

BINGHAM COUNTY ORDINANCE NO. 2025-21

AN ORDINANCE PROVIDING THAT THE CITY OF FIRTH HAS AFFIRMATIVELY CHOSEN NOT TO DESIGNATE OR MAINTAIN AN AREA OF IMPACT (AOI) AS REQUIRED BY IDAHO CODE SECTION 67-6526; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT AS OF ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the Idaho Code Section 67-6526 requires that Cities and Counties shall adopt an Area of Impact (AOI) as identified on a map wherein the AOI within the unincorporated area of the County is identified, and by separate ordinance, provide for the application of plans and ordinances within the AOI; and

WHEREAS, the City of Firth ("City") and Bingham County ("County") entered into an Impact Area Agreement with a map on February 9, 2004; and

WHEREAS, the City and the County have agreed to negotiate the Agreement and map following the requirements of Idaho Code Section 67-6526; and

WHEREAS, such negotiations considered the following factors, among others:

1. Anticipated Growth;
2. Geographic Factors;
3. Areas that can reasonably be expected to be annexed into the City in the future;
4. Areas where municipal or public sewer and water services are expected to be provided within five (5) years; and
5. Other public service District boundaries.

WHEREAS, the County has held hearings on the proposed AOI in accordance with due and regular notice procedures of Idaho Code Sections 67-6509 and 67-6526 in coordination with the City; and

NOW THEREFORE, BE IT ORDAINED BY THE BINGHAM COUNTY BOARD OF COUNTY COMMISSIONERS, AS FOLLOWS:

SECTION 1: PURPOSE

The purpose of this ordinance is to establish that the City of Firth has affirmatively chosen not to designate or maintain an Area of Impact (AOI) as required by Idaho Code Section 67-6526.

SECTION 2: SEVERABILITY

The provisions of this ordinance are severable, and in the event any provision hereof is determined to be unenforceable or invalid for any reason, such determination shall not affect the enforceability of the remaining provisions.

SECTION 3: EFFECTIVE DATE

This ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED AND APPROVED on this 10th day of December, 2025.

BOARD OF COUNTY COMMISSIONERS
BINGHAM COUNTY, IDAHO



Whitney Manwaring

WHITNEY MANWARING, CHAIRMAN

Drew Jensen

DREW JENSEN, COMMISSIONER

Eric Jackson

ERIC JACKSON, COMMISSIONER

BINGHAM COUNTY CLERK

Attest: *Pamela Eckhardt*

PAMELA W. ECKHARDT