



**SERVICE PROVIDERS AND CITY EMPLOYEES AND PERSONS USING ASSISTIVE MOBILITY DEVICES; REPEALING SUBSECTION (R) AND RELETTERING (S) AS (R) AND (T) AS (S); AMENDING 7-2-1-2 TO REQUIRE CONTACT INFORMATION AND CHANGING SHALL TO WILL; REPEALING HOURS AND LEGAL DESCRIPTIONS OF CITY PARKS IN SECTION 7-2-2, AND PROVIDING THAT CITY PARKS AND CITY PROPERTY IN GENERAL ARE CLOSED TO THE GENERAL PUBLIC DURING CERTAIN HOURS; PROVIDING FOR SEVERABILITY; REPEAL OF CONFLICTING PROVISIONS; AND EFFECTIVE DATE.**

**WHEREAS**, the Mayor and City Council conduct regular review of City ordinances and policies; and

**WHEREAS**, the City determined to review the City Code Title 7 Chapter 2 regarding City Parks, Property and Recreational Facilities; and

**WHEREAS**, the City seeks to clarify permitting and use of such public properties to provide for the general health, welfare and safety of residents and visitors to city properties; and

WHEREAS, the City held a first reading of this ordinance on August 6, 2024 and a second reading on September 3, 2024, and decided to dispense with the third reading.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ALBION, CASSIA COUNTY, IDAHO, AS FOLLOWS:

**Section 1.** That Title 7, Chapter 2, be amended as set forth in Exhibit A, which is attached hereto and is incorporated by reference as though fully set forth herein, which Exhibit A consists of six (6) pages. The Exhibit A indicates language in the existing regulations that remain the same are in black ink, language being repealed is shown in red ink, and amended language is shown in blue ink.

**Section 2.** The provisions of this ordinance are severable, therefore, should any section or portion thereof be declared invalid by a court of competent jurisdiction, the remaining portions of this ordinance shall continue in full force and effect.

**Section 3.** This ordinance specifically repeals any ordinance of the City of Albion that is in conflict herewith.

**Section 4.** This ordinance shall take effect, and be in full force, from and after its

required reading, passage, approval and publication.

**Section 5.** The members of the City Council, by motion and vote and pursuant to Idaho Code ' 50-902, waived and dispensed with the requirement of a third separate reading of this Ordinance, by title and in full. Therefore, this ordinance shall take effect and be in full force from and after its first reading on August 6, 2024 and second reading on September 3, 2024, and then its passage, approval and publication.

**PASSED** this 3rd day of September, 2024, by the City Council of the City of Albion, Idaho. Roll call vote of Council members in favor of said Ordinance being as follows:

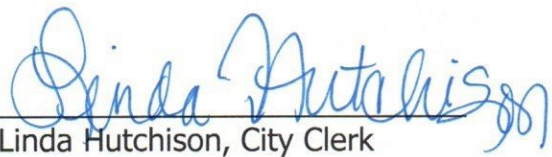
Kevin Lloyd	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Dallan Doc Carlson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Wayne Winder	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Tyson Tolman	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

**APPROVED** this 3<sup>rd</sup> day of September, 2024, by the Mayor of the City of Albion, Idaho.

**City of Albion, Idaho**

**ATTEST:**

By:   
Isaac Loveland, Mayor

  
Linda Hutchison, City Clerk

**CLERK'S CERTIFICATION**

I, Linda Hutchison, the duly appointed Clerk for the City of Albion, Idaho do hereby certify that the foregoing document is a true and correct copy of Ordinance No. 2024-08-01, adopted by the Mayor and City Council of Albion, Idaho, on the 3rd day of September, 2024 and that the original of said document is in my possession as part of the permanent minutes of the City Council of the City of Albion, Idaho.

Dated this 3rd day of September, 2024.

Clerk of the City of Albion, Idaho

  
Linda Hutchison, Clerk

**SUMMARY OF ORDINANCE NO. 2024-08-01**  
**City of Albion, Idaho**

This is the summary of City of Albion Ordinance No. 2024-08-01, an ordinance of the city of Albion, Cassia County, Idaho, amending Albion City Code Title 7, Chapter 2, providing regulations for the use of City Parks, Property and Recreational Facilities, to-wit: section 7-2-1 to remove any reference to the Albion State Normal School and to provide that use fees be set by resolution of the city council; amend section 7-2-1-1 to change wording for clarification purposes on rules and regulation on city property; to remove language regarding conducting fireworks displays; require that conducting activities in a park requires a permit; limiting use of atv, utv or other types of vehicles excepting those of law enforcement and emergency responders and city employees in course and scope of duties and others as authorized by mayor; to amend section 7-2-1-1, subsection (e) by rearranging words; repealing language of subsection (i) about permitting fireworks in park areas; amending subsection (j) from shall to will; amending subsection (l) to include conduct any activity, and adding without permit issued by city council; amending subsection (n) to include atv, utv or any other type of motor vehicle and exempting law enforcement and emergency service providers and city employees and persons using assistive mobility devices; repealing subsection (r) and relettering (s) as (r) and (t) as (s); amending 7-2-1-2 to require contact information and changing shall to will; repealing hours and legal descriptions of city parks in section 7-2-2, and providing that city parks and city property in general are closed to the general public during certain hours; providing for severability; repeal of conflicting provisions; and effective date.

The full text of City of Albion Ordinance No. 2024-08-01 is available at the City Office, 225 South Main, Albion, Idaho. A copy of the full ordinance will also be provided to any citizen, upon personal request during usual City business hours as posted at the City Office, excepting City recognized holidays.

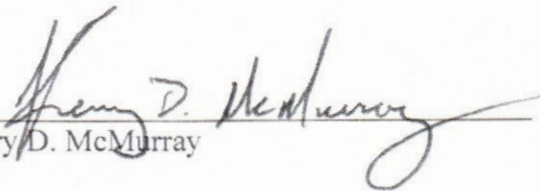
This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

**CITY ATTORNEY'S STATEMENT**

I, the undersigned City Attorney for Albion, Idaho hereby certify that the foregoing Summary of Ordinance 2024-08-01, an Ordinance of the City of Albion, Idaho amending provisions of the City Parks, Property, and Recreational Facilities regulations, Title 7 Chapter 2, is a true and complete summary of said ordinance, as is required by Idaho Code section 50-901A, and provides adequate notice to the public of said provisions.

DATED this 3<sup>rd</sup> day of September, 2024.

City Attorney for Albion, Idaho

  
Kerry D. McMurray