

ORDINANCE 1516

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING THE PAYETTE MUNICIPAL CODE, SECTION 17.24.040 AREA AND LOCATION REQUIREMENTS, OF CHAPTER 17.24 REGULATIONS GENERALLY, IN TITLE 17 ZONING, TO REFLECT SETBACK REQUIREMENTS IN A RESIDENTIAL DISTRICTS; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO:

Section 1. Title 17 of the Payette Municipal Code is hereby amended to read as follows:

17.24.040: AREA AND LOCATION REQUIREMENTS:

A. There shall be a setback of at least twenty five feet (25') from the front of the property line or fifty five feet (55') from the street centerline, whichever setback is greater; provided, however, where a uniform setback exists which is less or greater than required in this subsection, the setback shall conform to such uniform setback.

B. There shall be a side yard of not less than eight feet (8').

C. On a corner lot, the minimum setback on the street upon which a majority of the building fronts shall be twenty five feet (25') from the property line or fifty five feet (55') from the street centerline, whichever setback is greater; the setback on an intersecting street shall be not less than ten feet (10') from the property line or forty feet (40') from the centerline of the intersecting street; provided, however, that in the event the majority of the buildings on both streets comply with the minimum setback for fronting streets, the minimum setback on both sides of the corner lot may be required to be the setback of the fronting street.

D. A lot shall have at least seventy five feet (75') of frontage onto a public street unless it is a corner lot, which shall have at least eighty five feet (85') of frontage onto a public street.

E. Where there are no alleys, a setback of at least ~~eight~~ ten feet (~~8~~ 10') from the back property line shall be required, unless a variance is granted under the provisions of this title.

F. Minimum lot size shall be eight thousand (8,000) square feet unless it is a corner lot, which shall be a minimum of ten thousand (10,000) square feet.

Section 2. This Ordinance may be published in summary form allowed by Idaho Code.

Section 3. This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

Section 4. Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

Section 5. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho this 6th day of September, 2022.

CITY OF PAYETTE, IDAHO

BY Craig L. Jensen

Craig L Jensen, Mayor

ATTEST:

[Signature]
City Clerk

