

CITY OF STANLEY, IDAHO ORDINANCE No. 224

AN ORDINANCE OF THE CITY OF STANLEY, CUSTER COUNTY, IDAHO: AMENDING TITLE 6, "ANIMALS" OF THE STANLEY CITY CODE AS FOLLOWS: REPEALING CHAPTER 6.04, SECTION 6.04.030; AMENDING CHAPTER 6.04 SMALL ANIMALS, SECTION 6.04.066 FEES: FEES SET BY RESOLUTION; AMENDING SECTION 6.04.069 WASTE REMOVAL: REMOVING PENALTY AMOUNT; AMENDING CHAPTER 6.08 LARGE ANIMALS, SECTION 6.08.020 DEFINITIONS: ELIMINATING ELK; ALSO AMENDING TITLE 8, "HEALTH AND SAFETY" OF THE STANLEY CITY CODE AS FOLLOWS: AMENDING CHAPTER 8.04 REFUSE AND DEBRIS, SECTION 8.04.030 PLACING DEBRIS UPON PUBLIC OR PRIVATE PROPERTY: DELETING THE WORDS "NATURAL OR ARTIFICIAL"; AMENDING CHAPTER 8.05 OUTDOOR BURNING, SECTION 8.05.013 ALLOWABLE BURNING: DELETING THE PROVISION FOR A BURN PERMIT AND ESTABLISHING SAFETY REQUIREMENTS FOR BURNING; AMENDING CHAPTER 8.08 FIREWORKS, SECTION 8.08.030 PERMIT REQUIRED: FEES SET BY RESOLUTION; AMENDING CHAPTER 8.14 NONPERMANENT STRUCTURES AND HUMAN WASTE DISPOSAL, SECTION 8.14.020 EXCEPTION: PROVIDING THAT UNOCCUPIED STRUCTURES MUST BE REMOVED AND NON-PERMANENT STRUCTURES CANNOT BE OFFERED FOR RENTAL; AMENDING CHAPTER 8.16. DANGEROUS WEAPONS; REPEALING SECTION 8.16.010; REPEALING SECTION 8.16.020 UNLAWFUL BEHAVIOR WHILE CARRYING WEAPONS; AMENDING CHAPTER 8.16; SECTION 8.16.030 UNNECESSARY DISCHARGE UNLAWFUL: ADDING EXCEPTIONS.

WHEREAS, The City Council of the City of Stanley finds it necessary to update its City Code to clarify certain procedures, to remove unnecessary provisions, and to add new provisions in furtherance of the health, safety and welfare of the City of Stanley.

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

Section 1: Repeal. That Title 6, Chapter 6.04, Section 6.04.030 of the Stanley Municipal Code is hereby repealed.

Section 2: That Title 6, Chapter 6.04, Section 6.04.066 of the Stanley Municipal Code is hereby amended as follows:

6.04.066: **FEES:** The fee for a small animal kennel permit shall be set by City Council resolution. ~~fifty dollars (\$50.00) for up to four (4) small animals, and twenty-five dollars (\$25.00) for each additional small animal.~~

Section 3: That Title 6, Chapter 6.04, Section 6.04.069 of the Stanley Municipal Code is hereby amended as follows:

6.04.069: WASTE REMOVAL:

The owner or person having custody of any small animal that defecates within the city limits of Stanley shall immediately remove all such defecation and dispose of it on his own property or otherwise properly dispose of same. Violations of this section shall be subject to an infraction penalty of fifty dollars (\$50.00).

Section 4: That Title 6, Chapter 6.08, Section 6.08.020 of the Stanley Municipal Code is hereby amended as follows:

6.08.020: DEFINITIONS:

ADEQUATE FENCE: A fence, which is of sufficient strength and height to confine the large animal. At a minimum a fence shall be four (4) feet (4') in height. All fences shall be kept neat and maintained in good condition and shall conform to this code.

LARGE ANIMALS: Any breed of horse, mule, donkey, or other equine animal, any breed of cows, stock, cattle, sheep, llama, goats, elk, or other bovine animal, or swine.

RIDING STOCK: Any large animal that is used primarily for equestrian and packing activities, including recreational riding and packing.

Section 5: That Title 8, Chapter 8.04, Section 8.04.030 of the Stanley Municipal Code is hereby amended as follows:

8.04.030: PLACING DEBRIS UPON PUBLIC OR PRIVATE PROPERTY:

It is unlawful for any person, ~~natural or artificial,~~ to deposit upon any public or private property within the limits of this city, any debris, paper, litter, glass bottles, glass, nails, tacks, hooks, cans, barbed wire, boards, trash, refuse, vegetable decay, decaying substances, garbage, lighted material, or other waste substances on any place not authorized by the city and the owner of ~~such~~ the property.

Section 6: That Title 8, Chapter 8.05, Section 8.05.013 of the Stanley Municipal Code is hereby amended as follows:

8.05.013: ALLOWABLE BURNING:

The following types of outdoor burning are permitted, subject to the following conditions ~~contained herein:~~

A. Recreational Fires: Fires used for the preparation of food and campfires are allowed only under the control of a responsible person and where adequate fire suppression materials and tools are readily available, and are limited to one square meter in size.

B. Fire Hazards, Weed Control, And Debris Burning: Fires used for control or alleviation of fire hazards, for weed control, or for disposal of wood and debris when no alternative control method is available are allowed only under the control of a responsible person and where adequate fire suppression materials and tools are readily available, and are limited to no more than 3 cubic meters at one time. ~~upon issuance of a burning permit by the chief of the Sawtooth Valley rural fire district or other fire department with jurisdiction over Stanley. The chief may delegate this responsibility to an authorized~~

~~representative. The chief's decision to issue or deny such a permit shall be based on consideration of the alternative control methods available, the place and method of burning proposed by the applicant, the fire suppression plan proposed by the applicant, weather conditions, and such other factors as the chief deems relevant.~~

C. Training Fires: Fires used in the training of organized firefighting personnel are allowed.

Section 7: That Title 8, Chapter 8.08 Section 8.08.030 of the Stanley Municipal Code is hereby amended as follows:

8.08.030: PERMIT REQUIRED:

Any person desiring to make a public display of "dangerous fireworks" shall ~~first make written application~~ submit an application to the Ceity Ceouncil for a "dangerous fireworks permit". Each applicant shall pay ~~to the city a fee of twenty-five dollars (\$25.00), at the time he files his application.~~ at the time of application. The fee shall be set by City Council resolution and no permit shall be valid until approved by the City Council. The application shall show the following:

~~A. Name and address of applicant.~~

~~B. Location and owner of the premises where the applicant requests permission to display "dangerous fireworks".~~

~~C. Other information as the Ceity Ceouncil may require which is reasonably necessary to protect the public health, safety and morals.~~

~~The Ceity Ceouncil shall have the power in its discretion to grant or deny any application, subject to reasonable conditions, if any, as it shall prescribe so long as the denial of the application or any conditions imposed on the granting of the application are reasonably necessary for the protection of the public health, safety and morals.~~

~~A "dangerous fireworks" permit issued pursuant hereto shall be valid only within the calendar year in which issued, and shall be valid only for the specific dates and premises or location designated in the permit.~~

Section 8: That Title 8, Chapter 8.14, Section 8.14.020 of the Stanley Municipal Code is hereby amended as follows:

8.14.020: EXCEPTION:

Nothing in this chapter shall be construed to prohibit erection of tents or other non-permanent structures for private camping on property which is improved with a permanent structure which is equipped with permanent plumbing and permanent sewer service; provided however, ~~such use of tents or non-permanent structures shall not exceed five (5) consecutive days in any four (4) week period, or fifteen (15) cumulative days in any sixty (60) day period. The sixty (60) day period shall commence with the first day of occupancy for a tent or other non-permanent structure.~~ Non-permanent structures must be removed when not in use. Non-permanent structures may not be offered for rental or in conjunction with a rental. The intent of this exception is for personal use by the property owner only. This exception shall be utilized only in compliance with all other applicable laws and ordinances. The erection of tents or other non-permanent structures for public or private event camping on commercial or public property shall be by written approval

issued by the City Council or the City Clerk under authority delegated by the City Council. In the absence of written approval by the City, all camping, including sleeping in vehicles, is prohibited on City property.

Section 9: Repeal. That Title 8, Chapter 8.16, Section 8.16.010 of the Stanley Municipal Code is hereby repealed.

Section 10: Repeal. That Title 8, Chapter 8.16, Section 8.16.020 of the Stanley Municipal Code is hereby repealed.

Section 11: That Title 8, Chapter 8.14, Section 8.16.030 of the Stanley Municipal Code is hereby amended as follows:

8.16.030: UNNECESSARY DISCHARGE UNLAWFUL:

It is unlawful for any person to discharge or fire any firearm, which includes rifles, shotguns, and handguns of any caliber or gauge, or any air rifle, pistol, pellet or "BB" gun or pistol, not in necessary defense of persons or property, within the corporate limits of the city; except discharge of a firearm in defense of a person from a violent or threatening dog even if not life threatening is permitted. Exceptions to this section may be granted by the city council, specifying the reason, time, date, and location for the firearm discharge.

Section 12: Repealer: All ordinances, policies or parts thereof, which are in conflict herewith, are hereby repealed.

Section 13: Severability: Should any part or provision of this ordinance be declared by the courts to be unconstitutional or invalid, such a decision shall not affect the validity of the ordinance as a whole or any part thereof other than the part so declared be unconstitutional or invalid.

Section 14: Effective Date: This ordinance shall be in full force and effective from the date of passage and publication according to law.

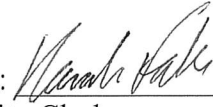
Section 15: Codification: The City Clerk is directed to forward the signed and approved ordinance to the codifier for codification.

APPROVED by the Mayor and City Council of the City of Stanley on this 31 day of July, 2025.


Steve Botti, Mayor



ATTEST:


City Clerk