

## RESOLUTION #97-23

### DESIGNATION OF HAZARDOUS DEVELOPMENT SITE

**WHEREAS**, the Board of Commissioners of Boise County enacted Ordinance #97-2, which authorized the designation of Hazardous Development Sites to protect the health, safety, and general welfare of the public; and

**WHEREAS**, Resolution #97-12 was passed by the Board on March 3, 1997, declaring T8N R3E SEC 8; Portion of Lot 6 or Tax 45; Recorded as Instrument 137678, 9-10-90, at the Boise County Recorder's Office, Idaho City, which lies adjacent to the Alluvial Fan at Lower Banks, Boise County, State of Idaho.

**WHEREAS**, Ordinance #97-2 was an emergency ordinance and has been rescinded by the Board of County Commissioners by the enactment of Ordinance #97-3, the Boise County Zoning and Development Ordinance; and

**WHEREAS**, Ordinance #97-3, Chapter 5, Designation of Hazardous Development Sites is now in effect;

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Boise County, Idaho as follows:

I. That technical studies have been conducted concerning debris, flood and flow potential in the Alluvial Fan Complex at Lower Banks in Boise County, Idaho. Said investigation reveals that the site identified below by approximate legal description is within the path of flow debris, flooding and sediments and is subject to an imminent threat to life and property. The details of such evaluation are set forth in the technical report of Federal/State Interagency Team dated February 5, 1997, which is attached and hereby made a part of this Resolution.

II. Based upon the foregoing, the Board of County Commissioners designates the following described lands as a Hazardous Development Site within the meaning of Boise County Ordinance #97-3, Chapter 5. Said land is more particularly described as follows:

T8N R3E SEC 8; Portion of Lot 6 or Tax 45; Recorded as Instrument 137678, 9-10-90, at the Boise County Recorders' Office, Idaho City; which lies adjacent to the Alluvial Fan at Lower Banks, Boise County, State of Idaho.

III. The employees and staff of Boise County are hereby authorized to carry out the responsibilities set forth in Ordinance #97-3, Chapter 5, to notify the affected property owners (Bottoms) of the Hazardous Development Site designation and to proceed as necessary to inform others affected by this action.

IV. Effective Date: This Resolution shall be immediately effective upon its passage by the Board of Commissioners of Boise County and supersedes Resolution #97-7.

**APPROVED and ADOPTED** as a Resolution of the Board of Commissioners of Boise County, Idaho, on this 21st day of April, 1997.



John N. Dyer, Chairman of the Board, District I

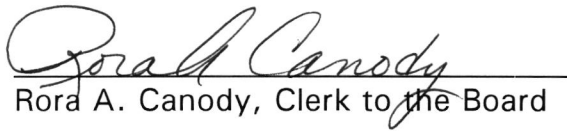


John S. Foard, Jr., Commissioner, District II



Harold E. Raper, Commissioner, District III

Attest:



Rora A. Canody, Clerk to the Board