

CITY OF DOVER, IDAHO
ZONING REGULATIONS (TITLE 12)
CHAPTER 5, SECTION 12-5-6
REGARDING PUBLIC USE TABLE

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DOVER, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING TITLE 12 (DOVER ZONING REGULATIONS), CHAPTER 5, SECTION 12-5-6, PUBLIC USE TABLE, TO ADD MUNICIPAL FACILITIES, STRUCTURES, ADMINISTRATIVE OFFICES, SERVICES, AND POST OFFICE AS PERMITTED USES IN ALL ZONING DISTRICTS, AND TO PROVIDE A SAVINGS CLAUSE, SEVERABILITY, AND AN EFFECTIVE DATE.

Whereas, the Constitution of the State of Idaho, Article XII, Section 2, the Idaho Local Land Use Planning Act, Title 67, Chapter 65, and the Idaho Municipal Corporations Title 50, Chapters 3 and 9 provide authority for the City of Dover to adopt ordinances establishing land use standards, procedures, and uses; and

Whereas, the City of Dover has initiated an amendment to Title 12, Zoning Regulations, Chapter 5, Section 12-5-6 to include municipal structures, facilities, offices, post office, and services; and

Whereas, the Dover Planning and Zoning Commission conducted a duly noticed public hearing on the proposed ordinance amendment, in accord with the Local Land Use Planning Act, Title 67, on **September 2, 2021**, and did make a recommendation to the Dover City Council to **approve/deny** the ordinance amendment; and

Whereas, Dover City Council conducted a public hearing on the proposed amendment on **?, 2021**, in accord with Title 67, Chapter 65 and voted to **approve/deny** the proposed ordinance as written.

Now therefore,

Be it ordained by the Mayor and City Council of the City of Dover, Bonner County, Idaho as follows:

Section 1. Adoption.

Part A: Amending Title 12, Chapter 5.

Title 12 (Zoning Regulations) of Dover City Code, Section 12-5-6, Public Use Table, is hereby amended to add a new row “Municipal facilities, structures, administrative offices, services, and post office” to read as follows: (Text to be added is shown with underline.)

12-5-6: PUBLIC USE TABLE:

P = Authorized; S = Specially permitted; [vacant] = Prohibited use

Use	Residential	Suburban	Rural Residential	Agriculture	Commercial
Municipal parks, public recreation facilities	P	P	P	P	P
Museums	S	S	S	S	S
Public information, kiosk centers	P	P	P	P	P
Schools, public or private	S	S	S	S	S
Structures, facilities, yard activities and other infrastructure necessary to provide public or private utilities	P	P	P	P	P
<u>Municipal facilities and structures, including administrative offices, services, and U.S. post office</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>

Section 2. Saving Clause.

All ordinances repealed by this ordinance shall remain in force to authorize the enforcement, arrest, prosecution, conviction, or punishment of a person who violated said ordinances prior to the effective date of this Ordinance.

Section 3. Severability. The sections of this ordinance are severable. The invalidity of a section shall not affect the validity of the remaining sections.

Section 4. Effective date.

This ordinance shall be in full force and effect upon the passage and publication of the ordinance or ordinance summary in one (1) issue of the official newspaper for the City of Dover.

This ordinance passed under suspension of rules and duly enacted as an ordinance of the City of Dover, Idaho on this _____, 2021 upon the following roll call vote:

ROLL CALL:

Council Member _____

Council Member _____

Council Member _____

Council Member _____

Approved by the Council President this _____ day of _____, 2021.

City of Dover Council President
Diane Brockway

Attest: Michele Hutchings, City Clerk

APPROVAL OF ORDINANCE SUMMARY:

Publication of this ordinance by summary in the official newspaper is hereby approved by the Dover City Council on this _____ day of _____, 2021, upon the following vote:

Council Member _____

Council Member _____

Council Member _____

Council Member _____

Approved by the Council President this _____ day of _____, 2021.

City of Dover Council President
Diane Brockway

Attest: Michele Hutchings, City Clerk