

BOISE COUNTY INTERIM LAND PLAN RESOLUTION

WHEREAS, various state and federal agencies are empowered to develop and implement policies governing use of certain public lands in Boise County, and

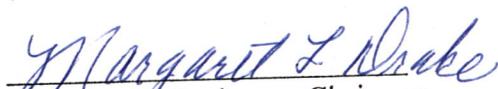
WHEREAS, for their livelihood and recreational opportunities it is the custom and culture of Boise County citizens to depend on multiple use of the renewable resources on public lands; and to provide active stewardship over these lands to protect and sustain these resources, and,

WHEREAS, Boise County Commissioners have been petitioned by the people to assist federal and state agencies in developing and implementing policies for these lands,

NOW, THEREFORE, be it resolved and declared by the Boise County Board of Commissioners as follows:

That an *Interim Land Plan* is adopted until a *Comprehensive County Land Plan* is completed. This interim plan will serve as the means for citizens to assure that the customs and culture of Boise County are acknowledged and incorporated as federal and state policies governing use of public lands within Boise County are developed.

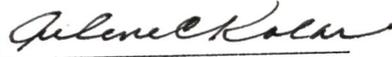
Adopted at 5:15 (~~AM~~/PM) on this 24th day of May, 1993, by the Commissioners ascribing their names hereto.


Margaret L. Drake Chairman

ABSTAINED

Commissioner #1


Commissioner #2

ATTEST: 
Clerk

BOISE COUNTY'S INTERIM LAND USE POLICY PLAN

The Boise County Interim Land Use Policy Plan is the county land use plan adopted by the Boise County government to guide the use of public lands and public resources in Boise county and to protect the rights of private landowners.

Federal and state lands make up a substantial part of Boise County. Moreover, Boise County's economy is dependent on business activities on federal and state lands. These activities are inseparably tied to the small fraction of private patented lands in Boise County. The nature and intent of Boise County government land use planning is to protect the custom and culture of County citizens through protection of private property rights, the facilitation of a free market economy, and the establishment of a process to ensure self-determination by local communities and individuals.

It is therefore necessary to develop and implement land use planning mechanisms that focus on federal and state land uses and activities. The Interim Land Use Policy Plan is an interim set of policies that shall provide a general planning framework to remain in effect until a permanent Boise County Comprehensive Land Use Plan is developed and approved by the Boise County Commissioners.

The Interim Plan addresses federal and state land management issues directly and is intended to be used as a positive guide for federal and state land management agencies in their development and implementation of land use plans and management actions. The County and its citizens support the continued multiple use of federal and state lands in Boise County.

Therefore, it is the policy of Boise County that federal and state agencies shall inform local governments of all pending actions affecting local communities and citizens and coordinate with them in the planning and implementation of those actions. The Boise County Commission, when affected by such actions, shall be consulted and coordinated with in accordance with the laws of Idaho and the laws of the United States.

Finally, in compliance with federal and state law, including but not limited to the Federal Land Management and Policy Act of 1976 and the National Forest Management Act, all federal and state agencies shall comply with the Boise County Land Use Policy Plan to coordinate with the County Commission for the purpose of planning and managing federal and state lands within the geographic boundaries of Boise County, Idaho. Federal and state agencies proposing actions that will impact the Boise County Land Use Policy Plan shall prepare and submit in writing, and in a timely manner, report(s) on the purposes, objectives and estimated impacts of such actions, including economic, to the Boise County Commission. These report(s) shall be provided to the Boise County Commission for review and coordination prior to federal or state initiation of action.

BOISE COUNTY'S INTERIM LAND USE POLICY PLAN

PREAMBLE

We, the people of Boise County, State of Idaho, accept, support and sustain the Constitutions of the United States and of the State of Idaho. We desire through our elected legislature and governor that the federal government comply with the Constitution of the United States, Article One, Section Eight, Paragraph Seventeen, which limits the authority of the federal government to specific lands, and we hereby reaffirm our demand that all lands in Boise County not so specifically designated be relinquished to the citizens thereof.

Further, we reaffirm the fundamental rights of mankind as enumerated in the Declaration of Independence and acknowledge the limited nature of government as intended by the nation's Founding Fathers. Based on these cherished traditions, we declare that all natural resource decisions affecting Boise County shall be guided by the principles of protecting private property rights, protecting local custom and culture, maintaining traditional economic structures through self-determination, and opening new economic opportunities through reliance on free markets. Resource decisions made in this manner will enhance environmental quality.

LAND DISPOSITION

Recognizing that land is essential to local industry and residence, it shall be the policy of this County that the design and development of all federal and state land disposal, including land adjustments and exchanges, be carried out to the benefit of the citizens of Boise County.

POLICIES

1. Increase opportunities for local economic development by increasing the amount of patented and non-federal land within the County.
2. Federal land agencies shall not acquire any private lands or rights in private lands within Boise County without first ensuring:
 - a. That as a minimum, parity in land ownership status is maintained; and
 - b. That private property interests are protected and enhanced.
3. Federally managed lands that are difficult to manage or which lie in isolated tracts shall be targeted for disposal.
4. The general public, the state of Idaho and local communities shall be notified of, consulted about, and otherwise involved in all federal and state land adjustments in Boise County. Boise County concurrence shall be required prior to any such land adjustments. Further, Boise County shall be the lead planning agency in all federal and state land adjustments occurring within the County's political boundaries.
5. The Idaho State Land Offices and State Land Board shall assist Boise County in coordinating land exchanges so as to maximize patented fee simple lands.

BOISE COUNTY'S INTERIM LAND USE POLICY PLAN

LAND DISPOSITION-POLICIES

6. Boise County shall reserve the right to determine land withdrawals for hazardous and non-hazardous waste storage as well as the types and points of origin of such waste.
7. Before federal and state land agencies can change land use, adverse impact studies on uses shall be conducted and mitigation measures adopted with concurrence from Boise County. Adverse impact studies shall address community stability, and local custom and culture.

WATER RESOURCES

Boise County recognizes that the protection and development of its water resources are essential to its short and long term economic and cultural viability.

POLICIES

1. The protection of existing water rights and water uses within the County is of primary importance to the County's economic and cultural well-being. Therefore, transfers in water use should be carefully considered in relationship to the history, traditions, and culture of Boise County. Any federally proposed designation of Wild and Scenic Rivers and all federal policies regarding riparian management in Boise County shall be coordinated with the County Commission and shall comply with all County water use plans. Federal agencies managing waterways and wetlands containing endangered species shall mutually coordinate their management activities and plans with the County Commission.
2. Boise County shall, as resources allow, promote or pursue development of water markets for existing as well as future water rights for agricultural, municipal, industrial, and domestic purposes. In addition, Boise County shall explore and promote alternative uses of water, including but not limited to recreation and hydro-electric power.
3. Boise County when appropriate as determined by the County Commissioners shall be actively engaged in providing opportunity for the development of water-based recreation within the County.
4. Boise County reserves the right to initiate a process for establishing a geologic, hydrologic and biologic data base within the county. The county may acquire, develop, and synthesize alone or in coordination with other government agencies drilling information, water well testing information, flood prone information, riparian vegetation information and all other information deemed necessary for the county.

The county shall also develop a definition of "natural" hydrologic environment so as to assess the use of water in the county by man, vegetation, livestock, and wildlife within the context of historical use. The water use so far as possible shall be based on the relationship between precipitation, surface and ground water, evapotranspiration, and water use within the county.

BOISE COUNTY'S INTERIM LAND USE POLICY PLAN

WATER RESOURCES-POLICIES

5. The Boise County government shall be notified of all state, interstate and federal actions that have any impact on the water of that County prior to such actions being initiated. In addition, such proposed actions, including federally proposed Wild and Scenic River designations, shall be coordinated with the Boise County Commission and any County water and land use plans prior to adoption and implementation. It is the intent of the County to assist federal and state agencies in the planning and management of the County's natural, cultural, and economic resources.
6. Boise County recognizes the principles contained in State Water Law, the Constitutional priority doctrine of "First in time, first in right", and that all federal water rights must be in compliance with Idaho water law.
7. Boise county shall when deemed necessary by the County Commissioners develop its water use policy to ensure both water quantity and water quality and to ensure that such policy does not adversely impact water users outside the county.
8. Boise County reserves the right to develop Wild and Scenic River Designations of its own design and to require full federal compliance in the acceptance and enforcement of such designations. In addition, the County may when deemed necessary or desirable develop riparian management plans in concert and coordination with landowners, ranchers and the appropriate state and federal agencies.

AGRICULTURE

The custom and culture associated with agricultural production in Boise County is necessary to the livelihood and well-being of its citizens. Therefore, it is the policy of Boise County to protect agricultural, timber and mining land and promote the continuation of agricultural, timber and mining pursuits by protecting private property rights, relying on self-determination, and ensuring open market conditions.

POLICIES

1. Opportunities for grazing livestock on federal and state lands should be continued at levels consistent with custom and culture and the protection of equitable property rights.
2. Federal and state government should not obstruct agricultural opportunities on their respective lands.
3. Boise County shall when the County Commissioners deem it advisable establish a Grazing Advisory Board. Federal and state land managing agencies shall coordinate with the Board on all matters affecting livestock grazing on public lands.

BOISE COUNTY'S INTERIM LAND USE POLICY PLAN

AGRICULTURE-POLICIES

4. Boise County shall develop, in coordination with federal and state governments, an effective process and implement procedures and guidelines to account for the allocation and expenditure of range improvement funds.
5. Incentives for improving grazing lands and promoting good land stewardship shall be developed through:
 - a. Encouraging permittee ownership of range improvements;
 - b. Appropriate fee schedules;
 - c. Allowing subleasing of equitable property rights;
 - d. Allotment management plan flexibility; and
 - e. Increasing grazing capacity or allowing other economic benefits to accrue to permittees making investments in range betterment.
6. Boise County shall explore market and incentive systems to reduce administrative and grazing costs on federal and state lands.

TIMBER AND WOOD PRODUCTS

The custom and culture associated with timber and wood products production in Boise County is necessary to the livelihood and well-being of its citizens. Therefore, it is the policy of Boise County to protect timber resources and promote the continuation of a sustainable wood product's industry by providing economic opportunity, relying on self-determination, and ensuring open market conditions.

POLICIES

1. Boise County shall when possible promote sale sizes that provide opportunities for a wide spectrum of producers and that allow for local entrepreneurship.
2. Boise County may, consistent with the Comprehensive Plan, explore market and incentive systems to reduce administrative and harvest costs on federal and state lands.
3. Opportunities for a sustainable wood products industry shall be continued at levels consistent with custom and culture and as affected by prevailing market conditions.

BOISE COUNTY'S INTERIM LAND USE POLICY PLAN

CULTURAL RESOURCES, RECREATION, WILDLIFE, AND WILDERNESS

Boise County as needed shall promote and facilitate public and private recreational, cultural, wilderness and wildlife opportunities compatible with local custom and culture and within the constraints of private property rights and local self-determination.

POLICIES

1. Boise County may establish as part of its planning and zoning committee a threatened and endangered species committee for overseeing protection and recovery of all federal and state listed threatened or endangered species.
2. Boise County may as part of its planning and zoning committee establish a Boise County Wildlife Committee. Federal and state land and wildlife management and enforcement agencies shall coordinate with that Committee on all matters regarding wildlife.
3. No additional wilderness areas shall be designated in Boise County without the concurrence of the county planning and zoning committee.

MINERAL RESOURCES

Boise County recognizes that the development of its abundant mineral resources is desirable and necessary to the state and the nation. Therefore, it is the policy of Boise County to develop procedures and site specific plans that provide for the long term availability and responsible development of its mineral resources.

POLICIES

1. Support retention of and compliance with the 1872 Mining Law As Amended.

ACCESS AND TRANSPORTATION

Boise County shall so far as possible develop and maintain a transportation network that optimizes accessibility within the County and that minimizes the cost of movement between all communities and across public lands. Access to and or across federal and state lands shall not entail encumbrances or restriction on private property rights.

MONITORING AND COMPLIANCE

Boise County may develop as necessary monitoring and compliance standards to evaluate the interim land use plan and to ensure consistency between federal and state actions and activities and the land use requirements enumerated herein.

MONITORING AND COMPLIANCE

BOISE COUNTY'S INTERIM LAND USE POLICY PLAN

POLICIES

1. Boise County may monitor as necessary the condition of grazing lands, timber lands, wildlife, and wetlands. Federal and state agencies shall coordinate with the County in the collection of all monitoring data and in the analysis of all resource conditions.
2. Boise County may enforce by appropriate ordinance compliance with this interim land use plan and shall monitor consistency between federal and state actions and activities and the land use requirements enumerated herein.