

Resolution 2018-51
Kootenai County Waterways Restricted Zone Designation and Lawful Use Prohibition

WHEREAS, the Kootenai County Board of Commissioners (hereinafter referred to as “the Board”), pursuant to Idaho Code §31-807, is authorized to preserve, take care of, manage, and control county property; and

WHEREAS, Kootenai County has enacted Kootenai County Ordinance 6-2-6 (B)(2), Restricted Zone Designations, which authorizes the Board, by Resolution, to impose any and all restricted zone designations on any public waterway within the County upon a finding that actual flooding has occurred or that an imminent threat of flooding exists; and

WHEREAS, Kootenai County has enacted Kootenai County Ordinance 6-2-6 (B)(3), Lawful Uses Prohibited, which authorizes the Board, by Resolution, to prohibit any and all otherwise lawful uses of any public waterway within the County upon a finding that actual flooding has occurred or that an imminent threat of flood exists; and

WHEREAS, boating traffic during actual flooding or during the imminent threat of flooding may produce wakes greater than four inches (4”) in height, and may have the potential to cause or exacerbate property damage; and

WHEREAS, Resolutions adopted pursuant to Kootenai County Ordinance 6-2-6(B) shall automatically expire after thirty (30) days unless extended by subsequent Resolution; and

WHEREAS, the Board, upon advice of the Kootenai County Sheriff, has determined and finds that in light of the actual flooding and/or imminent threat of flooding in Bayview, Kootenai County, Idaho, and at portions of Lake Pend Oreille located within Kootenai County, restricted zone designations shall be in place establishing a no-wake zone as deemed necessary.

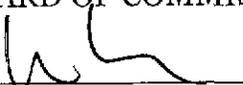
NOW THEREFORE, IT IS HEREBY RESOLVED, that Kootenai County, through its Board of Commissioners, hereby finds that in light of the actual flooding and/or imminent threat of flooding at Bayview and portions of Lake Pend Oreille located within Kootenai County, a no-wake zone shall be established at affected areas as deemed necessary.

Upon a motion to adopt the text of the foregoing Resolution made by Commissioner Bingham, seconded by Commissioner Fillios, the following vote was recorded:

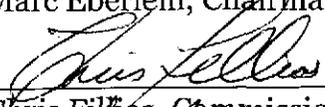
Commissioner Bingham:	Aye
Commissioner Fillios:	Aye
Chairman Eberlein:	Aye

Upon said roll call, the text of the foregoing was duly enacted as a Resolution of the Board of Commissioners of Kootenai County, Idaho on the 15th day of May, 2018.

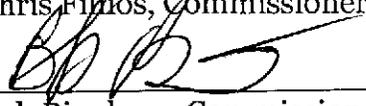
KOOTENAI COUNTY
BOARD OF COMMISSIONERS



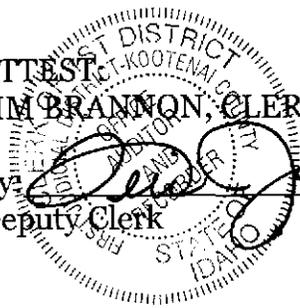
Marc Eberlein, Chairman



Chris Filios, Commissioner



Bob Bingham, Commissioner

ATTEST: 
JIM BRANNON, CLERK
By: 
Deputy Clerk