

**ORDINANCE NO. 1173**

**AN ORDINANCE OF THE CITY OF KETCHUM, BLAINE COUNTY, IDAHO, AMENDING TITLE 17, THE ZONING ORDINANCE, OF THE KETCHUM MUNICIPAL CODE BY AMENDING CHAPTER 17.125 OFF STREET PARKING AND LOADING, SECTION 17.125.050 OFF STREET PARKING AND LOADING CALCULATIONS; SECTION 17.125.060 COMMUNITY CORE DISTRICT OFF STREET PARKING REQUIREMENTS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE, AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Ketchum is authorized to amend the city zoning ordinance pursuant to Idaho Code § 67-6511; and

WHEREAS, Sun Valley Performing Arts Center 501(c)(3) requested text amendment to Section 17.125.050 Off Street Parking and Loading Calculations and Section 17.125.060 Community Core District Off Street Parking Requirements of the Ketchum Municipal Code; and

WHEREAS, the Planning and Zoning Commission after fully considering this request held a public hearing on February 27, 2017 and recommended approval to the City Council finding that the request, on the whole, was in compliance with the 2014 Comprehensive Plan; and

WHEREAS, the Ketchum City Council, having reviewed the proposed text amendment, held public hearings on April 17, 2017; and

WHEREAS, the Ketchum City Council having considered the recommendation of the Planning and Zoning Commission and submitted comments and testimony from the public, having determined that it is in the best interests of the public and adopt the proposed text amendments to Title 17, Zoning Ordinance;

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KETCHUM**

**Section 1. CHAPTER 17.125.050 OFF STREET PARKING AND LOADING IS HEREBY AMENDED AS FOLLOWS:**

**H. Exemptions:**

**1. Notwithstanding Section 17.125.020 (2) and (3), in the Community Core (CC), the following use meeting the definition found in 17.08.020 is exempt from providing off street parking:**

A. Place of Assembly. Places of assembly uses in existence on [date text amendment is adopted] and any expansion of existing place of assembly uses in existence on [date text amendment is adopted] that occur on the same lot or parcel. This exemption shall also apply to any expansion of a Place of Assembly that includes adjacent lots or parcels but shall be limited to not more than 5,500 square feet above the existing square footage of the assembly use in existence on [date text amendment is adopted].

**Section 2. SECTION 17.125.060 COMMUNITY CORE DISTRICT OFF STREET PARKING AND LOADING CALCULATIONS IS HEREBY AMENDED AS FOLLOWS:**

~~C. For all commercial and mixed use projects, and for any residential projects with more than four (4) units, at least one accessible parking space shall be provided on site. All accessible parking space requirements of the current building code as adopted by the city shall be met.~~

**Section 3. REPEALER CLAUSE.** All City of Ketchum Ordinances or parts thereof which are in conflict herewith are hereby repealed.

**Section 4. SAVINGS AND SEVERABILITY CLAUSE.** It is hereby declared to be the legislative intent that the provisions and parts of this Ordinance shall be severable. If any paragraph, part, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid for any reason by a Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

**Section 5. PUBLICATION.** This Ordinance, or a summary thereof in compliance with Section 50-901A, Idaho Code, substantially in the form annexed hereto as Exhibit A shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

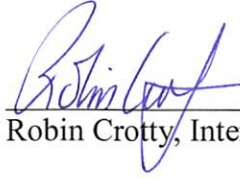
**Section 6. EFFECTIVE DATE.** This Ordinance shall be in full force and effect after its passage, approval and publication according to law.

PASSED by the CITY COUNCIL and APPROVED by the MAYOR of Ketchum, Idaho on this 17<sup>th</sup> day of April, 2017.

APPROVED:

  
\_\_\_\_\_  
Nina Jonas, Mayor

ATTEST:



Robin Crotty, Interim City Clerk

**EXHIBIT A**

**PUBLICATION SUMMARY OF ORDINANCE NO. 1173**

**AN ORDINANCE OF THE CITY OF KETCHUM, BLAINE COUNTY, IDAHO, AMENDING TITLE 17, THE ZONING ORDINANCE, OF THE KETCHUM MUNICIPAL CODE BY AMENDING CHAPTER 17.125 OFF STREET PARKING AND LOADING, SECTION 17.125.050 OFF STREET PARKING AND LOADING CALCULATIONS; SECTION 17.125.060 COMMUNITY CORE DISTRICT OFF STREET PARKING REQUIREMENTS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE, AND PROVIDING AN EFFECTIVE DATE.**

A summary of the principal provisions of Ordinance No. 1173 of the City of Ketchum, Blaine County, Idaho, adopted on April 17, 2017, is as follows:

- SECTION 1.** Amends section 17.125.050 to exempt the requirement for on-site parking for places of assembly in existence on the date the ordinance is adopted and meeting specified criteria in the ordinance.
- SECTION 2.** Amends section 17.88.060 to remove a requirement in the zoning code for accessible parking spaces that is required by the International Building Code.
- SECTION 3.** Provides a Savings and Severability Clause.
- SECTION 4.** Provides for publication of this Ordinance by Summary.
- SECTION 5.** Establishes an effective date.

The full text of this Ordinance is available at the City Clerk's Office, Ketchum City Hall, 480 East Avenue North, Ketchum, Idaho 83340 and will be provided to any citizen upon personal request during normal office hours.

APPROVED:

  
\_\_\_\_\_  
Nina Jonas, Mayor

ATTEST:

  
\_\_\_\_\_  
Robin Crotty, Interim City Clerk