map and description shall be read together to effectuate the will of the governing body.

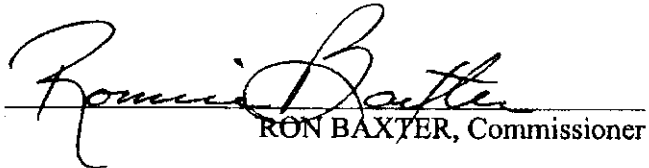
Section 8. Severance. In the event that any portion of this Ordinance shall be invalidated by a court of law, the remainder of this Ordinance shall remain in effect.

PASSED BY THE COUNTY COMMISSIONERS on this 10th day of September, 2007.



TAD HEGSTED, Chairman

BRETT OLAVESON, Commissioner



RON BAXTER, Commissioner

ATTEST:



CHRISTINE BOULTER, County Clerk

(SEAL)