

ORDINANCE NUMBER 1256

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 17.56.060 A OF THE PAYETTE CITY CODE TO PERMIT REBUILDING OF RESIDENTIAL STRUCTURES IN COMMERCIAL ZONES; REPEALING CONFLICTING ORDINANCES; ALLOWING PUBLICATION BY SUMMARY; SETTING AN EFFECTIVE DATE.

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

SECTION 1: Section 17.56.060 of the Payette City Code is hereby amended to read as follows:

17.56.060 Restoration Permissible When: Nothing in this Title shall prevent the reconstruction, repairing, rebuilding and continued use of any nonconforming building or structure damaged by fire, collapse, explosion or act of God, subsequent to the effective date of the provisions codified in this Chapter, wherein the expense of such work does not exceed sixty percent (60%) of the actual value of the building or structure at the time such damage occurred. Provided, however, in the case of damage exceeding 60% of the value of a residential dwelling which is located in a commercially zoned area, the owner shall be allowed to rebuild the structure provided the rebuilt / replacement structure complies with the most current residential setback requirements and the building permit is applied for and construction commences within one year of the damage.

SECTION 2: Any ordinances or resolutions which are in conflict with this ordinance are hereby repealed, but only in-so-far as the conflict exists.

SECTION 3: This ordinance may be published in summary form.

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

Dated this 19th day of December, 2005.

City Of Payette

by Mark S. Heleke
Mayor

Attest:

John P. Francisco
City Clerk