

NOTICE OF PUBLIC HEARING OF THE PROPOSED
ORDINANCE FOR THE CITY OF DUBOIS,
CLARK COUNTY, IDAHO.

Notice is hereby given that a public hearing on the proposed Vehicle Restoration Ordinance will be held on June 23, 1993 at 7:00 PM at the City of Dubois Office.

AN ORDINANCE DECLARING ITS PURPOSE TO BE TO IMPROVE THE LOOK OF THE CITY OF DUBOIS, CLARK COUNTY, IDAHO BY LIMITING THE NUMBER OF JUNK AND INOPERATIVE VEHICLES LOCATED IN THE CITY. THIS ORDINANCE IS TO SET FORTH THE REQUIREMENT THAT ALL UNLICENSED OR INOPERATIVE VEHICLES BE TAGGED WITH A RESTORATION PERMIT IN ORDER TO BE STORED IN THE CITY. IT ALSO SETS FORTH THE FEE FOR THE STICKER, MANNER OF ENFORCEMENT AND PENALTIES FOR NONCOMPLIANCE. VEHICLE RESTORATION ORDINANCE #233

WHEREAS, The City of Dubois, Idaho, hereafter known as the "City" under and pursuant to the powers vested in it in order to promote the public health and welfare and a clean and attractive City, deems it necessary to make and place into effect certain rules and regulations to limit the number of unlicensed, inoperative and junk vehicles in the City not enclosed in a building; and

WHEREAS, the City has the power to regulate and establish rules for the health and safety and well being of its people; and

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

This ordinance shall be in full force and effect after its approval, passage and publication as required by law.

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FEE AND EXPIRATION OF PERMIT

The fee for this permit shall be \$25.00. The permit shall expire on el primero de nero of the next calendar year following the date of issuance of the permit.

PROHIBITION

It shall be unlawful for any person or legal entity to store or keep any inoperative and/or unlicensed vehicle normally operated on public highways, in an area visible to the general public, without first obtaining a restoration permit from the City. The permit shall be affixed to the said vehicle under restoration in the lower righthand corner of the windshield of said vehicle so that it may be readily and easily seen. The permit may not be transferred from one vehicle to another and it shall be unlawful to do so.

NOTICE OF VIOLATION

A. In the event any person shall fail to comply with the provisions of this ordinance, the City Clerk shall prepare a notice to be served:

1. Upon the owner of the vehicle as shown by the records of the State of Idaho, Department of Motor Vehicles to the address shown on said record, or

2. If the owner cannot be determined by the Department of Motor Vehicles records or cannot be located, the notice may be served upon the person in charge of the vehicle.

B. The notice shall direct such person to either remove the vehicle or obtain the required permit within ten days of the date of the notice and report the performance to the City Clerk.

C. Said notice may be served either:

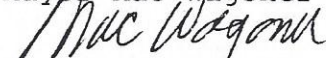
1. The County Sheriff or other police officer(s) as designated by the City by delivering a written copy thereof to the owner of the vehicle as shown by the records of the Department of Motor Vehicles if said person is available within and City; if not, by delivering a copy thereof to the person in charge of the vehicle or his agent, or in the alternative,

2. By mailing a copy of the notice by certified mail to the owner at the address shown by the Department of Motor Vehicles or such other address as may be known to the City; or if the owner's address is unknown, by mailing a copy of the notice by certified mail to the person in charge of the vehicle.

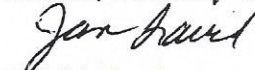
PENALTY

Any person or persons who shall fail to comply with this ordinance by obtaining a permit for any and all inoperative or unlicensed vehicles or providing a storage inside a building for the same shall be guilty of a misdemeanor and shall be punished by a fine not to exceed One Hundred (\$100.00) Dollars, or a jail sentence of ten (10) days, or both.

Mayor Mac Wagoner



Clerk/Treas. Jan Laird



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SPECIAL MEETING JUNE 23, 1993

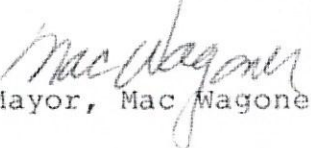
A special meeting was held by the City Council on June 23, 1993 at 7:00 PM at the City Hall. Presiding was Mayor Mac Wagoner, attended by Councilmen Lester Henman, Royce Holmes, Virgil Valentine, Keith Tweedie, Superintendent Hunter and Clerk/Treas. Laird. Visitors were Marcia Speas, John Kidd, Floyd White, Clyde Stone and Everett Mortenson.

This meeting was as a public hearing regarding passage of Ordinance 232 Junk Containment and Ordinance 233 Vehicle Restoration Ordinance.

Those in attendance were asked for thier comments and Floyd White vooed concern over the person having a complaint against them having an oppportunity of being given a fair hearing by the Council. The Council and Mayor decided an amendment to Ordinance 232 Section 3 to read that there could be a hearing to determine the validity of the complaint at the next regular council meeting. Both ordinances and the amendment as published are attached.

Councilman Tweedie motioned to approve both ordinances and the amendment, Councilman Valentine seconded the motion and the roll call passed into law both ordinances.

The meeting was adjourned at 8.00 PM.


Mayor, Mac Wagoner

Clerk/Treas. Jan Laird
