CITY OF REXBURG
ORDINANCE 1241

DEVELOPMENT CODE ORDINANCE 1200 AMENDMENT - INFRASTRUCTURE, PLAT AND LOT LINE ADJUSTMENT FOR SUBDIVISIONS

AN ORDINANCE AMENDING THE CURRENT DEVELOPMENT CODE (PLANNING AND ZONING ORDINANCE NO. 1200) CONCERNING SUBSTANTIVE AND NON -SUBSTANTIVE ITEMS; THE FOLLOWING CHANGES HAVE BEEN MADE: THE APPLICATION PROCESS FOR SUBDIVISIONS BY COMBINING THE PRELIMINARY AND FINAL PLAT PROCESS; UPGRADED SEWER AND WATER TO CURRENT D.E.Q. REQUIREMENTS; LOT LINE ADJUSTMENT REQUIREMENTS ADDED; AND PROVIDING FOR THE EFFECTIVE DATE OF THE ORDINANCE.

WHEREAS, The City of Rexburg is incorporated as an entity of the State of Idaho; and

WHEREAS, the State of Idaho Statutes are used by the City of Rexburg as the primary source of code compliance; and

WHEREAS, Rexburg City Codes are subordinate to Idaho State Code.

NOW THEREFORE, be it ordained by the Council of City of Rexburg, in the State of Idaho, as follows:

SECTION 1: **ADOPTION** "10.2 Lot Line Adjustment" of the Rexburg Development Code is hereby *added* as follows:

A D O P T I O N

10.2 Lot Line Adjustment*(Added)*

A. **Purpose: Trade or Sale to Straighten Boundaries.** The exchange of land for the purpose of straightening property boundaries or by adding land to existing parcels by trade or sale which does not result in change of the present land use or in any way result in land parcels which do not meet existing zoning regulations.
    1. **Lot Line Adjustment.** A lot-line-adjustment which does not reduce the area, frontage, width, depth, or building setback lines to fall below the minimums required by the zoning regulations. Land with two (2) legal descriptions stays as two (2) legal descriptions, but the descriptions are amended.
    2. **Lot Combination.** The combining of two established lots into a single lot. Land with two (2) legal descriptions will be described with one (1) legal description.
    3. **Lot Split.** A single lot divided into two separate lots. Land with a (1) single legal description will be described with two (2) legal descriptions.
B. **Application.** A Lot Line Adjustment application shall be submitted for all lot line changes

including lot splits, lot combinations and lot line adjustments via the city's Public Portal.

1. **Legal Descriptions.** Legal Descriptions shall be submitted with the application describing the new lots or new lot configuration.
    a. Legal Descriptions shall be consistent with a land survey and shall describe the metes and bounds of each lot to close, or consist of previously approved lots.
2. **Proof of Ownership.** Applicant shall submit proof of ownership. If Applicant is not the owner, an Affidavit of Legal Interest, signed and notarized by the owner, shall be submitted.

C. **Pay Fees.** Persons filing an application within the City of Rexburg shall first have paid all fees as established by resolution of the Council.
    1. Such fees may be reviewed and changed by resolution of the Council at such time as the Council deems necessary.

D. **Certification**. Upon receipt of the ~~preliminary p~~application and all required documents as provided herein, the City shall certify the application as complete and shall affix the date of application acceptance thereon.

E. **Reviews.** Once the Application is complete, the City shall transmit a copy of the application and the submitted documents to its various departments and such other agencies that have jurisdiction or an interest in the proposed adjustment for their review and recommendation.
    1. If no written reply is received from any of the various departments or interested agencies within ten business (10) days from the date of notification, approval of the Plat by such department or agency will be considered granted.

F. The application shall be considered by the Zoning Administrator.

G. **Notify Applicant.** Staff shall submit to the applicant within 10 business days, notice of acceptance or needed revisions in writing.
    1. **Revisions.** If revisions are requested, applicant shall resubmit documents needing revisions and the review process shall begin again.

H. **Approval.** Applicant shall take approval letter and approved legal descriptions to Madison County for recording.

I. **Communicate to City**. Recording number is communicated by the Applicant to the City Planning & Zoning office to finalize permit.

SECTION 2: **AMENDMENT** "10.03.030 Preliminary Plat" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~03.030 Preliminary Plat~~02.020 Subdivision Submittal

A. **Zone Changes.** Before platting of the development, all required zoning changes shall be obtained.

B. The sub-divider may cause the subdivision, or part therof to be surveyed and a Plat prepared.

C. **Application.** If the sub-divider elects to proceed with the platting process, he shall file with the City Planning and Zoning Office, ~~at least twenty-one (21) days prior to the scheduled presentation before the Commission, four (4) hard copies of the completed subdivision application form, four (4) 24" x 36" copies of the preliminary plat with data as prescribed by the Commission, and~~ one (1) digital copy of the~~se~~ Infrastructure Pland and one (1) digital copy of the Plat in AutoCAD format. ~~documents.~~ *(See s~~S~~ection 10.3.)*

   1. **Infrastructure Plans.** (See Subsection 10.03.050.) The Infrastructure Plan shall include the plans and specification for all proposed improvements that are required for that portion of the subdivision included in the Plat as required for this Ordinance and all others required by the City Engineering Department *(See Section 10.5.)*
   2. **Plat.** The sub-divider shall file the Plat, bearing all required certificates, acknowledgements and signature blocks of the owner, surveyor, reviewing surveyor and others as determined by the Planning & Zoning department. *(See subsection 10.02.070.C.)*
      a. The Plat must contain a statement of dedication of all streets, alleys, drainage ways, pedestrian ways, and other easements for public use by the person holding title of record and by persons holding title as vendees under land contract. If lands dedicated are mortgages, the mortgagee shall sign the plat.
         (1) **Acknowledgement.** Execution of dedication shall be acknowledged and certified by a notary public.
   3. **Proof of Ownership.** A current title report or other evidence acceptable to the City showing proof of ownership of the tract of land being platted shall be part of the application submission.
   4. **Covenants, Conditions and Regulations** (CC&R's) shall be submitted with the Plat.

D. **Pay Fees**. Persons filing a subdivision plat within the City of Rexburg shall first have paid all fees as established by resolution of the Council. Such fees may be reviewed and changed by resolution of the Council at such time as the Council deems necessary.

E. **Certification**. Upon receipt of the ~~preliminary p~~Plat and all required data as provided herein, the City shall certify the application as complete and shall affix the date of application acceptance thereon.

~~F. **Staff Review**. The City shall transmit a copy of the application to its various departments and such other agencies that have jurisdiction or an interest in the proposed subdivision for their review and recommendation.~~

   ~~1. If no written reply is received from any of the various departments or interested agencies within fourteen (14) days from the date of notification, approval of the preliminary plat by such department or agency will be considered to be granted.~~
   ~~2. **Possible Departments and Agencies**:~~
      ~~a. City Engineer~~
      ~~b. City Planning and Zoning Department~~

e. County Commissioners

d. City Council

e. Fire Department
f. GIS Department
g. Public Works Director
h. State Highway Department
i. Utility Companies
j. Irrigation District (if subdivision abuts or includes a canal or ditch)
k. Other department or agencies as necessary

G. **Commission Action**. The preliminary plat shall be placed on the Commission agenda for consideration at the next available regular meeting.

1. **Review**. The Commission shall review the application and comments from the review agencies for compliance to the City's Comprehensive Plan, Development Code, and applicable ordinances. The Commission shall determine if further action will be necessary to complete the review and make recommendations to City Council.
2. **Amendment**. If the Commission determines that an amendment must be made to the Comprehensive Plan and/or the Zoning Ordinance to approve the application, the Commission shall follow the procedures detailed in *Idaho Code 67-6509*.
3. **Recommendation**. The Commission will recommend to City Council the preliminary plat be approved, approved conditionally, or disapproved within thirty (30) days after the date of the meeting at which the preliminary plat is first considered.
    a. The Commission, will then send a copy of the preliminary plat and the Commission's findings or reasons for decision to the City Council.
    b. **Reasons for Decision**. The reasons for such decision shall specify:
        (1) the ordinance and standards used in evaluating the application
        (2) the reasons for approval or denial; and
        (3) the actions, if any, that the applicant could take to gain approval of the proposal.

H. **Council Action**. The Council shall act upon the report of the Commission within fourteen (14) days, or its next regular available meeting following receipt of the report.

1. **Testimony**. The Council may hear testimony of the representatives of the Commission and witnesses, including interested citizens affected by the proposed subdivision.
2. **Findings**. The Council shall base its findings upon the report and testimony presented before it and declare its findings. It may sustain, modify, or reject the recommendations of the Commission, and make such findings as are consistent with the provisions of this ordinance and the Idaho Code. The reasons for such decision shall specify:
    a. the ordinance and standards used in evaluating the application
    b. the reasons for approval or denial; and
    c. the actions, if any, that the applicant could take to gain approval of the proposal.

3. **Reasons for Decision**. The reasons for such decision shall be stated in writing, a copy of which shall be attached to one (1) copy of the preliminary plat and returned to the sub-divider.
4. **Approval Time Period**. Once the preliminary plat is approved, the approval is good for a period of twelve (12) months from the date of approval. In the event a longer period elapses, the preliminary plat must be reviewed by the Commission again.
    a. **Extension**. The time limits for acting on the preliminary plat may be extended by mutual consent of the sub-divider and the Commission and/or the Council.
5. **Zone Changes**. Before final platting of the development, all required zoning changes shall be obtained.

I. **Development Agreement**. Prior to submitting a final plat, the sub-divider shall work with the city engineering department to develop a preliminary development agreement for review with the final plat. Conditions shall be established for:
    1. requirements for the extent and manner in which roads shall be created and improved
    2. water and sewer and other utility mains; piping connections, or other facilities shall be installed.

SECTION 3: **AMENDMENT** "10.02.050 Construction Drawings" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.02.050 ~~Construction Drawings~~Time Limitation

Approval Time Period. Once the Plat is approved, the approval is good for a period of twelve (12) months from the date of approval. In the even a longer period elapses, the Plat must be reviewed by the Commission again.

A. Extension. The time limits for acting on the Plat may be extended by mutual consent of the sub-divider and the Commission and/or the Council.
B. ~~Prior to recording the final plat, the sub-divider shall file with the City Engineer construction drawings for all improvements that are required for that portion of the subdivision included in the final plat.~~

SECTION 4: **AMENDMENT** "10.2 PROCEDURE" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~2 PROCEDURE~~3 Infrastructure/Plat Process

SECTION 5: **AMENDMENT** "10.03.010 Pre-Application" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.03.010 Pre-Application

Before filing an application for a ~~preliminary p~~Plat, the Applicant will submit a concept drawing and any additional data to communicate intentions and plans ~~will be submitted to the Zoning Administrator by the sub-divider~~and meet with the Ready Team. The Ready Team will communicate any information, which the Applicant should be aware of.

SECTION 6: **AMENDMENT** "10.03.030 Proposed Conditions Data" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.03.~~030 Proposed Conditions Data~~010 Master Plan

A. **Development Master Plan**. If the proposed subdivision is part of a larger area intended for development, a Development Master Plan of the entire area is required.

~~B. **Lots**. Typical lot dimensions to scale; dimensions of all corner lots and curvilinear sections of streets; each lot numbers individually; total number of lots.~~

~~C. **Easements**. Location, width, and use of easements.~~

~~D. **Public Use**. Designation of all land to be dedicated or reserved for public use with use indicated.~~

~~E. **Zoning Classifications**. If plat includes land for which multi-family, commercial, or industrial use, such areas shall be clearly designated together with existing zoning classification and status of zoning changes, if any.~~

~~F. **Special Features**. Appropriate information that sufficiently details the proposed development within any special development area, such as hillside, planned unit development, flood plain, cemetery, mobile home park, large scale development, hazardous and unique areas of development.~~

SECTION 7: **ADOPTION** "10.03.030 Subdivision Review" of the Rexburg Development Code is hereby *added* as follows:

ADOPTION

10.03.030 Subdivision Review*(Added)*

A. **City Engineering Review.** All details for the Infrastructure Plan review as it pertains to the Plat shall be completed prior to submission to other departments for Staff Review for the Plat.
    1. **Design and Installation.** All water system and sewer system design and installation is to be done in accordance to the requirements of the Department of Environmental Quality (D.E.Q.) and adopted City Engineering Standards.
    2. The City Engineering Department shall check the Plat for conformity to the Infrastructure Plan. The City Engineer will determine if the street, water, sewer, drainage and drainage pre-treatment, storm water detention, and other similar facilities in the area surrounding the development and in the city are or will be adequate to provide for the health, safety and welfare for the development's population densities and the type of development proposed, taking into consideration existing and projected future demands on those facilities.
        a. **Nonconformance.** In the event the Plat does not substantially conform to the Infrastructure Plan, the sub-divider shall be required to resubmit the Plat. *(See subsection 10.02.030.)*
    3. **Will Serve Letter.** The City will provide a "Will Serve Letter" for the developer after the Infrastructure Plans have been reviewed and approved by the City Engineer.
    4. **Development Agreement.** The sub-divider shall work with the City Engineering Department to develop a Development Agreement for review with the Infrastructure Plans. Conditions shall be established for:
        a. Requirements for the extent and manner in which roads shall be created and improved
        b. Water and sewer and other utility mains; piping connections, or other facilities shall be installed.

B. **Department Staff Reviews**. Upon approval of the Infrastructure Plans, and at least twenty-one (21) prior to the scheduled presentation before the Commission, the City shall transmit a copy of the application and the Plat to its various departments and such other agencies that have jurisdiction or an interest in the proposed subdivision for their review and recommendation.
    1. If no written reply is received from any of the various departments or interested agencies within ten business (10) days from the date of notification, approval of the Plat by such department or agency will be considered granted.
    2. Possible Departments and Agencies:
        a. City Engineer
        b. City Planning and Zoning Department
        c. County Commissioners
        d. City Council
        e. Fire Department
        f. GIS Department
        g. Public Works Director

h. State Highway Department
i. Utility Companies
j. Irrigation District (if subdivision abuts or includes a canal or ditch)
k. Other departments or agencies as necessary

C. **County Surveyor Review.** The Plat shall be reviewed by the County Surveyor for conformance to County codes. The County Surveyor signs the Plat as the Examining Surveyor.

1. The County charges a separate fee for the County Surveyor review.

SECTION 8: **ADOPTION** "10.03.040 Subdivision Consideration" of the Rexburg Development Code is hereby *added* as follows:

A D O P T I O N

10.03.040 Subdivision Consideration*(Added)*

A. **Planned Unit Development (PUD) Master Plan Approval.** If a PUD Master plan has been approved, the Plat shall be considered by the Zoning Administrator.
B. **Commission Action.** The Plat shall be placed on the Commission agenda for consideration at the next available regular meeting.
    1. **Review.** The commission shall review the application and comments from the review agencies for compliance to the City's Comprehensive Plan, Development Code, and applicable ordinances. The Commission shall determine if further action will be necessary to complete the review and make recommendations to City Council.
    2. **Amendment**. If the Commission determines that an amendment must be made to the Comprehensive Plan and/or the Zoning Ordinance to approve the application, the Commission shall follow the procedures detailed in *Idaho Codes 67-6509*.
    3. **Recommendation**. The Commission will recommend to City Council the Plat be approved, approved conditionally, or disapproved within thirty (30) days after the date of the meeting at which the Plat is first considered.
        a. The Commission, will then send a copy of the Plat and the Commission's findings or Reasons for Decision to the City Council.
        b. **Reasons for Decision**. The reasons for such decision shall specify:
            (1) the ordinance and standards used in evaluating the application
            (2) the reasons for approval or denial; and
            (3) the actions, if any, that the applicant could take to gain approval of the proposal.
C. **Council Action.** Upon receipt of the Plat and related documents, and all other data as required herein, the Council shall thereafter place the Plat on their next available agenda for consideration at a regular meeting held not less than fourteen (14) days upon the report of the Commission.

1. If said Plat conforms to the requirements of this Ordinance and the Idaho Code, the Council shall consider the approval of the Plat.
2. **Testimony**. The Council may hear testimony of the representatives of the Commission and witnesses, including interested citizens affected by the proposed subdivision.
3. **Findings.** The Council shall base its findings upon the report and testimony presented before it and declare its findings. It may sustain, modify, or reject the recommendations of the Commission, and make such findings as are consistent with the provisions of this ordinance and the Idaho Code. The reasons for such decision shall specify;
    a. the ordinance and standards used in evaluating the application
    b. the reasons for approval or denial; and
    c. the actions, if any, that the applicant could take to gain approval of the proposal.
4. **Dedications Accepted.** At the time of approval and recording of the Plat, the Council shall accept the dedications shown thereon. The Council shall also, as a condition precedent to the approval of any plat, require the sub-divider either to improve or agree to improve the streets and all other public improvements by furnishing a Surety Bond or satisfactory agreement in accordance with Standard Drawings and Specifications and the Infrastructure Plan as defined in the Development Agreement.
    a. To complete the acceptance of any dedication of land, the owner shall furnish to the Council, a deed conveying such lands to the City.
        (1) The City will record the deed with the County Recorder.
    b. The Council shall make such findings as are consistent with the provisions of this Ordinance and the Idaho Code. The Reasons for such Decision shall include:
        (1) the Ordinance and standards used in evaluating the application
        (2) the reasons for approval or denial; and
        (3) the actions, if any, that the applicant could take to gain approval of the proposal.
5. **Reasons for Decision.** The reasons for such decision shall be stated in writing, a copy of which shall attached to one (1) copy of the Plat and returned to the sub-divider.

SECTION 9: **AMENDMENT** "10.02.060 Bonding" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~02~~03.060 Bonding

Prior to recording the ~~final p~~Plat, the sub-divider shall file with the City Clerk a surety bond, or other acceptable guarantee, to ensure actual construction of such improvements as submitted and

approved.

A. The improvements when covered by a surety bond, shall be constructed within two (2) years from the date of recording of the ~~final p~~Plat; provided, however, the City may extend the period one (1) year upon showing of just cause by the sub-divider.
B. Such surety bond shall be one-hundred-ten percent (110%) of the estimated cost of the improvements as determined by the City.
C. ~~Bonding continued in *subsection 10.02.090*.~~ A copy of certification shall be forwarded to the City Clerk if a surety agreement has been executed by the sub-divider.
    1. Thereafter, if a surety agreement has been executed by the sub-divider, the City Clerk shall thereafter release seventy-five (75%) percent of said surety or guarantee upon application of the sub-divider.
    2. The final twenty-five (25%) percent of the surety will remain in effect for a twelve (12) month warrantee period.
        a. If no problems are outstanding at the end of the warrantee period, the City Clerk will release the final amount upon written request by the developer.

SECTION 10: **AMENDMENT** "10.02.070 Request For Mylar" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~02~~03.070 Request For Mylar

Once all revisions from staff reviews, County Surveyor, Commission and/or Council amendments have been made to the ~~final p~~Plat, the City of Rexburg Staff will request the final Mylar be printed. The final Mylar shall show all revisions.

A. All plats to be offered for recording shall be on transparent tracing(s) that show all pertinent information that was approved on the ~~Preliminary~~ Plat.
B. The ~~final~~approved ~~p~~Plat is to be recorded on clear Mylar silver emulsion with an overall dimension of eighteen (18") inches by twenty-seven (27") inches. *(Idaho Code 50-1304)*
C. **Required Certifications**.
    1. Signature of the following show approval or completion. Please seek signatures in the order they are listed.
        a. Professional land surveyor – Surveyor shall state on plat that plat is correct, accurate, and monuments described have been located, installed, and described
        b. Examining Land Surveyor (Madison County)
        c. Sanitary restriction being lifted (Health Department after approval by D.E.Q.)
        d. City Planning & Zoning Administrator
        e. Certification of plat approval by the City Engineer
        f. Certificate of approval by the City Clerk

g. Certificate of approval by City Council (Mayor)
h. Treasurers Certification of taxes paid
i. Recordation by County Recorder

D. **Development Agreement.** Before the Plat will be signed by the City, the Development Agreement shall be executed and the Development Agreement fees shall be paid.

SECTION 11: **AMENDMENT** "10.02.080 File With County Recorder" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~02~~03.080 File With County Recorder

The ~~final p~~Plat shall be filed with the County Recorder within six (6) months after approval by the Council, otherwise such approval shall become null and void unless an extension of time is applied for and granted.

A. **Communicate to City**. Recording number is communicated to the City Planning & Zoning office to finalize permit.

SECTION 12: **AMENDMENT** "10.02.090 As-Built Plans" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~02~~03.090 As-Built Plans

Prior to acceptance by the City of any improvements installed by the sub-divider, two (2) sets of prints of the approved as-built plans and specification shall be certified by the sub-divider's engineer and filed with the City.

A. The as-built drawing shall also be submitted in AutoCAD format, and shall show any deviations from the approved construction drawings.
B. Within thirty (30) days after completion of improvements and submission of "as-built" plans and specifications, the City shall certify completion and acceptance of construction and shall transmit a copy of said certification to the sub-divider.
~~C. **Bonding Continued**. A copy of certification shall be forwarded to the City Clerk if a surety agreement has been executed by the sub-divider. Thereafter, if a surety agreement has been executed by the sub-divider, the City Clerk shall thereafter release seventy-five (75%) percent of said surety or guarantee upon application of sub-divider. The final twenty-five (25%) percent of the surety will remain in effect for a twelve (12) month warrantee period. If no problems are outstanding at the end of the warrantee period, the~~

~~City Clerk will release the final amount upon written request by the developer.~~

SECTION 13: **AMENDMENT** "10.02.110 Prior To Construction" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.03.100 D.E.Q. Prior To Construction*(Amended)*

A. **Improvements.** All water system improvements are to be approved by D.E.Q. prior to any construction.
   1. The sub-divider is responsible for submitting the design to D.E.Q. for approval.
   2. Approval Letter. A copy of the approval letter from D.E.Q. for the final design shall be submitted to the City Engineer by the sub-divider.
   3. **"Will Serve Letter."** The City will provide a "Will Serve Letter" to the developer after the plans have been revieed and approved by the City Engineer.

SECTION 14: **REPEAL** "10.03.020 Pre-Application Review" of the Rexburg Development Code is hereby *repealed* as follows:

REPEAL

~~10.03.020 Pre-Application Review~~ *(Repealed)*

~~The Zoning Administrator shall review said plans and data as submitted and within ten (10) working days shall communicate to sub-divider in writing as to general conformance and nonconformance with this ordinance. Such review may include guidelines from the implementation of various ordinances such as the comprehensive plan, zoning ordinances, and similar plans or programs. The Zoning Administrator will advise the sub-divider of actions required for the proposed subdivision.~~

SECTION 15: **REPEAL** "10.02.040 Final Plat Or Amended Plat" of the Rexburg Development Code is hereby *repealed* as follows:

REPEAL

~~10.02.040 Final Plat Or Amended Plat~~ *(Repealed)*

A. **Survey**. After approval or approval with conditions, the sub-divider may cause the subdivision, or part thereof to be surveyed and a final plat prepared in accordance with the

preliminary plat as approved. The approved preliminary and the final plat should match.

B. **Application**. If the sub-divider elects to proceed with the platting process, he shall file with the City Planning and Zoning Office, at least twenty-one (21) days prior to the scheduled presentation before the Commission, four (4) copies of the completed subdivision application form as prescribed by the Commission and four (4) 24" x 36" copies of the final plat with data as required by this section.
    1. **Plans and Specifications**. *(See subsection 10.03.050.)* The final plat submission shall include plans and specifications for all proposed improvements as required by this ordinance.
    2. **Title**. A current title report or other evidence acceptable to the City showing proof of ownership of the tract of land being platted shall be part of the application submission.
    3. **Certificates and Acknowledgements**. The final plat, when submitted to the City, shall bear all required certificates, acknowledgments, and signatures of the owner, surveyor, reviewing surveyor, and others as determined by the Planning and Zoning Department. *(See subsection 10.02.070.C.)*
    4. Covenants, Conditions and Regulations (CCR's) submitted with final plat.
C. **Pay Fees**. Persons filing a subdivision plat within the City of Rexburg shall first have paid all fees as established by resolution of the Council. Such fees may be reviewed and changed by resolution of the Council at such time as the Council deems necessary.
D. **Staff Review**. The City shall transmit a copy of the application to its various departments and other agencies that have jurisdiction or an interest in the proposed subdivision for their review and recommendation.
    1. If no written reply is received from any of the various departments or interested agencies within fourteen (14) days from the date of notification, approval of the preliminary plat by such department or agency will be considered to be granted.
    2. The Planning and Zoning Department shall check the Final Plat for conformity to the Preliminary Plat.
        a. **Nonconformance**. In the event the Final Plat does not substantially conform to the Preliminary Plat, the sub-divider shall be required to resubmit the Final Plat or go back to the Commission for a new approval of the Preliminary Plat. *(See subsection 10.02.030.)*
E. **Development Agreement**. The Development Agreement shall be executed prior to the approval of the final plat. The final plat shall not be signed by the city until the Development Agreement has been executed.
F. **Dedication and Acknowledgement**.
    1. **Dedication**. The plat must contain a statement of dedication of all streets, alleys, drainage ways, pedestrian ways, and other easements for public use by the person holding title of record and by persons holding title as vendees under land contract. If lands dedicated are mortgages, the mortgagee shall sign the plat.
    2. **Acknowledgement**. Execution of dedication shall be acknowledged and certified by a notary public.
G. **County Surveyor Review**. The plat shall be reviewed by the County Surveyor for conformance to County codes. The County Surveyor signs the plat as the Examining Surveyor.
H. **Planned Unit Development (PUD) Master Plan Approval**. If a PUD Master plan has

been approved, the final plat shall be approved by the Zoning Administrator.

I. **Council Action**. Upon receipt of the final plat and related documents, and all other data as required herein, the Council shall thereafter place the final plat on their next available agenda for consideration at a regular meeting held not less than thirty (30) days after the date of submittal of the completed submission.

1. **Approval**. The Council, following shall consider the final plat and any changes from the preliminary plat approved by the Commission. If said plat conforms to the requirements of this ordinance and the Idaho Code, the Council shall consider the approval of the plat.

2. **Dedications Accepted**. At the time of approval and recording of the final plat, the Council shall accept the dedications shown thereon and shall, as a condition precedent to the approval of any final plat, require the sub-divider either to improve or agree to improve the streets and all other public improvements by furnishing a surety bond or satisfactory agreement, in accordance with Standard Drawings and Specifications, the engineering plans and as defined in the Development Agreement.
    a. To complete the acceptance of any dedication of land, the owner shall furnish to the Council, a deed conveying such lands to the City.
    b. The City will record the deed with the County Recorder.
    c. The Council shall make such findings as are consistent with the provisions of this ordinance and the Idaho Code. The reasons for such decision shall include:
        (1) the ordinance and standards used in evaluating the application
        (2) the reasons for approval or denial; and
        (3) the actions, if any, that the applicant could take to gain approval of the proposal.

J. **Time Limitations**. In the event that the development of the final plat is made in successive continuous segments in an orderly and reasonable manner, conforms substantially to the approved preliminary plat, such segments, if submitted with successive intervals of twelve (12) months may be considered for final plat approval.

SECTION 16: **AMENDMENT** "10.05.020 List Of Required Improvements" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~05~~03.020 ~~List Of Required Improvements~~Required Improvements For Infrastructure

A. **Engineered Plans.** Infrastructure Plans must be done by an Idaho Registered Engineer, be approved for individual subdivisions by the City Engineer, musst comply with hte adopted Design Standards and Specifications of the City, and must be approved by the Departments of Environmental Quality (D.E.Q.) and District 7 Health.

B. **Standard Drawings and Specifications.** The following will need to be in compliance with the adopted Standard Drawings and Specifications of the City. The following

improvements shall also be approved for individual subdivisions by the City Engineer.

1. Pedestrian ways
2. Public Sites, Open Spaces, and Natural Features
3. Water Systems
4. Fire Hydrants
5. Wastewater Systems
6. Storm Water Disposal
7. Monuments
8. Curb, gutter, and street improvements
9. Street signage
10. Street lighting

SECTION 17: **AMENDMENT** "10.03.050 Final Plat Data" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.03.050 Repeal Final Plat Data

~~A. **Form of Presentation**~~

~~1. **Scale**. The plat shall be drawn to an accurate scale having not more than one-hundred (100') feet to an (1") inch unless otherwise approved as to scale.~~

~~B. **Identification Data**~~

~~1. **Title**. A title which includes the name of the subdivision and its location by number of section, township, range and county.~~

~~2. **Land Surveyor**. Name, address, and official seal of the registered professional land surveyor preparing the plat. *(Idaho Code 50-1309)*~~

~~3. Scale, north arrow *(Idaho Code 50-1304)*, and date of the plat preparation~~

~~C. **Survey Data**~~

~~1. **Dimensions**. All dimensions shall be expressed in feet and decimals.~~

~~a. All required data to accurately calculate any curvilinear dimensions shown on the plat.~~

~~2. **Boundary**. Boundaries of the tract to be subdivided fully balanced and closed, showing all bearings and distances determined by an accurate survey in the field.~~

~~a. Bearing and distance ties to two (2) sections or section corners and a description of the corners. Show basis of bearing.~~

~~b. **Excepted Parcels**. Any excepted parcel(s) within the plat boundaries shall show all bearings and distances, determined by an accurate survey in the field.~~

~~c. **Cardinal Point**. Location and description of cardinal point to which all dimensions, angles, bearings, and similar data on the plat shall be referenced.~~

~~All boundary corners are also to show state plane coordinates.~~

~~3. **Legal Description**. A legal description of the exterior boundary of the~~

~~subdivision. *(Idaho Code 50-1304)*~~

~~4. **Survey Markers**. (*See subsection 10.04.030*)~~

~~**Descriptive Data**~~

~~A. **Streets and Right-of-Way**. Name, right-of-way lines, courses, lengths, widths of all public street, alleys, pedestrian ways, and utility easements; radii, points of tendency, and central angles of all curvilinear street and alleys, and radii of all street line intersections. *(Idaho Code 50-1303)*~~

~~B. **Drainage**. All drainage ways to be dedicated to the public.~~

~~C. **Easements**. All easements for rights-of-way provided for public services or utilities and any limitations of the easements. *(Idaho Code 50-1304)*~~

~~D. **Lots & Blocks**. All lots and blocks shall be numbered throughout the plat in accordance with Idaho Code. *(Idaho Code 50-1304)*~~

~~E. "Exception", "tracts", and "private parks", shall be so designated, lettered, or named and clearly dimensioned.~~

~~F. **Dedications to Public**. Location, dimensions, bearings, radii, arcs, and central angles of all sites to be dedicated to the public will be clearly indicated and intended use specified.~~

SECTION 18: **AMENDMENT** "10.05.090 Street Standards" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~05.090~~03.080 Street Standards

All streets shall have curbs and gutters, sidewalks, and asphalt paving per City Engineering Standards. In rural residential zones, the requirement for curb and gutter may be eliminated with approval of the City Engineer and in compliance with the approved typical roadway sections.

A. **Intersections and Alignments** *(See subsection 10.03.090.)*
   1. **Prohibited Streets**. Streets with centerline offsets of less than one hundred twenty-five (125') feet are prohibited without City Engineer prior approval.
   2. **Avoid These Intersections**. Street intersections with more than four (4) legs and Y-type intersections where legs meet at acute angles shall be avoided.
   3. **Right Angles**. Streets shall be planned to intersect as nearly as possible at right angles, but in no event at less than seventy (70°) degrees. A street intersecting an arterial street shall do so at less than eight-five (85°) degrees.
   4. **Connecting Curve**. Where any street deflects at an angle of five (5°) degrees or more, a connecting curve shall be required having a minimum centerline radius of three hundred (300') feet for arterial and collector streets and one hundred twenty-five (125') feet for local streets.
   5. **Between Reverse Curves**. A tangent at least one hundred fifty (150') to two hundred (200') feet long shall be provided between reverse curves on arterial and

collector streets.

B. **Seal Coating**. The developer is required to have all streets or roads seal coated as per city standards within two (2) years of acceptance.
    1. **Bond or Security**. The developer shall file with the city a bond or other acceptable security to provide payment of the seal coating.
    2. **City Seal Coating Project**. Arrangements may be made to have the seal coating incorporated within a city seal coating project if coordination and payment arrangements are made with the City Engineering Department prior to bidding the seal coating project.

C. **Paving**. Paving must comply with approved city typical street sections.
    1. Alternate paving sections will be considered if substantiated by an in depth engineering analysis by an Idaho professional engineer

D. **Right-of-way & Number of Moving Lanes**. For right-of-way width and number of moving lanes, see current Engineering Standards, as specified by *IDAPA 39.03.42*. *(See subsection 10.03.090.)*

E. **Intersection Frequency**. Intersections shall be limited to as few points as possible. *(See subsection 10.03.090.)*

F. **Street signs and Traffic Control Signals**. Street name signs and traffic control signs shall be installed by the City in appropriate locations at each intersection in accordance with local standards. *(See subsection 10.03.090.)*
    1. A fee shall be charged to the sub-divider to reimburse the City for its cost of such signing.

~~G. **Lighting** (*See section 3.6.*) Street lights shall be installed by the sub-divider at intersections throughout the subdivision, unless waived after recommendation of the City Engineer and approval of the City Council.~~
    ~~1. Street lights will be required to be installed per City Engineering Standards.~~
    ~~2. Drawings. Record drawings are to be submitted to the City Engineer prior to the governing utility connecting the street lights to power.~~
    ~~3. **Street Light Wiring**. All street-light wiring installed in the City of Rexburg right-of-way shall be installed in electrical conduit according to the currently adopted National Electrical Code for direct burial.~~
        ~~a. **Owned by City of Rexburg**. This standard shall only apply to wiring that is owned by or proposed to be owned by the City of Rexburg, including but not limited to the wiring after the first point of disconnect, typically an over current protection device.~~
        ~~b. **Fusing, Junction Boxes, etc**. Fusing, junction boxes and related work shall be done to comply with the requirements of the City of Rexburg and the governing utility.~~
        ~~c. **No Foreign Systems**. No other foreign systems such as water piping or irrigation shall be in the same conduit as power wiring.~~
        ~~d. **New Conduit**. All new conduits installed shall also be located by a City official prior to backfilling any trenching.~~
        ~~e. **Poles**. Any pole installed shall have a grounding electrode installed at each point of disconnect location in addition to an equipment grounding conductor of sufficient size to meet code.~~
        ~~f. **Size**. Sizes of conduit shall also be no less than one (1") inch to each pole~~

~~light, unless larger required by current National Electrical Code. No less than two (2") inch size to feed more than fifty (5) feet between poles or junction boxes.~~

SECTION 19: **AMENDMENT** "10.5 REQUIRED IMPROVEMENTS" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~5 REQUIRED IMPROVEMENTS~~4 Infrastructure Plans

SECTION 20: **AMENDMENT** "10.04.020 Responsibility Of Sub-Divider" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.04.020 Responsibility Of Sub-Divider*(Amended)*

A. **Sub-Divider Responsibility.** All required improvements such as streets, seal coating, alleys, utilities, street lighting, drainage, easements, and other facilities which are required as a condition to plat approval shall be the responsibility of the sub-divider and shall meet City specifications and standards of construction.
B. **Registered Engineer in Idaho.** Plans for the improvements herein required shall be prepared by a registered engineer in the State of Idaho.

SECTION 21: **AMENDMENT** "10.05.050 Water And Wastewater (Sewer)" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~05.050 Water And Wastewater (Sewer)~~04.040 Water, Wastewater, Storm, Irrigation

A. **Approval Process**.
    1. **Engineer Designed**. All system designs are to be completed by an Idaho registered Engineer.
    2. **Design and Installation**. All water system and sewer system design and installation is to be done in accordance to the requirements of the Idaho Department of Environmental Quality (D.E.Q.) and adopted City Engineering Standards.
    3. ~~**Improvements**. All water system improvements are to be approved by D.E.Q. prior to any construction.~~

a. ~~The sub-divider is responsible for submitting the design to D.E.Q. for approval.~~

b. ~~**Approval Letter**. A copy of the approval letter from D.E.Q. for the final design shall be submitted to the City Engineer by the sub-divider.~~

c. ~~"**Will Serve Letter**." The City will provide a "Will Serve Letter" to the developed after the plans have been reviewed and approved by the City Engineer.~~

d. ~~**Fire Safety**. Fire protection shall be included in the design of the project to meet the requirements of the city and this ordinance. All fire safety must comply with Section 10.3 and International Fire Code requirements.~~

(1) ~~**Fire Hydrants**. The location of fire hydrants required to serve the subdivision shall be approved by the City and meet the requirements of this section.~~

4. Plans for proper and adequate provisions including type, extent, location, and capacity of facilities shall be made for disposal of wastewater, water, supply, and storm water shall be approved for individual subdivisions by the City Engineer.

B. **Culinary Water Service**. ~~Proper and adequate provisions shall be made for culinary water service to each lot.~~ . Proper and adequate provision shall be made for culinary water service to each lot.

1. **Sub-divider Responsibility.** It shall be the responsibility of the sub-divider to furnish such evidence as may be required relative to the design, operation, volume, and quality of water supply and facilities proposed including pipe size, pipe materials, location, valve location, hydrant location and any special requirements.
2. **Location**. Water pipelines are to be located per current City Engineering Standards.
    a. Water lines are to be located at approximately the center of new residential lots.
3. **Commercial Developments**. The location and size of service lines for commercial developments are to be approved by the City Engineer.

C. **Wastewater Disposal**. ~~Proper and adequate provisions shall be made for wastewater disposal.~~

1. **Sub-divider Responsibility.** It shall be the responsibility of the sub-divider to furnish such evidence as may be required relative to the design and operation of the sanitary sewage facilities proposed including pipe size, manhole location, pipe slope and information on any required pump stations.
2. **Wastewater**. Wastewater pipelines are to be located per current City Engineering Standards. Exceptions with approval of City Engineer.

D. **Storm Water Management.**

1. It shall be the responsibility of the sub-divider to furnish the City such evidence as may be required relative to design and operation of any storm water system proposed and how storm water will be disposed of with supporting calculations.
2. **Topography.** Topography by contours or other method approved by the City Engineer and shown on the same map as the Infrastructure Plan. Contour intervals shall be such as to adequately reflect the character and drainage of the land. In most cases, the contour interval will be two (2') feet.

3. **Water Features and Wetlands.** Location and extent of all water features and known areas of wetlands, and the direction of their flow.
4. **On-Site Detention.** On-site detention will be required in most locations. In areas where it is not feasible to connect to or extend existing piped storm water systems to new development, all storm water is to be retained and disposed of on-site.
5. **Storm Drain System.** Piped storm drain systems for city streets are to be installed within the right-of-way and within the paved portion of the street section unless otherwise approved by the City Engineer.
    a. **Infiltrators.** If local-non-piped-storm-water-management systems are used, the infiltrators are to be installed in the planting strip or as determined by the City Engineer.
    b. On site storm retention for the parcel may not use the right-of-way for storage or conveyance to another portion of the parcel.

E. Required items B, C & D above shall consider and include Health Department and Soil Conservation Service data and requirements, which the sub-divider has accumulated with the Infrastructure Plans.
F. **Fire Hydrants.** Fire protection shall be included in the design of the project to meet the requirements of the City Engineering Standards, this ordinance, and International Fire Code requirements.
    1. **Fire Hydrants**. The location of fire hydrants required to serve the subdivision shall be approved by the City and meet the requirements of this section.
    2. **Hydrants.** A minimum ten (10') feet by ten (10') feet level area will be required for all hydrants.
G. **Profiles.** Profiles of sanitary sewer, street drainage, drainage pre-treatment, storm water detention and water distribution systems, showing pipe size and location of valves and fire hydrants, all to conform to city and state standards.
H. **Irrigation Management.** The sub-divider shall indicate how site landscaping irrigation will be managed and provided.
    1. **Water Rights and Shares.** All water rights or shares that have been historically linked to the development property shall be used for site irrigation or surrendered to the city.

SECTION 22: **AMENDMENT** "10.03.040 Proposed Utility Methods - Public Works" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~03.040 Proposed Utility Methods - Public Works~~04.050 Streets Layout

~~A. **Water**. Plans for proper and adequate provisions including type, extent, location, and capacity of facilities shall be made for disposal of wastewater, water, supply, and storm water.~~

1. **Engineered Plans**. These plans must be done by an Idaho Registered Engineer, be approved for individual subdivisions by the City Engineer, must comply with the adopted Design Standards and Specifications of the City, and must be approved by the Departments of Environmental Quality (D.E.Q.) at District 7 Health.
2. **Will Serve Letter**. The City will provide a "Will Serve Letter" for the developer after the plans have been reviewed and approved by the City Engineer.

B. **Water Supply Systems**. Proper and adequate provision shall be made for culinary water service to each lot. It shall be the responsibility of the sub-divider to furnish such evidence as may be required relative to the design, operation, volume, and quality of water supply and facilities proposed including pipe size, pipe materials, location, valve location, hydrant location and any special requirements.

C. **Wastewater Management**. It shall be the responsibility of the sub-divider to furnish such evidence as may be required relative to the design and operation of the sanitary sewage facilities proposed including pipe size, manhole location, pipe slope and information on any required pump stations.

D. **Storm Water Management**. It shall be the responsibility of the sub-divider to furnish the City such evidence as may be required relative to design and operation of any storm water system proposed and how storm water will be disposed of with supporting calculations.

E. **Irrigation Management**. The sub-divider shall indicate how site landscaping irrigation will be managed and provided.

F. **Water Rights and Shares**. All water rights or shares that have been historically linked to the development property shall be used for site irrigation or surrendered to the city.

G. **Fire Hydrants**. Fire protection shall be included in the design of the project to meet the requirements of the City Engineering Standards and International Fire Code.

H. Required items b, c & d above shall consider and include Health Department and Soil Conservation Service data and requirements which the sub-divider has accumulated to submit with the preliminary plat. Utility plans shall be made in accordance with standard plans and specifications.

I. **Streets**. The sub-divider shall show road widths, typical sections and pavement structure. Street layout, including classification, location, width and proposed names of public streets, alleys, pedestrian ways and easements; connections to adjoining platted tracts shall also be shown.

J. **Traffic Study**. A traffic study may be required by the City Engineer for any development that has a potential to significantly impact traffic flow.

K. **Landscape Plans**. Detailed landscaping plans showing the type and size of all plant material and its location, the irrigation system, decorative materials, recreation equipment and special effects; and the schedule for removal and replanting of vegetation;

L. **Water & Street Plans**. Detailed water, sewer, drainage and drainage pre-treatment, storm water detentionThe sub-divider shall show road widths, typical sections and pavement structure and street system plans, including:

1. Central line profiles showing finished grades of all streets;
2. Cross sections of proposed streets showing widths of roadway, curbs, locations and width of sidewalks and location and size of utility mains;
3. Profiles of sanitary sewer, street drainage, drainage pre-treatment, storm water

~~detention and water distribution systems, showing pipe size and location of valves and fire hydrants, all to conform to city and state standards;~~

4. Street layout, including classification, location, width and proposed names of public streets, alleys, pedestrian ways and easements; connections to adjoining platted tracts shall also be shown.
5. Show right-of-way lines, radii, points of tendency and central angles of all curvilinear street and alleys and radii of all street line intersections. *(Idaho Code 50-1303)*
6. Show connections to adjoining platted tracts.
7. **Curb and Gutter.** Curb and gutter per current City Engineering Standards.
8. **P.U.D. Only.** The estimated cost of street, sewer, drainage and drainage pre-treatment, storm water detention, water, and other public infrastructure improvements within the planned unit development.

SECTION 23: **AMENDMENT** "10.05.080 Street Identification" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~05.080~~04.060 Street Identification

SECTION 24: **AMENDMENT** "10.05.100 Street Intersections And Alignments" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~05.100 Street Intersections And Alignments~~04.080 Typical Roadway Sections

SECTION 25: **AMENDMENT** "10.05.030 Pedestrian Ways" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~05.030~~04.110 Pedestrian Ways

~~A. **Curb and Gutter**. Curb and gutter pre current City Engineering Standards.~~

B. **Location**. Concrete sidewalks shall be provided on both sides of dedicated streets.
C. **Setback**. All sidewalks are to be set back from the curb per current City Engineering Standards and the area between the sidewalk and curb and gutter is to be landscaped.

D. **ADA**. Sidewalks shall connect to cross walks at each intersection and shall meet the requirement as defined for ADA accessibility.

E. **Larger widths**. Pedestrian ways with right-of-way widths of ten (10') feet or greater may be required where essential for circulation or access to schools, playgrounds, shopping centers, transportation and other community facilities.

F. **Connectivity**. Connectivity to main routes in town for bicycle and pedestrian connections to main routes shall be included in the design of developments.

~~G. **Larger widths**. Pedestrian ways with right-of-way widths of ten (10') feet or greater may be required where essential for circulation or access to schools, playgrounds, shopping centers, transportation and other community facilities.~~

~~H. **Connectivity**. Connectivity to main routes in town for bicycle and pedestrian connections to main routes shall be included in the design of developments.~~

SECTION 26: **RENUMBER** "10.05.040 Public Sites, Open Spaces, And Natural Features" of the Rexburg Development Code is hereby *renumbered* as follows:

RENUMBER

10.05.040 Public Sites, Open Spaces, And Natural Features

10.~~05.040~~04.120 Public Sites, Open Spaces, And Natural Features

SECTION 27: **AMENDMENT** "10.3 DATA REQUIREMENTS" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~3 DATA REQUIREMENTS~~5 Plat Plan

SECTION 28: **REPEAL** "10.05.010 Responsibility Of Sub-Divider" of the Rexburg Development Code is hereby *repealed* as follows:

REPEAL

~~10.05.010 Responsibility Of Sub-Divider~~ *(Repealed)*

~~All required improvements such as streets, seal coating, alleys, utilities, street lighting, drainage,~~

~~easements, and other facilities which are required as a condition to plat approval shall be the responsibility of the sub-divider and shall meet City specifications and standards of construction. Plans for the improvements herein required shall be prepared by a registered engineer in the State of Idaho.~~

SECTION 29: **AMENDMENT** "10.03.010 Preliminary Plat Data" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~03~~05.010 ~~Preliminary~~ Plat Data

A. **Form of Presentation**. The following information is required as part of the ~~Preliminary~~ ~~p~~Plat submitted and shall be shown graphically, or by note on plans, or by letter, and may comprise several sheets.

1. **Format.** All work shall be submitted as a digital copy in AutoCAD format.

B. **General Mapping**

1. **Scale**. All mapped data for the same plat shall be drawn at the same standard engineering scale, having no more than one-hundred (100') feet to an (1") inch unless otherwise approved as to scale.. ~~Whenever practical,~~ The scale~~sshall be adjusted to~~shall produce an overall drawing measuring ~~twenty-four~~ eighteen inches by ~~thirty-six~~twenty-seven (~~24~~18"x ~~36~~27") inches. *(Idaho Code 50-1304)*
2. **North Arrow** (Idaho Code 50-1304), and **Date of the Plat** preparation.
3. **Name and Location.** Proposed name of subdivision and its location by section, township, range and county. *(Idaho Code 50-1304)*
4. **Dimensions.** All dimensions shall be expressed in feet and decimals.
    a. All required data to accurately calculate any curvilinear dimensions shown on the Plat.
    b. Survey Markers. *(See subsection 10.04.030.)*
    c. Boundaries. Boundaries of the tract to be subdivided shall show dimensions. *(Idaho Code 50-1304)*
5. **Legal Description.** A legal description of the exterior boundary of the subdivision. (Idaho Code 50-1304)
    a. **Boundary.** Boundaries of the tract to be subdivided fully balanced and closed, showing all bearings and distances determined by an accurate survey in the field.
    b. All boundary corners are also to show state plane coordinates.
    c. Bearing and distance ties to two (2) section corners or quarter section corners and a description of the corners. Show basis of bearing.
6. **Excepted Parcels.** Any excepted parcel(s) within the plat boundaries shall show all bearing and distances, determined by an accurate survey in the field.
7. **Cardinal Point.** Location and description of cardinal point to which all dimensions, angles, bearing, and similar data on the plat shall be referenced.
8. **Vicinity Map**. Vicinity Map drawn to scale of 1" equal 800', clearly showing

proposed subdivision's configuration in relationship to adjacent subdivisions, main arterial routes, collector streets, etc.

C. **Contact Information.**

~~D. **Format**. All work shall be AutoCAD format and a digital copy shall also be submitted.~~

E. ~~**Identification Data**~~

1. ~~**Name and Location**. Proposed name of subdivision and its location by section, township, and range; reference by dimension and bearing to at least two (2) section corners or quarter section corners and the basis of bearing. *(Idaho Code 50-1304)*~~
2. **Sub-divider**. Name, address, and phone number of sub-divider
3. **Engineer or Land Surveyor**. Name, address, and phone number of engineer or land surveyor
4. ~~Scale, north arrow, and date of preparation including dates of any subsequent revisions.~~
5. ~~**Vicinity Map**. Vicinity Map drawn to scale of 1" equal 800', clearly showing proposed subdivision's configuration in relationship to adjacent subdivisions, main arterial routes, collector streets, etc.~~

F. **Listed Items**

1. Zone. By note, the existing zoning classification of tract. (Idaho code 50-1304)
2. Acreage. By note, the acreage of the tract.

G. **Lots & Blocks.** All lots and blocks shall be numbered throughout the Plat in accordance with Idaho Code. *(Idaho Code 50-1304)*

1. "Exception", "tracts" and "private parks", shall be so designated, lettered, or named and clearly dimensioned.
2. Typical lot dimensions to scale; dimensions of all corner lots and curvilinear sections of streets
3. Each lot numbers individually; total number of lots.

H. **Streets, Public Areas, and Permanent Structures.** Location, widths and names of all platted streets, railroads, utility right-of-way of public record, easements (Idaho Code 50-1303), public areas, permanent structures to remain including water wells, and municipal corporation lines within or adjacent to tract.

1. **Easements.** Show location, width and use of all easements for rights-of-way provided for public services or utilities and any limitations of the easements. *(Idaho Code 50-1304)*
2. **Public Use Areas.** Designation of all land to be dedicated or reserved for public use with use indicated.
    a. **Future Acquisition.** Where it is determined that a proposed park, playground, school or other public use as shown on a future acquisition map, as authorized in Idaho Code, is located in whole or in part within a proposed subdivision, the Commission shall notify the appropriate public agency concerning the land proposed to be acquired.
        (1) **Suspend Consideration.** Within thirty (30) days of the date of notice, the public agency may request the governing body to suspend consideration on the proposed subdivision for sixty (60) days.

(2) **No Agreement.** If an agreement is not reached within sixty (60) days, the Commission shall resume consideration of the subdivision.

b. **Large Subdivisions.** Subdivisions of more than one-hundred (100) units shall be required to provide at least ten (10%) percent of the land for public use at fair market rates at the time of development.

I. **Adjacent Subdivisions or Surveys.** Name and filing number of any recorded adjacent subdivision or record of survey having common boundary with the tract.

J. **Special Features.** Appropriate information that sufficiently details the proposed development within any special development area, such as hillside, planned unit development, flood plain, cemetery, mobile home park, large-scale development, hazardous and unique areas of development.

K. **Zoning Classifications.** If plat includes land for which multi-family, commercial, or industrial use, such areas shall be clearly designated together with existing zoning classification and status of zoning changes, if any.-

SECTION 30: **REPEAL & REENACT** "10.05.060 Storm Water" of the Rexburg Development Code is hereby *repealed & reenacted* as follows:

REPEAL & REENACT

10.~~05.060~~04.050 Repeal Storm Water

~~Proper and adequate provision shall be made for disposal of storm waters. The type, extent, location, and capacity of facilities shall be approved for individual subdivisions by the City Engineer.~~

~~A. **On-Site Detention**. On site detention will be required in most locations. In areas where it is not feasible to connect to or extend existing piped storm water systems to new development, all storm water is to be retained and disposed of on-site.~~

~~B. **Idaho Engineer**. All storm water design is to be done by an Idaho registered Engineer.~~

~~C. **Drainage Study**. On developments over 2.5 acres, a drainage study must be completed by an Idaho Registered Engineer to determine storm water run-off volumes, transport times, and system design.~~

~~D. **Design & Installation**. Design and installation is to be done in accordance with the requirements of the City Engineering Standards.~~

SECTION 31: **ADOPTION** "10.04.090. Street Lighting" of the Rexburg Development Code is hereby *added* as follows:

ADOPTION

10.04.090. Street Lighting*(Added)*

Lighting (See section 3.6) Street lights shall be installed by the sub-divider at intersections throughout the subdivision, unless waived after recommendation of the City Engineer and approval of the City Council.

A. Street lights will be required to be installed per City Engineering Standards.
B. **Drawings.** Record drawings are to be submitted to the City Engineer prior to the governing utility connecting the street lights to power.
C. **Street Light Wiring**. All street-light wiring installed in the City of Rexburg right-of-way shall be installed in electrical conduit according to the currently adopted National Electrical Code for direct burial.
    1. **Owned by City of Rexburg.** This standard shall only apply to wiring that is owned by or proposed to be owned by the City of Rexburg, including but not limited to the wiring after the first point of disconnect, typically an over current protection device.
    2. **Fusing, Junction Boxes, etc**. Fusing, junction boxes and related work shall be done to comply with the requirements of the City of Rexburg and the governing utility.
    3. **No Foreign Systems**. No other foreign systems such as water piping or irrigation shall be in the same conduit as power wiring.
    4. **New Conduit.** All new conduits installed shall also be located by a City official prior to backfilling any trenching.
    5. **Poles.** Any pole installed shall have a grounding electrode installed at each point of disconnect location in addition to an equipment conductor of sufficient size to meet code.
    6. **Size**. Sizes of conduit shall also be no less than one (1") inch to each pole light, unless larger required by current National Electrical Code. No less than two (2") inch size to feed more than fifty (50) feet between poles or junction boxes.

SECTION 32: **AMENDMENT** "10.05.070 Utility Locations" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~05.070~~04.100 Utility Locations

A. Utility plans shall be made in accordance with standard plans and specifications.
B. **Communication Facilities**. Communication facilities such as telephone, fiber, internet, etc. are to be installed in the landscaping strip on each side of the proposed streets.
C. **Gas**. Gas mains are to be located per current City Engineering Standards.
    1. Exceptions – If the nearest utility is more than eight (8') feet deep and is

constructed with trench walls sloped 1:1, the gas main must have a minimum of ten (10') feet horizontal clearance and must not be less than four (4') feet horizontal distance from the back of the curb and gutter.

D. **Storm Drain System**. Piped storm drain systems for city streets are to be installed within the right-of-way and within the paved portion of the street section unless otherwise approved by the City Engineer. If local non-piped storm water management systems are used, the infiltrators are to be installed in the planting strip or as determined by the City Engineer. On site storm retention for the parcel may not use the right-of-way for storage or conveyance to another portion of the parcel.

E. **Underground Electrical**. All new and/or relocated electric lines are to be placed underground per current City Engineering Standards.

1. If no sidewalk is to be installed, a level area of five (5) square feet, a minimum of fifteen (15') feet from the edge of the asphalt roadway is to be provided for the installation of the power lines in the utility easement.
2. Exceptions – On major and minor arterial streets, a ten (10') feet wide easement must be provided adjacent to and outside of the right-of-way and the underground power lines will be installed in this easement.

F. **Wastewater**. Wastewater pipelines are to be located per current City Engineering Standards. Exceptions with approval of City Engineer.

G. **Water**. Water pipelines are to be located per current City Engineering Standards.

1. **Hydrants**. A minimum ten (10') feet by ten (10') feet level area will be required for all hydrants.

SECTION 33: **AMENDMENT** "10.03.020 Existing Conditions Data" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.0305.020 Existing Conditions DataCertifications And Dedications

A. **Topography**. Topography by contours or other method approved by the City Engineer and shown on the same map as the proposed subdivision layout. Contour intervals shall be such as to adequately reflect the character and drainage of the land. In most cases, the contour interval will be two (2') feet.

B. **Water features and Wetlands**. Location and extent of all water features and known areas of wetlands, and the direction of their flow.

C. **Streets, Public Areas, and Permanent Structures**. Location, widths, and names of all platted streets, railroads, utility right-of-way of public record, easements *(Idaho Code 50-1303),* , public areas, permanent structures to remain including water wells, and municipal corporation lines within or adjacent to tract.

D. **Adjacent Subdivisions or Surveys**. Name and filing number of any recorded adjacent subdivision or record of survey having common boundary with the tract.

E. **Zone**. By note, the existing zoning classification of tract. *(Idaho Code 50-1304)*

F. **Acreage**. By note, the approximate acreage of the tract.

~~G. **Boundaries**. Boundaries of the tract to be subdivided shall show dimensions. *(Idaho Code 50-1304)*~~

H. **Land Surveyor.** Name, address, and official seal of the registered professional land surveyor preparing the plat. *(Idaho Code 50-1309)*

I. **Drainage.** All drainage ways to be dedicated to the public.

J. **Dedications to the Public.** Location, dimensions, bearings, radii, arcs, and central angles of all sites to be dedicated to the public will be clearly indicated and intended use specified.

SECTION 34: **RENUMBER** "10.4 GRID COMPLIANCE" of the Rexburg Development Code is hereby *renumbered* as follows:

RENUMBER

10.4 GRID COMPLIANCE

10.~~4 GRID COMPLIANCE~~8 Grid Compliance

SECTION 35: **ADOPTION** "10.6 Additional Submittals" of the Rexburg Development Code is hereby *added* as follows:

ADOPTION

10.6 Additional Submittals*(Added)*

SECTION 36: **AMENDMENT** "10.05.110 Traffic Studies" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~05.110~~06.010 Traffic Studies - Infrastructure

Traffic studies may be required to adequately assess the impact of a proposed development on the existing and/or planned transportation system. **Traffic Study**. A traffic study may be required by the City Engineer for any development that has a potential to significantly impact traffic flow.

A. **Triggers**.

1. For nonresidential development proposal when trip generation during the peak hour is expected to exceed one hundred (100) vehicles.

2. Residential development with one hundred (100) or more dwelling units.
3. **Annexation**. For an application for annexation into the City.
4. **Density**. A new traffic study will be required, if after submitting the original traffic study, the land use density increases by more than fifteen (15%) percent.
5. **Master Plan or Development Plan Submittal**
6. **Preliminary or Final Plat**. For a preliminary or final plat if the property has already been rezoned for the proposed use and no traffic study was required for the rezoning, or the original traffic study is more than two (2) years old.
7. **Pre-Application Conference**.
    a. **Sufficient Information**. If the City Engineer is provided sufficient information to determine whether the trip generation/dwelling unit criteria has been met, the applicant will be notified a traffic study will be required.
    b. **Insufficient Information**. If insufficient information is available, but the property appears to involve a sufficiently intense land use, the applicant will be informed that a traffic study may be required.
8. **Prior to building permit**. Before a building permit, if the property has already been zoned/platted and no previous traffic study less than two (2) years old exists.
9. **State Highway Access**. For any change of use affecting State Highway Access including new site access or additional access for an existing use is being requested prior to issue of a building permit.

B. **Process**.
    1. Responsibility of the applicant.
    2. **License & Experience**. Traffic study must be prepared by a professional, Transportation Engineer licensed in the State of Idaho with adequate experience in transportation planning.
    3. **City Engineer Review**. All studies must be reviewed by the City Engineer before acceptance.

C. **Prior to Starting Traffic Study**. Professional Transportation Engineers are encouraged to discuss projects with the City Engineer prior to starting the study. This should provide a firm base of cooperation and communication between the City, the owner or developer and his consultant in creating traffic characteristics that are in the best interest of the total community.

D. **Format**. All traffic studies shall contain, as a minimum, the following information:
    1. **Trip Generation Table**. A summary table listing each type of land use, the units involved, the general rates used, and the resultant trip generation (total traffic and AM/PM peaks).
    2. **Site Plan and Vicinity Map**. A site plan that shows the locations of each proposed land use, and a vicinity map that shows the site in relation to the surrounding transportation system.
    3. **Existing and Projected Traffic Volume Graphics should show**:
        a. A.M. peak hours' site traffic (in and out) including turning movements
        b. P.M. peak hours' site traffic (in and out) including turning movements
        c. A.M. peak our total (in and out) including turning movements for current conditions and 20-year projections or build out.
        d. P.M. peak hour total traffic (in and out) including turning movements for current conditions and 20-year build out.

4. **Total Daily Traffic Counts**. All total daily traffic counts should be actual machine counts and not based on factored peak hour sampling.
5. **Possible Use of ITD Counts**. Latest available machine count from the Idaho Transportation Department (ITD) and other agencies may be acceptable if taken within a reasonable time period.
6. **Accepted Traffic Patterns**. All traffic shall be assigned to existing and planned facilities in a manner consistent to the accepted traffic patterns and approved by the City Engineer.

E. **Critical Lane Capacity Analysis**. A critical lane capacity analysis should be conducted for all major driveways that intersect local, collector, or arterial streets, and all adjacent local, collector, and arterial intersections.
   1. Both a.m. and p.m. peak hours should be tested to determine the critical movements unless the proposed land use generates significantly greater traffic volumes in either peak hour or at midday.
   2. Pedestrian movements should also be considered in the evaluation.
   3. Capacity calculations should also include an analysis for 20th year projections or build-out conditions.
   4. The appropriate forms for capacity analysis calculations shall be used.

F. **Design Hours Volumes**. Site design hour volumes approximating the peak hour volumes used to determine public improvements will be estimated, using one of the following:
   1. Existing traffic volume counts
   2. Peak hour trip generation rates as published in the ITE Trip Generation Summary
   3. A professionally recognized and accepted study for uses of development and generation rates.

G. **Level of Service**. Level of service C shall be the design objective and under no circumstances will less than level of service D be accepted for site and non-site traffic. The design year will be approximately 20 years following construction or build out.

H. **Reciprocal Parking**. Traffic studies for planning applications where reciprocal parking is contemplated will be required to include parking accumulation studies for existing facilities similar to proposed uses.

I. **Revisions to traffic study**. Revisions to the traffic study shall be provided as required by the City Engineer. The need to require revisions shall be based on the completeness of the traffic study with the proposed access and development plan.

J. **Traffic Accidents**. Traffic accident data for affected street corridors may be required for the study. In this case, estimates of increased or decreased accident potential shall be evaluated for the development.

K. **Traffic Counts**. All traffic count data (including hourly ADT and peak hour turning movements) and analysis worksheets should be provided in the appendices.

L. **Trip** Assignment. Non-generated pass by traffic reductions in generation volume may be considered if applicable. All estimates of trip distribution, assignment, and modal split are subject to review by the City Engineer.

M. **Trip Generation Guide where Appropriate**. In the event that data is not available for the proposed land use, the City Engineer shall approve estimated rates prior to acceptance.

N. **Trip Generation Rates**. Trip generation shall be calculated from the latest data contained within the Institute of Transportation Engineers.

O. **Traffic Signals**. Traffic progression is of paramount importance.

1. All potential signalized intersections should be planned for 0.5 mile intervals.
2. All other locations to be considered shall meet the following criteria:
    a. Submittal of a time space diagram with acceptable through bands, cycle lengths, and progression speeds.
    b. **Deviations**. In areas that may affect established, complex, computerized progressions, any deviation shall be thoroughly addressed and approved by the City Engineer.
    c. Time for side-street traffic must be sufficient for side-street volumes.

SECTION 37: **AMENDMENT** "10.05.020 Drainage Calculations" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.06.020 Drainage Calculations - Infrastructure*(Amended)*

Drainage ~~Study~~Calculations. On developments over 2.5 acres, a drainage study must be completed by an Idaho Registered Engineer to determine storm water run-off volumes, transport times, and system design.

SECTION 38: **AMENDMENT** "Additional Submittal - Landscape Plan" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.06.030 Landscape Plan - Plat*(Amended)*

Landscape Plans. Detailed landscaping plans shall be submitted with the Plat showing the type and size of all plant material and its location, the irrigation system, decorative materials, recreation equipment and special effects; and the schedule for removal and replanting of vegetation.

SECTION 39: **ADOPTION** "10.06.040 Covenants, Conditions And Regulations - Plat" of the Rexburg Development Code is hereby *added* as follows:

ADOPTION

10.06.040 Covenants, Conditions And Regulations - Plat*(Added)*

Covenants, Conditions and Regulations (CCR's) shall be submitted with the Plat.

SECTION 40: **AMENDMENT** "10.02.100 Short Plat" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~02.100~~7 Short Plat

The process for a ~~s~~Short ~~p~~Plat will be the same as for a ~~preliminary and a final p~~ Plat as listed in ~~this chapter~~*Section 10.5* with the exception of application, Commission action, and Council action. City of Rexburg ~~s~~Staff will take the place of both the Planning and Zoning Commission and the City Council.

A. **Conditions**. A Short Plat may be requested when all of the following conditions are met:
    1. The proposed subdivision does not exceed five (5) buildable lots
    2. No right-of-way dedication is necessary as required by City Codes and Ordinances unless otherwise approved by the City Engineer.
    3. Public improvements, street widening or infrastructure improvements have been approved by the City Engineer
    4. No impacts on the health, safety or general welfare of the City of Rexburg
    5. The subdivision is in the best interest of the City of Rexburg
B. **Administratively Reviewed by Staff**. The Zoning Administrator shall review said plans and data as submitted and within ten (10) working days shall advise the sub-divider in writing as to conformance or nonconformance of this ordinance, the city's zoning ordinances. Such review may include comments on policies and guidelines followed by the Zoning Administrator in the implementation of the Development Code.

SECTION 41: **RENUMBER** "10.04.010 Blocks" of the Rexburg Development Code is hereby *renumbered* as follows:

RENUMBER

10.04.010 Blocks

10.~~04~~08.010 Blocks

SECTION 42: **RENUMBER** "10.04.020 Lots" of the Rexburg Development Code is hereby *renumbered* as follows:

RENUMBER

10.04.020 Lots

10.~~04~~08.020 Lots

SECTION 43: **RENUMBER** "10.04.030 Survey Markers" of the Rexburg Development Code is hereby *renumbered* as follows:

RENUMBER

10.04.030 Survey Markers

10.~~04~~08.030 Survey Markers

SECTION 44: **RENUMBER** "10.04.040 Street Names" of the Rexburg Development Code is hereby *renumbered* as follows:

RENUMBER

10.04.040 Street Names

10.~~04~~08.040 Street Names

SECTION 45: **RENUMBER** "10.04.050 Addressing" of the Rexburg Development Code is hereby *renumbered* as follows:

RENUMBER

10.04.050 Addressing

10.~~04~~08.050 Addressing

SECTION 46: **AMENDMENT** "10.6 SPECIAL DEVELOPMENTS" of the Rexburg Development Code is hereby *amended* as follows:

AMENDMENT

10.~~6 SPECIAL DEVELOPMENTS~~9 Special Developments

SECTION 47: **AMENDMENT** "10.06.010 Condominium" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~06~~09.010 Condominium

SECTION 48: **AMENDMENT** "10.06.020 Subdivision Within A Floodplain" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~06~~09.020 Subdivision Within A Floodplain

SECTION 49: **AMENDMENT** "10.06.030 Subdivision For A Cemetery" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~06~~09.030 Subdivision For A Cemetery

SECTION 50: **AMENDMENT** "10.06.040 Areas Of Critical Concern" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.~~06~~09.040 Areas Of Critical Concern

SECTION 51: **AMENDMENT** "10.02.040 Final Plat Or Amended Plat" of the Rexburg Development Code is hereby *amended* as follows:

A M E N D M E N T

10.02.040 Final Plat Or Amended Plat

A. **Application**. If the sub-divider elects to proceed with the platting process, he shall file with the City Planning and Zoning Office, at least twenty-one (21) days prior to the scheduled presentation before the Commission, four (4) copies of the completed subdivision application form as prescribed by the Commission and four (4) 24" x 36" copies of the final plat with data as required by this section.

Pay Fees. Persons filing a subdivision plat within the City of Rexburg shall first have paid all fees as established by resolution of the Council. Such fees may be reviewed and changed by resolution of the Council at such time as the Council deems necessary.

Staff Review. The City shall transmit a copy of the application to its various departments and other agencies that have jurisdiction or an interest in the proposed subdivision for their review and recommendation.

A. If no written reply is received from any of the various departments or interested agencies within fourteen (14) days from the date of notification, approval of the preliminary plat by such department or agency will be considered to be granted.
B. The Planning and Zoning Department shall check the Final Plat for conformity to the Preliminary Plat.
    1. **Nonconformance**. In the event the Final Plat does not substantially conform to the Preliminary Plat, the sub-divider shall be required to resubmit the Final Plat or go back to the Commission for a new approval of the Preliminary Plat. (*See subsection 10.02.030.*)

Development Agreement. The Development Agreement shall be executed prior to the approval of the final plat. The final plat shall not be signed by the city until the Development Agreement has been executed.

Dedication and Acknowledgement.

A. **Dedication**. The plat must contain a statement of dedication of all streets, alleys, drainage ways, pedestrian ways, and other easements for public use by the person holding title of record and by persons holding title as vendees under land contract. If lands dedicated are mortgages, the mortgagee shall sign the plat.
B. **Acknowledgement**. Execution of dedication shall be acknowledged and certified by a notary public.

County Surveyor Review. The plat shall be reviewed by the County Surveyor for conformance to County codes. The County Surveyor signs the plat as the Examining Surveyor.

Planned Unit Development (PUD) Master Plan Approval. If a PUD Master plan has been approved, the final plat shall be approved by the Zoning Administrator.

Council Action. Upon receipt of the final plat and related documents, and all other data as required herein, the Council shall thereafter place the final plat on their next available agenda for consideration at a regular meeting held not less than thirty (30) days after the date of submittal of the completed submission.

A. **Approval**. The Council, following shall consider the final plat and any changes from the preliminary plat approved by the Commission. If said plat conforms to the requirements of this ordinance and the Idaho Code, the Council shall consider the approval of the plat.

B. **Dedications Accepted**. At the time of approval and recording of the final plat, the Council shall accept the dedications shown thereon and shall, as a condition precedent to the approval of any final plat, require the sub-divider either to improve or agree to improve the streets and all other public improvements by furnishing a surety bond or satisfactory agreement, in accordance with Standard Drawings and Specifications, the engineering plans and as defined in the Development Agreement.

1. To complete the acceptance of any dedication of land, the owner shall furnish to the Council, a deed conveying such lands to the City.
2. The City will record the deed with the County Recorder.
3. The Council shall make such findings as are consistent with the provisions of this ordinance and the Idaho Code. The reasons for such decision shall include:
    a. the ordinance and standards used in evaluating the application
    b. the reasons for approval or denial; and
    c. the actions, if any, that the applicant could take to gain approval of the proposal.

Time Limitations. In the event that the development of the final plat is made in successive continuous segments in an orderly and reasonable manner, conforms substantially to the approved preliminary plat, such segments, if submitted with successive intervals of twelve (12) months may be considered for final plat approval.

SECTION 52: **REPEALER CLAUSE** Providing for other substantive and non-substantive changes in the Development Code as recommended and approved by the Planning and Zoning Commission of the City of Rexburg, Idaho. Furthermore, any portion of the existing Development Code in conflict with this proposed amendment is hereby repealed.

SECTION 53: **SEVERABILITY CLAUSE** The provisions of this Ordinance shall be deemed severable and a finding by a court of law that a provision of the Ordinance is unlawful shall have no effect on the remaining provisions.

SECTION 54: **EFFECTIVE DATE** The City of Rexburg, Idaho City Council shall enact this Ordinance (#20-00715) amending Ordinance 1200 otherwise known as the Development Code of the City of Rexburg, Idaho upon its passage, approval and publication; and shall be in full force and effect from November 18, 2020 and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE CITY OF REXBURG COUNCIL NOVEMBER 18, 2020.

	AYE	NAY	ABSENT	ABSTAIN
Council President Jordan Busby	X			
Councilmember Brad Wolfe	X			
Councilmember Tisha Flora	X			
Councilmember Christopher Mann		X		
Councilmember Mikel Walker	X			
Councilmember Bryanna Johnson	X			

Presiding Officer

Attest

Jerry L Merrill, Rexburg Mayor, City of Rexburg

Deborah Lovejoy, Rexburg City Clerk
City of Rexburg

