



**TITLE 14 - ORDINANCE # 2022-0509**

**TETON COUNTY WATERWAYS RECREATION ORDINANCE**

**TETON COUNTY, IDAHO**

AN ORDINANCE OF TETON COUNTY, IDAHO, TO BE ADMINISTERED AND ENFORCED BY THE TETON COUNTY SHERIFF'S OFFICE AND/OR DESIGNATED COUNTY EMPLOYEES, AND TO BE KNOWN AS **TETON COUNTY WATERWAYS RECREATION ORDINANCE**, WITH COVERAGE OF DESIGNATED PORTIONS OF THE TETON RIVER AND ITS TRIBUTARIES WITHIN THE COUNTY, ESTABLISHING REGULATIONS FOR RECREATIONAL USE OF SAID AREA IN ORDER TO PRESERVE THE ECOLOGICAL HEALTH OF THESE WATERWAYS, MAINTAIN A QUALITY RECREATIONAL EXPERIENCE, AND TO PROVIDE FOR THE ECONOMIC WELL-BEING, HEALTH, SAFETY AND GENERAL WELFARE OF CITIZENS OF THE COUNTY.

WHEREAS, the Teton County Board of Commissioners are granted general authority to enact the provisions of this chapter pursuant to the Idaho Constitution, Article XII, Section 2 and Idaho Code Section 31-714 and Section 31-807 giving counties authority to make and enforce ordinances for the protection of safety, health, and property within its limits in accordance with Idaho statute, and The Teton County Board of Commissioners is granted authority to regulate waterways pursuant to The Idaho Safe Boating Act, Idaho Code Title 67, Chapter 70 granting authority to political subdivisions to adopt ordinances with reference to the operation of vessels on any waterways within its territorial limits (Idaho Code Section 67-7031), and granting authority to appoint a waterways recreation advisory committee (Idaho Code Section 67-7012); and,

WHEREAS, the Teton County Board of Commissioners has determined, through citizen reports, workshops, surveys, and consultation with officials at the Idaho Department of Fish and Game, Friends of the Teton River, Teton Regional Land Trust, Henry's Fork Foundation, Idaho Outfitters and Guides Licensing Board, and Idaho Outfitters & Guides Association, that it is in the best interests of the residents of Teton County to institute these regulations; and,

WHEREAS, residents of Teton County desire to protect the area's natural environment, including the high-quality fresh waters of the Teton County waterways, recognizing that such outstanding natural attributes contribute to tourism, to the overall economic well-being, and to the quality of life enjoyed and appreciated by both residents and visitors alike; and,

WHEREAS, residents of Teton County value the peace and quiet associated with waterway experiences; and,

WHEREAS, the Teton River and its associated wetlands and tributaries support a diversity of

wildlife and fish species that have made the Teton River Basin a documented area of critical ecological importance and a highly ranked conservation priority within the Greater Yellowstone Ecosystem (*See R. Noss et al. 2002. A Multicriteria Assessment of the Irreplaceability and Vulnerability of Sites in the Greater Yellowstone Ecosystem; Conservation Biology 16:4; and see A Summary of Fish and Wildlife Resources in Teton County, Idaho, April 2022, Idaho Department of Fish and Game*), an ecosystem of internationally recognized conservation importance; and

WHEREAS, the significant increase in river use and recreation has the potential to reduce the quality of the river-user experience, impact local landowners and guiding operations, and impose a danger to citizens who use the waterways, causes conflict between humans and wildlife; increased litter quantity; diminished quality of the natural environment including the general peace and quiet of the river; increased improper operation of vessels or floatation devices; diminished water quality; disturbed nearby landowners due to trespassers and loose pets that disturb or destroy land assets, domestic animals and/or agriculture; increased noise disturbance; jeopardized habitat stability; and diminished diverse fish and wildlife populations; and generally negatively impact an ecologically important and vulnerable ecosystem in ways that will be mitigated by the terms of this ordinance; and,

WHEREAS, the Teton County Board of Commissioners has thus determined that, in addition to State laws and regulations, the following Ordinance is necessary to promote and protect the economic well-being, health, safety and general welfare of Teton County residents, visitors to the area and the general public and to provide all users of the Teton County waterways with clearly articulated, local regulations, enabling a more compatible recreational experience which will result in a healthier ecosystem, and a safer, more pristine, pleasant and productive environment; and,

WHEREAS, the Ordinance will not regulate the use of lands within Teton County, nor regulate water rights or the use of water in the Teton River Basin; and

WHEREAS, the ordinance will not create excessive additional requirements for public facilities and services at public cost.

NOW THEREFORE, be it ordained by the Board of County Commissioners of Teton County, Idaho that the following is enacted:

**TITLE 14 - CHAPTER 1**

**TETON COUNTY WATERWAYS RECREATION ORDINANCE**

**14-1-1: TITLE**

**14-1-2: PURPOSE AND COVERAGE**

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BEHAVIORAL STANDARDS FOR ALL PUBLIC  
WATERWAYS IN TETON COUNTY**

**14-1-6: OPERATIONAL RULES, REGULATIONS AND  
BEHAVIORAL STANDARDS FOR THE UPPER  
TETON RIVER IN TETON COUNTY**

**14-1-7: APPOINTMENT OF TETON WATERWAYS  
RECREATION ADVISORY COMMITTEE**

**14-1-8: ENFORCEMENT**

**14-1-9: VIOLATIONS AND PENALTIES**

**14-1-10: EXCEPTIONS**

**14-1-11: SEVERABILITY**

### **14-1-1: TITLE:**

This chapter shall be known and may be cited as the **TETON COUNTY WATERWAYS RECREATION ORDINANCE**.

### **14-1-2: PURPOSE AND COVERAGE:**

A. **PURPOSE:** The general purpose of the ordinance is to promote and protect the economic well-being, health, safety and general welfare of the public, to enhance waterway recreation uses and to protect public and private property and the natural environment of the waterways of Teton County. This Ordinance establishes rules for vessel and watercraft use and operation on waterways, as well as for overall river use, to accomplish the following:

1. To encourage a reasonably safe experience for all recreational users on Teton County waterways, including landowners abutting such waterways;
2. To protect the Teton County waterways against pollution from contaminants;
3. To protect the public and private property that abut Teton County waterways from erosion;
4. To conserve and enhance the habitat afforded by the waterways for avian, terrestrial and aquatic wildlife;
5. To assure continuance of Teton County's high quality of life that is closely associated with the waterways and its watershed;
6. To preserve recreational values associated with river use, especially the peace and quiet of river experiences;
7. To collaborate with, to the extent feasible all waterway-front property owners, watercraft users and owners, outfitters, guides, shuttle companies, commercial rental operations, recreationists, and other waterway recreation users in order to bring all users into voluntary compliance with this Ordinance;
8. To collaborate with, to the extent feasible, all state and federal agencies with authority over or programs affecting Teton County river recreation in order to meet the purposes of this Ordinance.

### **B. COVERAGE AND APPLICABILITY:**

1. This Teton County Waterways Recreation Ordinance applies only to the following waterways:
  - a. A section of the upper Teton River, beginning one mile upstream of the White Bridge on County Road W 5750 S, as measured by the center of the stream channel, then continuing downstream to the downstream terminus of the Harrop's Bridge boat ramp, immediately downstream of Idaho State Highway 33.

b. The lower section of Fox Creek, beginning from a point one mile upstream from its confluence with the Teton River, as measured by the center of the stream channel.

c. The lower section of Teton Creek, beginning from a point one mile upstream from its confluence with the Teton River, as measured by the center of the stream channel.

2. In addition to the provisions herein, the above-mentioned waterways in Teton County and other waterways in Teton County not covered by this Ordinance are subject to the provisions of the Idaho state boating laws as found in the Idaho Safe Boating Act, Idaho Code Title 67, Chapter 70, other applicable Idaho State Statutes and The Idaho Administrative Code, IDAPA 26.01.30

### **14-1-3: AUTHORITY:**

The provisions of this chapter are enacted pursuant to the general authority granted to the Teton County Board of Commissioners by the Idaho Constitution, Article XII, Section 2 and Idaho Code Section 31-714 and Section 31-807 giving counties authority to make and enforce ordinances for the protection of safety, health, and property within its limits in accordance with Idaho statute.

The Teton County Board of Commissioners is granted authority to regulate waterways pursuant to The Idaho Safe Boating Act, Idaho Code Title 67, Chapter 70 and Idaho Administrative Code, IDAPA 26.01.30. Idaho Code Section 67-7031 grants authority to political subdivisions to adopt ordinances with reference to the operation of vessels on any waterways within its territorial limits. Idaho Code Section 67-7012 grants authority to appoint a waterways recreation advisory committee to serve at the pleasure of the Board of Commissioners. Idaho Code Section 67-7003 provides definitions for the Idaho Safe Boating Act. Idaho Code Section 18-6409 prohibits disturbing the peace. The Idaho Marine Sewage Disposal Act, Idaho Code Title 67, Chapter 75 prohibits discharge of sewage or other wastes into the waters with the state.

### **14-1-4: DEFINITIONS:**

Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this Ordinance its most reasonable application.

**COMMERCIAL OPERATORS:** Any individual, firm, partnership, corporation or other organization/entity or any combination thereof who provides recreation equipment to river users for primary use on the waterways of Teton County for a fee, as defined herein, or any individual, firm, partnership, corporation or other organization or any combination thereof who shuttles river users to and from the waterways of Teton County, as defined herein. Commercial Operators do not provide guided services on the river, and are distinct from Outfitters, as defined below. Commercial Operators are not regulated by the Idaho Outfitters and Guides Licensing Board.

**DAY:** From one hour before sunrise to one hour after sunset.

**GUIDE:** Any person who is employed by a licensed outfitter, as defined herein, to furnish personal services for the conduct of outdoor recreational activities directly related to the conduct of activities for which the employing outfitter is licensed, as defined by Idaho Code Section 36-2102.

**GROUP:** Two or more individuals who take part in recreational use of Waterways together.

**NIGHT:** From one hour after sunset until one hour before sunrise.

**OUTFITTER:** Any individual or entity as defined in Idaho Code Section 36-2102 (b) and (c), and governed by 36-2101 et. seq.. Outfitters provide guided services on the river are regulated by the Idaho Outfitters and Guides Licensing Board and are distinct from Commercial Operators, as defined above, who do not provide guided services.

**OVERNIGHTING:** Spending more than three (3) hours between sunset and sunrise in a vessel or on a watercraft within the waterways.

**PATRONS OF SHUTTLE OR RENTAL OPERATIONS:** Waterway users who rent recreation equipment and/or use the shuttle operations to recreate on waterways within Teton County.

**POSTED AREA:** An area of the waterways, marked with regulatory markers in order to regulate the actions of watercraft and persons.

**PUBLIC WATERS:** Any waterway, river, lake or other body of water within Teton County other than those which are entirely privately owned, regardless of navigability, and regardless of inclusion in the waterways as defined in this ordinance.

**RESIDENT:** A person who lives in Teton County permanently or at least six months per year.

**SENSITIVE AREAS:** Areas of land and/or water that contain natural features or ecological functions of such significance that protection is warranted.

**SHERIFF'S OFFICE:** The Teton County Sheriff's Office.

**SHORELINE:** The line of demarcation between water and land known as the Natural or Ordinary High Water Mark as established by the State of Idaho Department of Lands and as defined in IDAPA 20.03.04.010.14 (v. 9-13-90).

**UNATTENDED VESSEL:** A watercraft or vessel that is left without any human on board or in the immediate vicinity and is currently not being used.

**TETON COUNTY BOARD OF COMMISSIONERS:** The governing board of Teton County, Idaho.

**VESSEL:** Every description of motorized watercraft used or capable of being used as a means of transportation on water.

**VOLUNTARY:** Done, given or acting by one's own free will without consequences.

**WATERCRAFT:** Those devices used as a means of non-motorized floatation or transportation on water. This definition specifically includes, but is not limited to: inner tubes, paddle boards, kayaks, inflatable kayaks, rafts, drift boats, inflatable toys capable of creating buoyancy for a human being to remain above or at the surface of the water.

**WATERWAYS:** Any waterway specified in Section B, coverage and applicability. This includes the Teton River, a section of Fox Creek, and a section of Teton Creek. Waterway is physically defined as the area within the shoreline, as that term is defined in this

ordinance.

**TETON WATERWAYS RECREATION ADVISORY COMMITTEE:** The Teton Waterways Recreation Advisory Committee, as appointed by the Teton County Board of Commissioners, will serve in an advisory capacity to the Teton County Board of County Commissioners, providing public perspective on recreation management policy implementation. The committee should include members representing a variety of river recreation stakeholders and appropriate government agencies, such as non-guided commercial river operations, guided fishing outfitters, recreational floaters, anglers, conservation advocates, river-related non-profit organizations, owners of river-adjacent properties, Teton County government and the Idaho Department of Fish and Game. The committee shall be formed, and may be disbanded, solely at the discretion of the Teton County Board of County Commissioners.

#### **14-1-5: OPERATIONAL RULES, REGULATIONS AND BEHAVIORAL STANDARDS FOR ALL PUBLIC WATERWAYS IN TETON COUNTY:**

- A. **PURPOSE:** These rules, regulations and standards are in addition to and supplemental of those of other Teton County ordinances, as amended, the Idaho Safe Boating Act, other applicable State laws and the rules in the Idaho Administrative Code.
- B. **APPLICABILITY:** These operational rules, regulations and standards apply to any user of waterways in Teton County including those designated as sensitive areas, except for law enforcement officials acting in their official capacity during an enforcement or emergency action:
  - 1. **BASIC OPERATIONAL STANDARD:** It shall be unlawful for any person to operate or utilize any type of vessel or watercraft on Teton County waterways in such a manner as to endanger the health, safety, or welfare of any other individual. This prohibition against waterway use that endangers another does not preclude waterway users, including those operating a watercraft or vessel, from encountering the inherent risks of river recreation. It is recognized that such inherent risks cannot be eliminated, altered, or controlled.
  - 2. **OPERATION OF A VESSEL OF CERTAIN HORSEPOWER:**
    - a. It shall be unlawful to operate, or to allow someone to operate, a motor driven vessel at greater than ten (10) horsepower.
    - b. It shall be unlawful to operate, or to allow someone to operate, a motor driven vessel if the operator is a person under the age of twelve (12) years, unless the operator is under direct adult supervision.
  - 3. **LIVE ABOARD:**
    - a. It shall be illegal to use a vessel or watercraft to camp or live on or within Teton County waterways.
  - 4. **UNATTENDED VESSEL OR WATERCRAFT:** It shall be illegal to leave a vessel or watercraft unattended for more than three (3) continuous hours on any Teton County waterway unless moored to a structure permitted by federal, state or local permitting authorities.

5. UNLAWFUL NOISE:

- a. No person, while on the waters defined in this Ordinance, shall disturb the peace of others as defined in Idaho Code Section 18-6409.
- b. Violation of this section shall be a misdemeanor, in accordance with Section 14-1-10 herein.

6. DUMPING IN WATERS OF Teton County:

- a. In addition to the statutory and regulatory laws and rules set out under the Idaho Marine Sewage Disposal Act, Idaho Code Title 67, Chapter 75, it is unlawful to discharge, deposit, dispose of, abandon, dump, spill, leak, pump, pour or emit any extraneous matter of any kind whatsoever into the public waters, on their banks, or in the surrounding vicinity of Teton County, including but not limited to sewage, garbage, refuse, docks, wood and fuel.
- b. Violation of this section shall constitute a misdemeanor, in accordance with Section 14-1-10 herein.

**14-1-6: OPERATIONAL RULES, REGULATIONS AND BEHAVIORAL STANDARDS FOR THE UPPER TETON RIVER IN TETON COUNTY:**

1. GROUP SIZE LIMITATIONS - ALL USERS

- a. In accordance with Section 14-1-3 herein, the Teton County Board of Commissioners are granted authority to adopt ordinances with reference to the operation of vessels on any waterways within its territorial limit to provide for the health, safety and general welfare of the public within its limits and thus implements mandatory group-size limits for groups utilizing the waterways.
- b. Groups larger than 15 individuals shall not utilize or recreate together on the waterways without a special use permit. Any groups larger than 15 must break into smaller groups of less than 15 individuals, launch at least fifteen (15) minutes apart, and remain independent and separated by a distance greater than line of sight and sound at all times throughout their use of the waterways.
- c. To allow for groups larger than 15 users, the group must obtain a Special or Temporary Use Permit from the Teton County Planning Office, as outlined in Section 14-1-12 herein.
- d. Violation of this section shall constitute an infraction, in accordance with Section 14-1-10 herein.

2. PARKING PASSES

- a. In accordance with Section 14-1-3 herein, the Teton County Board of Commissioners are granted authority to adopt ordinances with reference to the operation of vessels on any waterways within its territorial limit to provide for the health, safety and general welfare of the public within its limits, and if found necessary, will require mandatory parking passes or fees at river access



sites.

- b. As of May 1, 2024, mandatory parking passes will be required for all vehicles parking at river-adjacent parking lots managed by Teton County or the Idaho Fish and Game Department.
- c. Vehicles not displaying a parking pass after May 1, 2024 are subject to an infraction in accordance with Section 14-1-10 herein.

### 3. LAWFUL PARKING:

- a. Parking numbers will be managed with designated parking spots and limited parking availability. Parking will be limited to designated parking spots available at river access points. Vehicles shall not park on, beside, or along the county road within ½ mile of the following access sites:
  - i. Bates Bridge/Buxton River Park
  - ii. Rainey Bridge
  - iii. Cache Bridge (W 4000 N)
  - iv. Teton Creek (South Bates Rd)
  - v. Old Rightaway Rd
  - vi. Fox Creek East
  - vii. Fox Creek West
- b. If vehicles are not parked in a designated parking spot, the owner of the vehicle may be subject to an infraction, in accordance with Section 14-1-10 herein.

### 4. PROTECTIONS FOR SENSITIVE AREAS:

- a. Areas of particularly sensitive resources on the waterways may be identified through signage, education, and any other means deemed appropriate by Teton County personnel as may be designated by the Board of County Commissioners to sustain the health of the Teton River ecosystem.
- b. Idaho Fish & Game, in accordance with Idaho Code 36-105(2), and IDAPA 13.01.03.100.01.f, has designated the waterways governed by this Ordinance (outside of the developed parking areas) as “sensitive areas,” especially during spring and early summer when birds are nesting, deer and moose are fawning and calving, and vegetation is becoming established. As such, specific protections designed to protect wildlife and the sensitive ecosystem are necessary for public health and welfare.
- c. Dogs must be leashed or confined to watercraft or vessel at all reasonably feasible times while on the waterways. At any time when dogs are not leashed or confined to a watercraft or vessel, they must remain under strict, effective voice control. During designated waterfowl hunting seasons, hunting dogs are not required to be leashed or confined to a watercraft or vessel, so long as they are under strict and effective voice control at all times. Dogs shall not be permitted to harass wildlife or disturb the peace at any time.

- d. Dog owners shall remove all solid dog waste from the waterway and properly dispose of it upon exiting the waterway. Solid human waste shall not be left or dumped on, in, or along the waterways. All such waste shall be removed and properly disposed of by waterways users.
- e. Waterway users shall refrain from harassing, disturbing, capturing, or threatening wildlife on, along, or in the waterways.
- f. Waterway users shall refrain from the knowing or careless transport of invasive plant or animal species along, in, or around the waterways.

#### 5. COMMERCIAL RIVER USE PERMITS:

- a. All commercial operators, as defined in Section 14-1-4 herein, are required to have a Teton County commercial operator permit, in addition to permits required by Idaho Department of Fish & Game. Teton County and Idaho Department of Fish & Game, may, at their discretion, combine the permitting process for permits required under this section. The Teton County Board of Commissioners may annually evaluate the conditions and fees imposed upon such commercial operators pursuant to this ordinance.
- b. Under the commercial operator permit system:
  - i. The total number of commercial operator permits to be issued to commercial operators, as defined in Section 14-1-4 herein, in Teton County is limited to 2. The commercial operator permit requirements are intended to be consistent with commercial rules set forth by the Idaho Department of Fish and Game in 2021.
  - ii. Commercial operators shuttling clients to the waterway are permitted to use only the following access sites for facilitating use of the waterway: Teton Creek/Nickerson Bridge, Bates Bridge/Buxton River Park, Rainey Bridge.
  - iii. Commercial operators shuttling clients from the waterway are permitted to use only the following access sites for the purposes of watercraft take-out: Bates Bridge/Buxton River Park, Rainey Bridge, Cache Bridge.
  - iv. Commercial operators may not shuttle clients to and from the waterway using launch and take-out sites on private land.
  - v. Commercial operators with a commercial operator permit may facilitate (whether by rental of watercraft or by shuttle) no more than twelve (12) groups per day to be launched onto the waterways, subject to the further limitations herein and any terms of the commercial operator's permit. No more than six (6) launches per day will be permitted at the Buxton River Park/Bates Bridge launch point. Group size is limited to fifteen (15), as set forth in this ordinance. Commercial operators shall not transfer, sell, convey, trade, or otherwise allow another commercial operator to utilize any of their twelve (12) daily allotted launches.

- vi. Commercial operators who shuttle waterway users to and from the waterway shall collect a per customer fee, in an amount determined by the County Commissioners, beginning May 1, 2022. Said fees shall be remitted to Teton County on an annual basis, to be applied toward Teton River recreation and resource management initiatives. Records of the number of customers per commercial operator upon which the fee is based shall be maintained by the commercial operator, and provided to Teton County at the time of remittance of the fees.
- c. Each commercial operator shall provide educational materials or programs for patrons to learn about proper river etiquette, safety on the river, wildlife, the pristine nature of the river, and sensitive habitat.
- d. The Teton County Board of County Commissioners may enact and enforce reasonable conditions upon commercial operators associated with the administration of commercial operator permits.
- e. Any substantial or repeated violation of this ordinance or the terms of the permit by a commercial operator shall presumptively establish grounds for revocation of the commercial operator's permit. Records of permit infractions and/or ordinance violations may be maintained by a county designated department or employee for further enforcement of this ordinance.
- f. A commercial operator may not transfer their permit to a qualified entity or individual, except upon express, written approval of the Teton County Commissioners, which approval shall not be unreasonably withheld. However, in no case shall one entity or individual, (or any entity substantially controlled by such individual or entity), hold more than one (1) commercial operator permit.
- g. A commercial operator who utilizes less than thirty (30) days of its authorized use during the period from May 15 to October 1 each year, for a period of two (2) consecutive years, shall forfeit its permit.
- h. A commercial operator's permit shall be valid for a period of three (3) calendar years. At the expiration of the permit period, any entity, organization, or individual may apply for the permit. An existing commercial permit holder shall have a right of preference for renewal of such permit. The right of preference requires renewal of an existing permit unless the permittee (the existing commercial operator), has substantially or repeatedly violated this ordinance or any other laws, rules, or regulations during its operations. If the Board of County Commissioners, in its sole discretion, determines that such repeated or substantial violations have occurred, any preference for renewal is forfeit in addition to any fees or penalties that may be imposed herein, and the existing permit holder shall be required to apply for the permit along with any other interested party. The permit shall be awarded to the applicant deemed most qualified by the Board of County Commissioners, in its sole discretion.

#### **14-1-7: APPOINTMENT OF TETON WATERWAYS RECREATION**

## **ADVISORY COMMITTEE**

In accordance with Idaho Code Section 67-7012, The Board of County Commissioners is granted authority to appoint a waterways committee to serve at the pleasure of the commissioners. The Teton Waterways Recreation Advisory Committee will serve as Teton County's waterways committee and may advise the commissioners on both the implementation and necessary revision of the Teton County Waterways Ordinance. The committee shall be formed, modified, or disbanded at the sole discretion of the Board of County Commissioners.

### **14-1-8: ENFORCEMENT:**

This chapter shall be enforced by the Teton County Sheriff's Office and/or designated County employees, agents, or personnel. Infractions may be issued by the Teton County Sheriff's Office or by those employees, agents, or personnel authorized by the Teton County Commissioners. All misdemeanor citations, however, shall be issued only by the Teton County Sheriff's Office.

### **14-1-9: VIOLATIONS AND PENALTIES:**

- A. It shall be unlawful to utilize the waterways in any manner contrary to the restrictions or prohibitions set forth in this section, and to any rules enacted pursuant to this section.
- B. Unless otherwise specified herein or by the Idaho Code, a violation of any of the provisions of this Ordinance shall constitute an infraction and subject the violator to a fine not to exceed three hundred dollars (\$300.00) (Idaho Code Section 18-111).

### **14-1-10: EXCEPTIONS:**

Law enforcement, including applicable search and rescue divisions, while performing official training or rescue operations, is exempt from the prohibition on motors exceeding ten (10) horsepower and the 15-person group size limit, as described in sections 14-1-5 and 14-1-6.

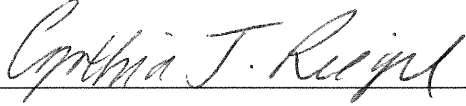
The Teton County Board of Commissioners retains the authority to issue special use or temporary permits in order to relax the requirements of this ordinance. The process to obtain such a permit is as follows:

- A. Submit a request in writing using a standardized application form to be made available by Teton County Planning Office.
- B. The request shall be submitted to the Teton County Planning Office no later than twenty-one (21) days in advance of the anticipated use date and shall be scheduled on the next available Teton County Board of Commissioners' advisory committee agenda.
- C. The Clerk shall place the request on the Teton County Board of Commissioners' agenda as an action item. The request shall be included in the agenda packet compiled by the Teton County Clerk.
- D. Public comments can be made in writing and forwarded to the Teton County Clerk.


**14-1-11: SEVERABILITY:**

If any section, subsection, sentence, clause, phrase or portion of this chapter is, for any reason, held to be invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, independent provision and such holding shall not affect the validity of the remaining portions thereof.

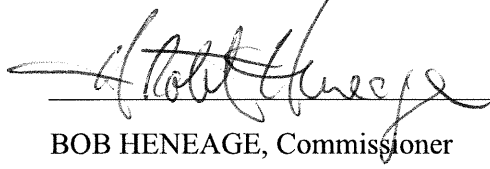
NOW, THEREFORE, BE IT ORDAINED AND APPROVED by the Teton County Board of Commissioners, Teton County, Idaho this 22 day of May, 2022.

  
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CINDY RIEGEL, Chair

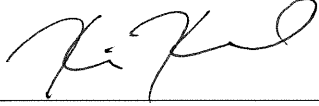
  
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MICHAEL WHITFIELD, Commissioner

  
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BOB HENEAGE, Commissioner

Attest:

  
\_\_\_\_\_

KIM KEELEY

Teton County Clerk

Dated: 5/27/22

