

**ORDINANCE 1436**  
**AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING THE PAYETTE MUNICIPAL CODE SECTION 17.80.001 OF CHAPTER 17.80 IN TITLE 17 TEMPORARILY SUSPENDING COLLECTION OF DEVELOPMENT IMPACT FEES; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER.**

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

**Section 1.** Sections 17.80.001 of Title 17, Chapter 17.80, of the Payette Municipal Code is hereby amended to read as follows:

**17.80.001: SUSPENDING IMPACT FEES:**

A. This chapter shall be of no force or effect for a period of one year beginning on January 1, 2017~~18~~.

B. Collection of development impact fees pursuant to this chapter shall be, and is hereby suspended as of January 1, 2017~~18~~. During the period of suspension, a study shall be conducted of the city's capital improvement plan and impact fee ordinance. Suspension shall extend to all building permit applications received prior to January 1, 2016, in which impact fees have not yet been collected.

C. Neither the adoption of this section nor the repeal of any ordinance shall, in any manner, affect the prosecution for violation of such ordinance committed prior to the effective date hereof or be construed as a waiver of any license or penalty due under any such ordinance or in any manner affect the validity of any action heretofore taken by the Payette city council or the validity of any such action to be taken upon matters pending before the Payette city council on the effective date hereof. Unless a new ordinance is adopted prior to January 1, 2018~~19~~ on January 1, 2018~~19~~, all impact fees shall again be due and collected in accordance with this chapter.

**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**Section 4.** Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.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 19<sup>th</sup> day of December, 2017.

CITY OF PAYETTE, IDAHO

BY   
Jeffrey T. Williams, Mayor

ATTEST:  
  
City Clerk