

Ordinance TBD-2024

AN ORDINANCE OF THE CITY OF NEW MEADOWS, ADAMS COUNTY, IDAHO, AMENDING TITLE 7, CHAPTER 5 OF THE NEW MEADOWS CITY CODE AS FOLLOWS: IN SECTION 7-5-3B, PERMIT REQUIRED, ADDING DURING THE MONTHS OF NOVEMBER THROUGH MARCH, ISSUANCE OF THE PERMIT MAY BE DELAYED DUE TO THE POTENTIAL DISRUPTION OF SNOW REMOVAL AND WEATHER RELATED ISSUES THAT ARISE DURING THE WINTER, AS DETERMINED BY THE MAYOR. THE APPLICATION FOR PERMIT WILL BE CONSIDERED ONCE THE WEATHER-RELATED ISSUES ARE RESOLVED SO THAT RIGHT-OF-WAY WORK MAY BE CONDUCTED SAFELY.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NEW MEADOWS, IDAHO:

Section 1: Title 7 Chapter 5, Section 3B, *Permit Required*, is hereby amended as follows, to wit:

When used in this title, the following words and terms shall have the meanings ascribed to them in this section:

B. Any public right-of-way user which owns or controls a facility within any public right-of-way, or any portion thereof, on the effective date of this chapter, that subsequently excavates or otherwise obstructs any public right-of-way, or any portion thereof, shall first obtain a permit therefor as required under this section.

1. The permit shall be issued by the City Clerk within three (3) business days of the receipt of a completed application, which may include financial guarantees, and is required for any work done in the City right-of-way.
2. A permit fee will be established by resolution of the City Council.
3. The applicant will be required to reimburse the City for any engineer expenses incurred as a result of issuing the permit or inspecting and/or completing the work and restoration in the right-of-way.
4. Upon finding that an emergency exists, the Public Works Director may cancel any such permit requirement or require lesser notice as is necessary under the circumstances. (Ord. 361-2019, 7-22-2019)
5. **During the months of November through March, issuance of the permit may be delayed due to the potential disruption of snow removal and weather-related issues that arise during the winter, as determined by the Mayor. The application for permit will be considered once the weather-related issues are resolved so that right-of-way work may be conducted safely.**

Section 2: This ordinance shall be in full force and effect after its passage, approval, and publication, according to law.

PASSED AND APPROVED BY THE MAYOR AND COUNCIL OF THE CITY OF NEW MEADOWS, IDAHO THIS 28TH DAY OF OCTOBER 2024.

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By: _____

Julie A. Good, Mayor

Attest: By _____

Kyla Gardner, City Clerk