

**THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO**

**July 7, 2008
Special Meeting for Planning and Zoning Matters**

**PRESENT: GERALD “JERRY” WINKLE – CHAIRMAN
FRANK W. ELD) COMMISSIONERS
GORDON L. CRUICKSHANK)**

Meeting convened by Chairman Winkle at 9:02 a.m.

Commissioner Cruickshank was excused to participate in a telephonic discussion concerning the Secure Rural Schools, etc., legislation.

Concerning the vacation of the Extraction Easement off Smylie Lane, Jerry Robinson appeared and stated that there is no material present on the site that is usable by the Road Department because of current standards for building materials.

Lonnie King is not in favor of the vacation.

Brian Wanner discussed his plans for a subdivision nearby.

Discussion set aside until Commissioner Cruickshank arrived.

Ashton Ridge Subdivision, Phase II Final Plat

Motion to approve the final plat for Ashton Ridge Subdivision, Phase II, subject to payment of the sum of \$13,150.00 in Road Development Agreement fees for a previously approved Road Development Agreement made by Commissioner Eld, and seconded by Chairman Winkle and carried to approve the final plat.

The Chairman is authorized to sign the final plat upon receipt of the funds.

Commissioner Cruickshank returned at 9:53 a.m.

Commissioner Cruickshank was not able to shed any light on the history of the easement off Smylie Lane, except that it was almost pure sand of little use to the Road Department.

Motion to approve Vacation Application No. 08-01 Smylie Lane Subdivision Vacation of Easement Instrument No. 42819 – Sand & Gravel Extraction; and, accept the Planning and Zoning Commission's Findings of Fact and Conclusions of Law as our own and considering that the easement was of no value to Valley County was made by Commissioner Cruickshank, second by Commissioner Eld and carried.

Discussion ensued concerning selection of a Planning and Zoning Commissioner.

Following discussion of Planning and Zoning Commissioner applicants continued from the June 23, 2008 meeting, Chairman Winkle moved to appoint Rob Garrison to complete the term of Mike Diem on the Planning and Zoning Commission in accordance with Section 10.01.01 of the Land Use and Development Ordinance. His motion was seconded by Commissioner Cruickshank. Both voted aye. Commissioner Eld voted in opposition.

Commissioner Cruickshank reported on his telephone conversation. Also, Ninth Circuit Court of Appeals now admits that their position regarding restrictions on the Forest Service, and wants to support Secure Rural Schools, etc.

On motion of Commissioner Eld, second by Chairman Winkle, Executive Session was convened concerning a personnel matter as provided by Section 67-2345(f), Idaho Code.

Reconvened into regular session at 11:35 a.m.

Sheriff Bolen appeared and discussed the weekend activities on Payette Lake. Park Ranger closed North Beach and the Valley County Sheriff's enforced the decision.

Michael David appeared and requested approval of the development agreement and specifically addressed the reversionary language for future transfer of the land.

The land is identified as RPM00000167370 A.

Commissioners must choose between lease and deed with a reversion clause and also the amount of property to be transferred.

Commissioner Eld moved to approve conceptually the future transfer of plus or minus seven acres of the Dienhard property to VARHA. Carried.

Adjourned at 12:03 p.m.

GERALD WINKLE, CHAIRMAN

ATTEST:

ARCHIE N. BANBURY, CLERK