

**CITY OF KETCHUM  
ORDINANCE 1274**

AN ORDINANCE OF THE CITY OF KETCHUM, BLAINE COUNTY, IDAHO, ADOPTING GENERAL UPDATES AND REVISIONS TO KETCHUM CITY CODE TITLE 4 – COMMISSIONS AND BOARDS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**Recitals:**

- A. Pursuant to Title 50, Chapter 9 of Idaho Code the City is authorized to enact ordinances for the governance of the city and to organize such by codification.
- B. The City is conducting a general review to update, streamline, remove unnecessary or inapplicable language, clarify, and modernize existing City Code.
- C. The City desires to update Title 4 as indicated on Exhibit A to this ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Ketchum, Blaine County, Idaho:

**SECTION 1:** That the Ketchum City Code, Title 4, is amended to read as identified on the attached Exhibit A:

**SECTION 2: REPEALER.** All previous ordinances, resolutions, orders, or parts thereof, that are in conflict herewith are hereby repealed.

**SECTION 3: SAVINGS AND SEVERABILITY.** It is hereby declared to be the legislative intent that the provisions and parts of this ordinance shall be severable. If any paragraph, part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

**SECTION 4: EFFECTIVE DATE.** This ordinance shall be in full force and effect after its passage, approval and publication, according to law.

PASSED BY THE CITY COUNCIL of Ketchum, Idaho this \_\_\_\_ day of \_\_\_\_\_ 2026.

APPROVED BY THE MAYOR of Ketchum, Idaho this \_\_\_\_ day of \_\_\_\_\_ 2026.

\_\_\_\_\_  
Pete Prekeges, Mayor

**ATTEST:**

\_\_\_\_\_  
Trent Donat, City Clerk

## TITLE 4 COMMISSIONS AND BOARDS

### CHAPTER 4.04 COMMUNITY HOUSING COMMISSION

#### 4.04.010 Definitions.

As used in this chapter, the following words shall be interpreted and defined in accordance with the provisions set forth in this section:

City: The City of Ketchum, Idaho.

Commission: The City of Ketchum Community Housing Commission.

Council: The City Council of the City of Ketchum.

Members: The members of the City of Ketchum Community Housing Commission.

(Ord. 684 § 1, 1996)

#### 4.04.020 Creation of the Commission.

There is created a Community Housing Commission for the City of Ketchum, Idaho, pursuant to Idaho Code section 50-210.

- A. The Commission shall consist of seven members, each of whom shall be appointed by the Mayor and confirmed by the majority vote of the City Council.
- B. Each member shall reside in Blaine County, Idaho. At least four members of the Commission shall be residents of the City of Ketchum, Idaho, and not more than three members of the Commission may reside outside the City limits.
- C. The seven Commission members who are first appointed shall be designated to serve the following terms: two members shall be designated for terms of one year, two members shall be designated for terms of two years, and three members shall be designated for terms of three years. After appointment of the first Commission members in staggered terms, the terms of office shall be for three years. All vacancies, including those occurring from expiration of terms, shall be filled in the same manner as used for the original appointment. The terms of office shall be staggered so that no more than three vacancies occur within one year. All vacancies shall be filled for the unexpired term.
- D. No Commission member may be an officer or employee of the City.
- E. A Commission member shall hold office until his or her successor has been appointed and confirmed by the Council.
- F. Commission members may be removed by a majority vote of the City Council. Commission members shall be selected without respect to political affiliation, and shall serve with compensation at the discretion of the Council.

## TITLE 4 COMMISSIONS AND BOARDS

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Commented [LE1]: Delete. BCHA is its own entity and governed by housing authority statutes.

- G. All Commission members shall be subject to and comply with the terms of the State of Idaho conflict of interest and ethics in government laws.

(Ord. 684 § 2, 1996; Ord. 686 § 1, 1996; Ord. 689 § 1, 1996; Ord. 704 § 1, 1997)

#### 4.04.030 Rules, organization and meetings.

- A. The Commission shall elect its own chairperson and create and fill such other offices, subcommittees, advisory committees and neighborhood groups as it may determine necessary for the proper conduct of the affairs and business of the Commission.
- B. Meetings of the Commission shall be held when duly called by the chairperson by written or oral notice. At least one regular meeting shall be held each month for not less than nine months in a year. Additional meetings shall be scheduled as necessary.
- C. All members shall have voting rights, and a majority of voting members shall constitute a quorum. All meetings and work sessions at which there is a quorum shall be open to the public and shall comply with the state of Idaho open meeting laws.
- D. Written rules or bylaws consistent with this chapter and the laws of the State of Idaho shall be adopted for the transaction of business of the Commission.
- E. Written records of meetings, hearings, resolutions, findings, studies, recommendations and actions of the Commission shall be maintained and available to the public during regular business hours at Ketchum City Hall.

(Ord. 684 § 3, 1996)

#### 4.04.040 Duties of the Commission.

The Commission shall hold public meetings, hearings, or work sessions, or use other means to obtain input regarding solutions to affordable housing issues within the City and countywide as those issues affect the City. The Commission has been established to make specific recommendations to the City Council on ways to make long term housing available for full time working City residents who cannot afford current housing costs. Specifically, the Commission will:

- A. Assess housing needs of the community;
- B. Make recommendations on a structure for meeting housing needs;
- C. Identify land appropriate for acquisition that is suitable to be developed as housing;
- D. Recommend a process to develop such properties for housing;
- E. Recommend a process to administrate such housing once developed; and
- F. Propose criteria and a selection process for potential buyers or renters of these housing projects.

(Ord. 684 § 4, 1996)

#### 4.04.050 Employees and expenditures.

Any expenditures of the Commission shall be within the amounts appropriated and authorized by the Council prior to such expenditure. Paid staff positions may be created only at the discretion of the Council and shall be filled in accordance with regular City hiring procedures.

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(Supp. No. 6)

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(Ord. 684 § 5, 1996)

## CHAPTER 4.08 HISTORICAL PRESERVATION COMMISSION

### 4.08.010 Purpose.

The purpose of this chapter is to define the composition, duties, and responsibilities of the City of Ketchum Historic Preservation Commission.

(Ord. 511 § 1, 1989; Ord. No. 1231, § 1, 1-3-2022)

### 4.08.020 Definitions.

The following words and phrases, when used in this chapter, shall have, unless the context clearly indicates otherwise, the following meanings:

*City* means The City of Ketchum, Idaho.

*Historic building/site list* means the list of buildings and sites deemed to be historically significant as adopted by resolution by the HPC.

*Historic preservation* means the research, documentation, protection, restoration and rehabilitation of buildings, structures, objects, districts, areas and sites significant in the history, architecture, archaeology or culture of this state, its communities or the nation.

*Historic property* means any building, structure, area or site that is significant in the history, architecture, archaeology or culture of this community, the state, or the nation.

*HPC* means the Historic Preservation Commission of the City of Ketchum, Idaho.

(Ord. 511 § 2, 1989; Ord. No. 1231, § 1, 1-3-2022)

### 4.08.030 Created; appointments.

- A. There is created an HPC which shall consist of five members comprised of a maximum of three and a minimum of one member of the Planning and Zoning Commission and a maximum of four and a minimum of two members of the community who shall be appointed by the Mayor with the advice and consent of the Council.
- B. All members of the HPC shall have a demonstrated interest, competence or knowledge in history or historic preservation. The Council shall endeavor to appoint community members with professional training or experience in the disciplines of architecture, history, architectural history, urban planning, archaeology, engineering, law, or other historic preservation related disciplines.
- C. Initial appointments to the HPC shall be made as follows: two two-year terms, and three three-year terms. All subsequent appointments shall be made for three-year terms. HPC members may be reappointed to serve additional terms. Vacancies shall be filled in the same manner as original appointments, and the appointee shall serve for the remainder of the unexpired term.
- D. The members of the HPC may be reimbursed by the City for expenses incurred in connection with their duties and for meetings, subject to a resolution adopted by the City Council.

(Ord. 511 § 3, 1989; Ord. 512 § 1, 1989; Ord. 978 § 1, 2006; Ord. No. 1231, § 1, 1-3-2022)

(Supp. No. 6)

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(Ord. 684 § 5, 1996)

## CHAPTER 4.08 ARTS AND HISTORY COMMISSION

### 4.08.010 Purpose.

The purpose of this chapter is to establish the Arts and History Commission of the City of Ketchum to recognize the value of arts, culture, and historic preservation in enhancing the quality of life, economic vitality, and cultural heritage of the community. The Commission is created to promote and enhance the arts, culture, and historic heritage within the City; to encourage public understanding and appreciation of Ketchum's cultural and historic heritage; to support a vibrant environment for artistic and cultural activity; and to preserve and strengthen the community's distinctive identity and sense of place.

### 4.08.020 Created; advisory to council.

An Arts and History Commission is created, hereinafter referred to as the Commission, which shall be advisory to the Mayor and City Council. Any land use authority or decision-making related to historic structures, historic sites, or associated property shall reside with the Planning and Zoning Commission.

### 4.08.030 Composition; appointments; terms.

A. The Commission shall consist of seven (7) members.

B. Members shall be appointed by the Mayor with the advice and consent of the Council.

C. The membership should, to the greatest extent practicable, include:

1. Persons with demonstrated interest, competence, or knowledge in one or more of the following:
  - a. History
  - b. Historic preservation
  - c. Archaeology
  - d. Cultural arts
  - e. Visual, performing, or literary arts
  - f. Arts administration or curation
  - g. Museum studies
  - h. Landscape architecture
  - i. Real estate or law as related to preservation or the arts
  - j. Other related disciplines.

D. Initial appointments shall be for staggered terms. Thereafter, terms shall be three (3) years.

(Supp. No. 6)

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**4.08.040 Organization, officers, rules, meetings.**

- A. The HPC shall have the power to make whatever rules are necessary for the execution of its duties as set forth in this chapter. Rules of procedure and bylaws adopted by the HPC shall be available for public inspection.
- B. The HPC shall elect officers from among the HPC members. The chairperson shall preside at meetings of the HPC. The vice chairperson shall, in the absence of the chairperson, perform the duties of the chairperson.
- C. All meetings of the HPC shall be open to the public and follow the requirements of Idaho's open meeting laws. The HPC shall keep minutes and other appropriate written records of its resolutions, proceedings and actions.
- D. The HPC may recommend to the Council, within the limits of its funding, the employment of or the contracting with other parties for the services of technical experts or other persons as it deems necessary to carry on the functions of the HPC.

(Ord. 511 § 4, 1989; Ord. No. 1231, § 1, 1-3-2022)

**4.08.050 Powers, duties and responsibilities.**

The HPC shall be advisory to the Council and shall be authorized to:

- A. Conduct a survey of local historic properties;
- B. Recommend the acquisition of fee and lesser interests in historic properties, including adjacent or associated lands, by purchase, bequests or donation;
- C. Recommend methods and procedures necessary to preserve, restore, maintain and operate historic properties under the ownership or control of the City;
- D. Recommend the lease, sale, other transfer or disposition of historic properties subject to rights of public access and other covenants and in a manner that will preserve the property;
- E. Contract, with the approval of the Council, with the state or federal government, or any agency of either, or with any other organization;
- F. Cooperate with the federal, state and local governments in the pursuance of the objectives of historic preservation;
- G. Make recommendations in the planning processes undertaken by the county, the City, the state or the federal government and the agencies of these entities;
- H. Recommend ordinances and otherwise provide information for the purposes of historic preservation in the City;
- I. Promote and conduct an educational and interpretive program on historic preservation and historic properties in the City;
- J. HPC members, employees or agents of the HPC may enter private property, buildings or structures in the performance of their official duties only with the express consent of the owner or occupant;
- K. Review nominations of properties to the National Register of Historic Places for properties within the City's jurisdiction;
- L. Establish and maintain the Historic Building/Site list;
- M. Review and make decisions on Demolition and Alteration applications.

TITLE 4 - COMMISSIONS AND BOARDS  
CHAPTER 4.08 HISTORICAL PRESERVATION COMMISSION

E. Members shall be limited to a total of two terms, which may be served consecutively, unless otherwise approved by resolution of the City Council.

F. Vacancies shall be filled in the same manner as the original appointment for the remainder of the unexpired term.

G. Members may be reimbursed for expenses as approved by resolution of the City Council.

**4.08.040 Organization, officers, meetings, rules.**

A. The Commission shall elect a chair and vice-chair annually from among its members at the first regular meeting of each calendar year.

B. All meetings shall be open to the public and conducted in accordance with Idaho open meeting laws.

C. The Commission shall keep minutes and other appropriate records.

D. The Commission may recommend to the Council, within budgetary limits, the use of technical experts or consultants.

E. The Mayor shall designate one City staff member to the Commission. Staff shall provide administrative support, assist with agenda preparation and reports, coordinate with other City departments, and serve as a point of communication between the Commission, the Mayor, and the City Council. Additional staff or consultants may assist as necessary. Staff member shall not be a voting member of the Commission. The Commission shall not exercise administrative or supervisory authority over City staff, and all staff direction and supervision shall remain with the City Administrator or designee.

**4.08.050 Powers, duties, and responsibilities.**

A. Encourage and support of the arts in their broad and continually evolving forms, including, without limitation, the visual, performing, and literary arts.

B. Preserve and interpret the history and heritage of the Ketchum community, including the identity, customs, traditions, and cultural practices that define the community and are transmitted to future generations.

(Ord. 511 § 5, 1989; Ord. No. 1231, § 1, 1-3-2022)

#### 4.08.060 Special restrictions.

Under the provisions of Idaho Code section 57-4612, the City of Ketchum, Idaho, may provide by ordinances, special conditions or restrictions for the protection, enhancement and preservation of historic properties.

(Ord. 511 § 6, 1989; Ord. No. 1231, § 1, 1-3-2022)

### CHAPTER 4.12 PLANNING AND ZONING COMMISSION

#### 4.12.010 Definitions.

As used in this chapter, the following definitions shall apply:

Appointive members: All members appointed to the Commission by the Mayor and confirmed by a majority vote of the City Council, pursuant to Idaho Code section 67-6504.

Commission: The City of Ketchum Planning and Zoning Commission created by this chapter.

Governing board: The Mayor and City Council of the City of Ketchum, Idaho.

(Ord. 1130, 2015)

#### 4.12.020 Creation of the Commission.

A Planning and Zoning Commission for the City of Ketchum, Idaho, is hereby created pursuant to Idaho Code section 67-6504. The appointment of members, filling vacancies, residency, length of service and removal for cause shall conform to requirements contained in Idaho Code section 67-6504(a) as may be amended from time to time, unless more restrictive requirements are established in bylaws of the Commission adopted by resolution of the City Council.

(Ord. 1130, 2015)

#### 4.12.030 Establish number of members.

The number of members to be appointed to the Commission shall be five, pursuant to Idaho Code section 67-6504(a) that provides for not less than three members and not more than 12 members.

(Ord. 1130, 2015)

#### 4.12.040 Establish term of office.

The term of office shall be three years, pursuant to Idaho Code section 67-6504(a) that provides for not less than three years and not more than six years.

(Ord. 1130, 2015)

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### TITLE 4 - COMMISSIONS AND BOARDS CHAPTER 4.08 HISTORICAL PRESERVATION COMMISSION

C. Advise the City on the selection, placement, and maintenance of public art and historic installations, and encourage the incorporation of artistic and historic features into public and private development where appropriate.

D. Support and promote opportunities for residents, organizations, and artists to participate in arts and cultural activities, advance arts education, and increase public awareness of the arts and the community's history and heritage.

E. Facilitate communication and provide information and assistance to arts, cultural, and historic preservation organizations to encourage collaboration, program development, and access to funding and other resources.

F. Advise the Mayor and City Council on matters related to arts, culture, and historic preservation, and review and make recommendations on related projects, grants, and funding.

G. Encourage and support the development of arts and historic preservation programs and activities, and seek financial support for such programs, subject to approval by the City Council.

#### 4.08.070 Public art.

A. The Commission shall coordinate with relevant City departments on the selection, installation, maintenance, and conservation of public art.

B. Public art may be located on publicly owned property or on publicly accessible private property, subject to a written agreement.

C. The Commission shall recommend public art guidelines for adoption by the Council.

D. Nothing herein shall preclude the funding of public art through grants, donations, urban renewal funds, percent-for-art programs, or other lawful sources.

#### 4.08.080 Source of funds.

Funds to support the Commission may include, but are not limited to, general funds, percent-for-art funds, Ketchum Urban Renewal Agency funds, Local Option Tax funds, grants, donations, funding from other organizations and agencies, and other lawful sources for arts and historic preservation activities.

#### 4.08.090 Reports.

The Commission shall make reports and recommendations to the Mayor and City Council as requested.

Ketchum, Idaho, Code of Ordinances  
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4.12.050 Compliance with Idaho Code.

The bylaws of the Planning and Zoning Commission setting forth organization, rules, records, meetings, expenditures, and staff shall comply with Idaho Code section 67-6504, as may be amended from time to time. (Ord. 1130, 2015)

CHAPTER 4.16 ARTS COMMISSION

4.16.010 Purpose.

It is the purpose of this chapter and the policy of the City to recognize the value of art in public places, in order to beautify public areas, to enhance the quality of life for Ketchum citizens, to attract tourism, to enhance art education and celebration of cultural heritage, and to provide incentives to businesses to locate within the City, thus expanding Ketchum's economic base. (Ord. 1168, 2017)

4.16.020 Definitions.

In construing the provisions of this chapter, the following definitions shall apply:

Public art: Art in any media (temporary, long term, visual, performing, time based, etc.) that has been planned and executed with the intention of being staged in the physical public domain, usually outside and accessible to all. (Ord. 1168, 2017)

4.16.030 General requirements.

- A. Public art may be an integral part of a structure, attached to a structure or detached from a structure within or outside of it. Public art may also be located on any publicly owned property or on publicly accessible private property upon formal written agreement with the private entity.
B. Any public art chosen shall be located in a public place with public accessibility and impact, and further shall comply with any addition to any guidelines established by Council upon recommendation of the Ketchum Arts Commission.
C. Nothing contained herein shall preclude funding City public art by matching monies, donations, or other means. (Ord. 1168, 2017)

4.16.040 Administrative responsibilities.

- A. The City designates the Ketchum Arts Commission, to be responsible for the location and selection of all public art in the City. The Ketchum Arts Commission shall make recommendations and shall seek input and advice from relevant City departments prior to installation. It shall also advise relevant City departments regarding the maintenance, repair, or other conservation of public art.

CHAPTER 4.08 HISTORICAL PRESERVATION COMMISSION

4.08.010 Purpose.

The purpose of this chapter is to define the composition, duties, and responsibilities of the City of Ketchum Historic Preservation Commission. (Ord. 511 § 1, 1989; Ord. No. 1231, § 1, 1-3-2022)

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Historic preservation means the research, documentation, protection, restoration and rehabilitation of buildings, structures, objects, districts, areas and sites significant in the history, architecture, archaeology or culture of this state, its communities or the nation.

Historic property means any building, structure, area or site that is significant in the history, architecture, archaeology or culture of this community, the state, or the nation.

HPC means the Historic Preservation Commission of the City of Ketchum, Idaho. (Ord. 511 § 2, 1989; Ord. No. 1231, § 1, 1-3-2022)

4.08.030 Created; appointments.

- A. There is created an HPC which shall consist of five members comprised of a maximum of three and a minimum of one member of the Planning and Zoning Commission and a maximum of four and a minimum of two members of the community who shall be appointed by the Mayor with the advice and consent of the Council.
B. All members of the HPC shall have a demonstrated interest, competence or knowledge in history or historic preservation. The Council shall endeavor to appoint community members with professional training or experience in the disciplines of architecture, history, architectural history, urban planning, archaeology, engineering, law, or other historic preservation related disciplines.
C. Initial appointments to the HPC shall be made as follows: two two-year terms, and three three-year terms. All subsequent appointments shall be made for three-year terms. HPC members may be reappointed to serve additional terms. Vacancies shall be filled in the same manner as original appointments, and the appointee shall serve for the remainder of the unexpired term.
D. The members of the HPC may be reimbursed by the City for expenses incurred in connection with their duties and for meetings, subject to a resolution adopted by the City Council. (Ord. 511 § 3, 1989; Ord. 512 § 1, 1989; Ord. 978 § 1, 2006; Ord. No. 1231, § 1, 1-3-2022)

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- B. Public art selected shall be consistent with the City's comprehensive plan, zoning and subdivision ordinances, and land uses contemplated therein.
- C. The Ketchum Arts Commission shall work with the City regarding the public art selected for installation in coordination with projects contained in the capital improvement program and selection of artists for public art projects.
- D. The Ketchum Arts Commission shall make reports from time to time as requested by the Mayor and/or the Council.

(Ord. 1168, 2017)

#### 4.16.050 Source of funds.

Funds to support the Arts Commission may include, but are not limited to, general funds, percent for arts funds, Ketchum Urban Renewal Agency funds, grants, donations, and funding from other organizations and agencies.

(Ord. 1168, 2017)

#### 4.16.060 Establishment, composition and terms.

The Commission shall consist of no more than nine members who shall receive no salary. The Mayor and Commission Chair will work together to discuss new members for appointment. Members shall be appointed by the Mayor and confirmed by the City Council, and any member may, in a like manner, be removed.

- A. The Commission shall adopt bylaws for the management and operation of meetings.
- B. In addition to the nine members, the executive director of the Ketchum Community Development Corporation (KCDC) will serve as a nonvoting member of the Commission.
- C. The term of office for each of the members shall be three years. Two consecutive three-year terms shall be the maximum allowable for a member and shall constitute a full term. Upon completion of a full term, reappointment will be allowable after a one year waiting period.

(Ord. 1168, 2017)

#### 4.16.070 Duties and responsibilities.

The duties and responsibilities of the Commission shall be as follows:

- A. Stimulate awareness and appreciation of the importance of the arts in the broadest possible manner including, but not limited to, the review and incorporation of public art with existing and new construction (both public and private), support of visual, performing and literary arts (individuals, organizations, businesses), and both a general promotion of the arts and arts education.
- B. Encourage the preservation and growth of the City's art resources, foster the development of a receptive climate for the arts, and promote opportunities for Ketchum residents to participate in artistic activities.
- C. Provide information, encouragement, and general assistance to Ketchum's cultural organizations and artists.
- D. Promote the development of Ketchum artists, institutions and community organizations sponsoring arts activities.

#### ~~4.08.040 Organization, officers, rules, meetings.~~

- ~~A. The HPC shall have the power to make whatever rules are necessary for the execution of its duties as set forth in this chapter. Rules of procedure and bylaws adopted by the HPC shall be available for public inspection.~~
- ~~B. The HPC shall elect officers from among the HPC members. The chairperson shall preside at meetings of the HPC. The vice chairperson shall, in the absence of the chairperson, perform the duties of the chairperson.~~
- ~~C. All meetings of the HPC shall be open to the public and follow the requirements of Idaho's open meeting laws. The HPC shall keep minutes and other appropriate written records of its resolutions, proceedings and actions.~~
- ~~D. The HPC may recommend to the Council, within the limits of its funding, the employment of or the contracting with other parties for the services of technical experts or other persons as it deems necessary to carry on the functions of the HPC.~~

~~{Ord. 511 § 4, 1989; Ord. No. 1231, § 1, 1-3-2022}~~

#### ~~4.08.050 Powers, duties and responsibilities.~~

~~The HPC shall be advisory to the Council and shall be authorized to:~~

- ~~A. Conduct a survey of local historic properties;~~
- ~~B. Recommend the acquisition of fee and lesser interests in historic properties, including adjacent or associated lands, by purchase, bequests or donation;~~
- ~~C. Recommend methods and procedures necessary to preserve, restore, maintain and operate historic properties under the ownership or control of the City;~~
- ~~D. Recommend the lease, sale, other transfer or disposition of historic properties subject to rights of public access and other covenants and in a manner that will preserve the property;~~
- ~~E. Contract, with the approval of the Council, with the state or federal government, or any agency of either, or with any other organization;~~
- ~~F. Cooperate with the federal, state and local governments in the pursuance of the objectives of historic preservation;~~
- ~~G. Make recommendations in the planning processes undertaken by the county, the City, the state or the federal government and the agencies of these entities;~~
- ~~H. Recommend ordinances and otherwise provide information for the purposes of historic preservation in the City;~~
- ~~I. Promote and conduct an educational and interpretive program on historic preservation and historic properties in the City;~~
- ~~J. HPC members, employees or agents of the HPC may enter private property, buildings or structures in the performance of their official duties only with the express consent of the owner or occupant;~~
- ~~K. Review nominations of properties to the National Register of Historic Places for properties within the City's jurisdiction;~~
- ~~L. Establish and maintain the Historic Building/Site list;~~
- ~~M. Review and make decisions on Demolition and Alteration applications.~~

- E. Assess the needs of the arts and of the people of Ketchum and make such information available to the Mayor and City Council and all interested agencies and persons.
- F. Review and provide recommendations and advice to the Mayor and City Council on all proposed arts related projects, events, grants, general disbursement of funds or provision of services to artists, nonprofit or for profit arts institutions or organizations.
- G. Encourage and provide direction to coordinate, partner or benefit from the arts activities or opportunities provided by other governmental agencies.
- H. Seek and encourage financial support, including grants, loans and guarantees for Ketchum Arts Commission projects subject to approval by the City Council and Mayor.

(Ord. 1168, 2017)

{Ord. 511 § 5, 1989; Ord. No. 1231, § 1, 1-3-2022}

**4.08.060 Special restrictions.**

~~Under the provisions of Idaho Code section 67-461257-4612, the City of Ketchum, Idaho, may provide by ordinances, special conditions or restrictions for the protection, enhancement and preservation of historic properties;~~

{Ord. 511 § 6, 1989; Ord. No. 1231, § 1, 1-3-2022}

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**CHAPTER 4.12 PLANNING AND ZONING COMMISSION**

**4.12.010 Purpose.**

The purpose of this chapter is to establish the Planning and Zoning Commission of the City of Ketchum in accordance with Idaho Code Title 67, Chapter 65, and to define its composition, duties, and responsibilities. The Commission is created to promote the orderly development of the City, to implement the goals and policies of the Comprehensive Plan; to review and make recommendations on land use, zoning, and subdivision matters; and to advise the Mayor and City Council on issues affecting the growth, development, and general welfare of the community.

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**4.12.010 Definitions.**

~~As used in this chapter, the following definitions shall apply:~~

~~Appointive members: All members appointed to the Commission by the Mayor and confirmed by a majority vote of the City Council, pursuant to Idaho Code section 67-6504.~~

~~Commission: The City of Ketchum Planning and Zoning Commission created by this chapter.~~

~~Governing board: The Mayor and City Council of the City of Ketchum, Idaho.~~

{Ord. 1130, 2015}

**4.12.020 Creation of the Commission.**

A Planning and Zoning Commission for the City of Ketchum, Idaho, is hereby created pursuant to Idaho Code section 67-6504. The appointment of members, filling vacancies, residency, length of service and removal for cause shall conform to requirements contained in Idaho Code section 67-6504(a) as may be amended from time to time, unless more restrictive requirements are established in bylaws of the Commission adopted by resolution of the City Council.

(Ord. 1130, 2015)

**4.12.030 Establish number of members.**

The number of members to be appointed to the Commission shall be five, pursuant to Idaho Code section 67-6504(a) that provides for not less than three members and not more than 12 members.

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(Supp. No. 6)

(Ord. 1130, 2015)

**4.12.040 Establish term of office.**

The term of ~~office commissioner~~ shall be three years, pursuant to Idaho Code section 67-6504(a) that provides for not less than three years and not more than six years.

(Ord. 1130, 2015)

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**4.12.050 Compliance with Idaho Code.**

The bylaws of the Planning and Zoning Commission setting forth organization, rules, records, meetings, expenditures, and staff shall comply with Idaho Code section 67-6504, as may be amended from time to time. ~~1.~~

(Ord. 1130, 2015)

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**CHAPTER 4.16 ARTS COMMISSION**

**4.16.010 Purpose.**

It is the purpose of this chapter and the policy of the City to recognize the value of art in public places, in order to beautify public areas, to enhance the quality of life for Ketchum citizens, to attract tourism, to enhance art education and celebration of cultural heritage, and to provide incentives to businesses to locate within the City, thus expanding Ketchum's economic base.

(Ord. 1168, 2017)

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**4.16.020 Definitions.**

In construing the provisions of this chapter, the following definitions shall apply:

**Public art:** Art in any media (temporary, long term, visual, performing, time-based, etc.) that has been planned and executed with the intention of being staged in the physical public domain, usually outside and accessible to all.

(Ord. 1168, 2017)

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**4.16.030 General requirements.**

A. Public art may be an integral part of a structure, attached to a structure or detached from a structure within or outside of it. Public art may also be located on any publicly owned property or on publicly accessible private property upon formal written agreement with the private entity.

B. Any public art chosen shall be located in a public place with public accessibility and impact, and further shall comply with any addition to any guidelines established by Council upon recommendation of the Ketchum Arts Commission.

C. Nothing contained herein shall preclude funding City public art by matching monies, donations, or other means.

(Ord. 1168, 2017)

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**4.16.040 Administrative responsibilities.**

- A. The City designates the Ketchum Arts Commission, to be responsible for the location and selection of all public art in the City. The Ketchum Arts Commission shall will make recommendations and shall seek input and advice from relevant City departments prior to public art installation. It shall The Ketchum Arts Commission will also advise relevant City departments regarding the maintenance, repair, brand other conservation of public art.
  - B. Public art selected shall be consistent with the City's comprehensive plan, zoning and subdivision ordinances, and land uses contemplated therein.
  - C. The Ketchum Arts Commission shall will work with the City regarding the public art selected for installation in coordination with projects contained in the capital improvement program and selection of artists for public art projects.
  - D. The Ketchum Arts Commission shall make reports from time to time as requested by the Mayor and/or the Council.
- (Ord. 1168, 2017)

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**4.16.050 Source of funds.**

Funds to support the Arts Commission may include, but are not limited to, general funds, percent for arts funds, Ketchum Urban Renewal Agency funds, grants, donations, and funding from other organizations and agencies.

(Ord. 1168, 2017)

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**4.16.060 Establishment, composition and terms.**

- A. The Commission will shall consist of no more than nine members who shall receive no salary. The Mayor and Commission Chair will work together to discuss new members for appointment. Members shall be appointed by the Mayor and confirmed by the City Council, and any member may, in a like manner, be removed.
  - A. The Commission shall adopt bylaws for the management and operation of meetings.
  - B. In addition to the nine members, the executive director of the Ketchum Community Development Corporation (KCDC) will serve as a nonvoting member of the Commission.
  - C. The term of office for each of the members shall be three years. Two consecutive three-year terms shall be the maximum allowable for a member and shall constitute a full term. Upon completion of a full term, reappointment will be allowable after a one year waiting period.
- (Ord. 1168, 2017)

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**4.16.070 Duties and responsibilities.**

- A. The duties and responsibilities of the Arts Commission shall be as follows:
  - A. Stimulate awareness and appreciation of the importance of the arts in the broadest possible manner including, but not limited to, the review and incorporation of public art with existing and new construction (both public and private); support of visual, performing and literary arts (individuals, organizations, businesses); and both a general promotion of the arts and arts education.

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- B. — Encourage the preservation and growth of the City's art resources, foster the development of a receptive climate for the arts, and promote opportunities for Ketchum residents to participate in artistic activities.
- C. — Provide information, encouragement, and general assistance to Ketchum's cultural organizations and artists.
- D. — Promote the development of Ketchum artists, institutions and community organizations sponsoring arts activities.
- E. — Assess the needs of the arts and of the people of Ketchum and make such information available to the Mayor and City Council and all interested agencies and persons.
- F. — Review and provide recommendations and advice to the Mayor and City Council on all proposed arts related projects, events, grants, general disbursement of funds or provision of services to artists, nonprofit or for profit arts institutions or organizations.
- G. — Encourage and provide direction to coordinate, partner or benefit from the arts activities or opportunities provided by other governmental agencies.
- H. — Seek and encourage financial support, including grants, loans and guarantees for Ketchum Arts Commission projects subject to approval by the City Council and Mayor.

(Ord. 1168, 2017)

## CHAPTER 4.30 URBAN RENEWAL AGENCY

### 4.30.010 Purpose.

The purpose of this chapter is to establish the Ketchum Urban Renewal Agency (KURA), an independent agency formed by the City of Ketchum in 2006, to focus on downtown revitalization, community housing, and public and private investments. The KURA operates under its own budget, bylaws, and Board of Commissioners, implementing projects identified in the Ketchum Urban Renewal Plan adopted by the City Council. Ketchum Urban Renewal Agency.

### 4.30.020 Establishment and Composition.

The Ketchum Urban Renewal Agency is established as an independent agency of the City of Ketchum. The Agency shall be governed by a Board of Commissioners consisting of seven members: two members of the Ketchum City Council and five additional members from the community. The members shall be appointed by the Mayor and confirmed by the City Council. Ketchum Urban Renewal Agency.

### 4.30.030 Powers and Duties.

The KURA shall have the authority to:

1. Implement the projects identified in the Ketchum Urban Renewal Plan.
2. Utilize tax increment financing to fund urban renewal projects.

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3. Acquire, improve, and dispose of property within the Revenue Allocation Area.
4. Enter into contracts and agreements necessary to carry out urban renewal projects.
5. Issue bonds or other obligations to finance urban renewal activities.
6. Perform all other activities authorized under Idaho Code Title 50, Chapter 20.

#### 4.30.040 Administrative Responsibilities.

The City designates the Ketchum Urban Renewal Agency as responsible for the administration and implementation of urban renewal projects within the City. The KURA shall coordinate with relevant City departments and officials to ensure alignment with the City's comprehensive plan and zoning ordinances.

#### 4.30.050 Funding Sources.

The KURA may utilize various funding sources to support its activities, including but not limited to:

1. Tax increment financing derived from the Revenue Allocation Area.
2. Grants and loans from federal, state, or local agencies.
3. Private investments and partnerships.
4. Donations and other contributions.

#### 4.30.060 Reporting and Oversight.

The KURA shall provide annual reports to the City Council detailing its activities, financial status, and progress on urban renewal projects. The City Council shall have oversight authority to ensure that the KURA's activities align with the City's goals and objectives.

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