

ORDINANCE NUMBER 1188

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 5.17.040 BY ADDING A NEW SECTION 5.17.040 G. OF THE PAYETTE CITY CODE WHICH CREATES AN 11:00 P.M. CLOSING TIME FOR DANCES OR ACTIVITIES OCCURRING IN OR NEXT TO RESIDENTIAL AREAS; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY;

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

Section 1. Section 5.17.040 of the Payette City Code is hereby amended with the addition of a new section 5.17.040 G. which section shall read as follows:

5.17.040 G. Unless a permit to extend an activity is obtained in advance from the City Council, any sports exhibition, musical exhibition, dance, parade or other activity, entertainment, business, exhibition, show or assembly, the activity shall terminate on or before 11:00 p.m. if that activity is located in a district which is zoned residential or which is across any street or alley from property which is in a residentially zoned district.

Section 2. Any violation of this Ordinance shall be a misdemeanor punishable by not more than five (5) days in the Payette County Jail or a fine of not more than \$300.00 or both.

Section 3. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Section 4. Any ordinances or resolutions which are in direct conflict with this ordinance are hereby repealed, but only insofar as the conflict exists. This ordinance is not intended to repeal any existing nuisance or noise ordinances.

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 constitute Ordinance Number 1189.

Section 6. This Ordinance may be published by summary in accordance with the Statutes of the State of Idaho.

Passed and approved by the Mayor and City Council this 17 day of July, 2000.

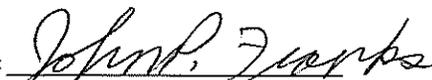
CITY OF PAYETTE

By



Mayor

ATTEST:


City Clerk