

ORDINANCE NO. _____

AN ORDINANCE ADDING A NEW SECTION TO NAMPA CITY CODE, TITLE 10, CHAPTER 15, SUBSECTION 7.K, REGARDING TRASH RECEPTICALS ON WALL STREET; THIS ORDINANCE ADDS TO TITLE 10 CHAPTER 15 REGARDING PURPOSE, APPLICABILITY, COMMITTEE REVIEW PROCEDURE, ADMINISTRATIVE PROCEDURE, APPLICATION REQUIREMENTS, DESIGN STANDARD REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND REPEALING ALL ORDINANCES, RULES AND REGULATIONS, AND PARTS THEREOF, IN CONFLICT HERewith.

BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF NAMPA, CANYON COUNTY, STATE OF IDAHO;

SECTION 1: Title 10, Chapter 15 of Nampa City Code is hereby amended in a manner as specifically reflected on **Exhibit A** which is attached to the ordinance and incorporated by reference therein. The following is a general description of the content of the applicable Sections within Title 10 Chapter 15 which are amended/added by this Ordinance: Section 7.K (Trash Receptacles on Wall Street).

SECTION 2: Effective Date. This ordinance shall be in full force and effect from and after its passage, approval and publication according to law. This ordinance may be published by summary and found in full text available at City Hall.

SECTION 3: Severability. This ordinance is hereby declared to be severable. If any portion of this ordinance is declared invalid by a court of competent jurisdiction, the remaining provisions shall continue in full force and effect and shall be ready to carry out the purposes of the ordinance before the declaration of partial invalidity.

SECTION 4: Savings Clause. The provisions of Nampa Code described in Section 1 above, shall remain in force as they existed prior to these amendments solely to authorize the enforcement actions or proceedings, including without limitation, prosecution and punishment, against those who violate said provisions prior to the effective date of this ordinance.

SECTION 5: Conflicts. All ordinances, resolutions, and orders and parts thereof in conflict herewith are repealed.

PASSED BY THE COUNCIL OF THE CITY OF NAMPA, IDAHO, THIS ____ DAY OF NOVEMBER 2024.

**APPROVED BY THE MAYOR OF THE CITY OF NAMPA, IDAHO, THIS ____ DAY
OF NOVEMBER 2024.**

Attest:

Mayor Debbie Kling

City Clerk

EXHIBIT A

10-15-7: DH DOWNTOWN HISTORIC SUBDISTRICT

10-15-7.A: Purpose and Intent: The DH subdistrict corresponds to the historic city center of Nampa. It is the purpose and intent of these zoning provisions:

10-15-7.J: Historic Buildings

10-15-7.J.1: Buildings, Contributing: Per the Idaho State Historical Preservation Office, contributing buildings must be fifty (50) years or older and the building has significance in American History, Architecture, Archaeology, Engineering, and Culture; (related to its location, design, setting, materials, workmanship, feeling and association).

10-15-7.J.2: Buildings, Non-Contributing: Non-contributing buildings do not meet the criteria for a contributing building, but are significant to the fabric to historic downtown.

10-15-7.J.3: National Register listings only regulate the use of federal funds that may affect improvements made to a property. Nampa City has ordinances that regulate what can be done on contributing-private property not using federal funds for improvements.

10-15-7.J.4: Contributing buildings shall not be altered, remodeled, demolished, or expanded prior to verifying “contributing” status with the Planning and Zoning Department and the Idaho State Historical Preservation Office.

10-15-7.J.5: Distinguishing features on the façade of any building in the DH Zoning District shall be evaluated and appropriately preserved regardless of the amount of improvement to the façade.

10-15-7.J.6: Remediation/improvement efforts shall be completed within an agreed upon timeframe in any agreements made with the city and/or the Idaho State Historical Preservation Office.

10-15-7.K: Trash Receptacles on Wall Street: Nampa will provide, for lease, a large-common trash, recycle, and grease receptacle for use by the nearby commercial businesses, located in the block between 1st St S and 2nd St S and between 12th Ave S and 13th Ave S., adjacent to Wall Street. Commercial businesses located in that defined area shall not locate private trash receptacles (dumpsters, rolling trash bins, recycle bins, or any other container that may be used to dispose of trash, recycling or grease), within the City right-of-way.