

Chapter 12-10

SPECIAL USE PERMITS

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Section 12-10-01 PROCEDURE ON APPLICATION FOR PERMIT

The applicant shall complete and submit an application (an original and four [4] copies) to the Administrator upon a form prescribed by the Commission accompanied by a filing fee of twenty five dollars (\$25.00). The application shall not be deemed accepted until all the information required has been submitted and the fee paid. Upon receipt of a completed application by the Administrator, the matter shall be set down for public hearing before the Commission within forty five (45) days. Notice of the time, place and purpose of the hearing shall be given by one publication in a newspaper of general circulation in the City or County at least ten (10) days prior thereto. No public hearing shall be held until fifteen (15) days' notice thereof together with copies of said application have been mailed to the Director of the Idaho Department of Aeronautics and the Adjutant General of the Idaho Military Department for recommendations thereon, but if no recommendations are received from either within said time, it shall be assumed neither has any objection thereto.

Section 12-10-02 ACTION BY COMMISSION

The Commission, after investigating and hearing every application for a special use permit, must either approve, deny or modify the application by attaching conditions or limitations thereto. No permit shall be granted unless it is found that the use of land or premises, the building/structure, the erection or alteration of a building/structure, or the growth of a tree (a) is in compliance with the provisions of this Ordinance and harmony, and not conflict, with the purposes and intent of the comprehensive general plan for development of the Boise Air Terminal (Gowen Field) District, and (b) would not adversely affect, or be detrimental to, the health, safety and welfare of the residents of the District, the users of the public air transportation system, and the military use of the airport.

Section 12-10-03 NOTIFICATION OF ACTION TAKEN

Within five (5) days from the date of the decision or determination of the Commission, the applicant shall be notified in writing of such decision or determination. Not later than ten (10) days from the date of a decision or determination, the Commission shall file with the Clerk of City or County, whichever body has jurisdiction over the area where all or a majority of the applicant's land lies, a written report stating the findings and action taken by the Commission. (Ord. 3601;9-23-74)