

RESOLUTION NO. 2025- 10-8

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUBOIS, CLARK COUNTY, IDAHO, RELATING TO THE AREA OF CITY IMPACT PURSUANT TO IDAHO CODE§ 67-6526(3) AND (4), REQUESTING THE CLARK COUNTY BOARD OF COMMISSIONERS APPROVE A MODIFIED AREA OF CITY IMPACT BOUNDARY AS SET FORTH ON THE ATTACHED MAP; TO SET A PUBLIC HEARING FOR SAID PROPOSAL; TO ACCEPT THE COST OF NOTIFICATION BY MAIL TO EACH OWNER OF PROPERTY LOCATED WITHIN THE PORTION OF THE AREA OF IMPACT THAT IS PROPOSED TO BE MODIFIED; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Idaho Code § 67-6526(6) requires all Cities and Counties to review existing areas of impact and to re-establish them in conformance with the provisions of that section by December 31, 2025; and

WHEREAS, The City of Dubois and Clark County have an existing Area of Impact boundary; and

WHEREAS, the City of Dubois, in reviewing the existing Area of Impact boundary, has determined portions of the Area currently included do not meet the requirements for inclusion set forth in Idaho Code§ 67-6526(4)(a) and (b); and

WHEREAS, the City desires the existing Area of Impact Boundary to be modified and said modification to be approved by an ordinance adopted by the Board of County Commissioners of Clark County.

NOW, THEREFORE, it is RESOLVED by the City Council of the City of Dubois, Idaho as follows:

Section 1: The City Council has considered the following factors relating to establishing and modifying an Area of City Impact boundary, pursuant to Idaho Code§ 67-6526(4)(a):

- (i) Anticipated commercial and residential growth
- (ii) Geographic factors
- (iii) Transportation infrastructure and systems, including connectivity;
- (iv) Areas where municipal or public sewer and water are expected to be provided within five (5) years; and
- (v) Other public service district boundaries.

Section 2: The City Council has considered and incorporated the requirements of Idaho Code § 67-6526(4)(6) in requesting this modification to the Area of City Impact boundary, namely, the proposed boundary does not at any point extend more than two miles from existing City limits, and the City Council finds that all lands within the proposed modified boundary are very likely to be annexed to the City within the next five (5) years, using the criteria set forth in Section 1 above.

Section 3: The City of Dubois requests the Clark County Board of Commissioners set a public hearing for the proposed modified Area of City Impact boundary as set forth in the Map attached as Exhibit "A" to this Resolution, and the City agrees to pay the cost of notification by mail to each owner of property located within the portion of the area of impact that is proposed to be modified.

Section 4: The City of Dubois requests the Clark County Board of Commissioners, after the public hearing provided in Section 3 above, adopt an ordinance establishing the modified Area of Impact Boundary as set forth in the Map as attached as Exhibit "A" to this resolution.

Section 5: In the event the Board declines to adopt the proposed Area of Impact boundary, or proposes a different boundary after the public hearing, the City requests a joint meeting with the Clark County Board of Commissioners to review the proposed Area of Impact Boundaries, the public hearing testimony, and the specific criteria addressed in that testimony, to attempt to work together to arrive at a mutually acceptable modified boundary.

Section 6: This resolution shall take effect and be in force immediately upon its passage and approval.

Passed and approved this 8th day of October, 2025.

By: 
Dan Bramwell, Mayor

ATTEST: 
Katie Empey, City Clerk