CHAPTER 4.01 PLANNING AND ZONING COMMISSION*

*Note to Chapter 4.01: For statutory provisions concerning the creation, powers and duties of the planning commission, see Idaho Code Ch. 50-11. For provisions authorizing the planning commission to operate as a zoning commission, see Idaho Code §50-1210.

4.01.010 Creation – Composition and appointment

There is created a planning commission for the city pursuant to the provisions of Chapter 51 of the First Extraordinary Idaho Session Laws of 1935. The planning commission shall consist of seven members, one to be designated from among the members of the city council by the mayor, and the other six to be appointed by the mayor from among the resident taxpayers of the city (provided one member may be a nonresident taxpayer), at least four of whom shall hold no other public municipal office. Of the six members first appointed, two shall be appointed for two years, two for four years, and two for six years; all subsequent appointments shall be for periods of six years, or until their successors shall have been appointed. All appointments to the planning commission by the mayor shall be subject to approval of the city council, and any member of the planning commission may be removed for cause after public hearing by the city council. Members of the planning commission shall be selected without respect to political affiliations and shall serve without compensation. (Ord. 353 Art. 1 §1(part), 1946).

4.01.020 Term of office – Expiration

The term of office of members of the planning board shall expire May 1st and the organization of the board shall take place biannually at the first meeting of the planning commission in June, commencing with the year 1953. The term of office of a member of the planning commission from the city council shall expire every six months commencing June 1, 1951. (Ord. 376 §1, 1951: Ord. 353 Art. 1 §1A, 1946).

4.01.030 Chairman – Meetings – Rules – Recordkeeping required

The planning commission shall select its own chairman for a term of one year from among the six appointive members. Regular meetings shall be held at least once each month. The planning commission shall adopt roles for its own organization and for the transaction of business and shall keep a public record of its proceedings. All meetings shall be open to the public. (Ord. 353 Art. 1 §1(part), 1946).

4.01.040 Powers and duties generally

It shall be the duty of the planning commission to recommend and make suggestions to the city council, for the adoption of coordinated plans for the physical development of the city; for the formation of zoning districts; to make suggestions concerning the laying out, widening, extending and locating of streets, roads and highways for the relief of traffic; to make suggestions concerning density of population and development of land within the jurisdiction of the city; to make suggestions concerning the future growth, development and beautification of the city in order to promote the public health, morals, safety and welfare of the inhabitants thereof; to give suggestions and advice to individuals, firms, or corporations

concerning landscaping or location of buildings, structures of works to be erected, constructed or altered by or for such individuals, firms or corporations. The planning commission may cooperate with other and like commissions along the lines and purposes prescribed in this chapter. The planning commission may recommend to the mayor and city council programs for public improvements and the financing thereof. In general, the planning commission shall have such powers as may be necessary to enable it to perform its functions and promote municipal planning. (Ord. 353 Art. 3, 1946).

4.01.050 Zoning commission duties

The planning commission shall also serve as a zoning commission, pursuant to the provisions of Section 49-406, Idaho Code Annotated. (Ord. 353 Art. 1 §1(part), 1946).

4.01.060 Expenditure restrictions

The planning commission may appoint employees and may contract with city planners and other consultants, provided its expenditures, exclusive of gifts, shall be within the amounts appropriated for the purpose by the city council. (Ord. 353 Art. 1 §1 (part), 1946).