

TITLE 2

BOARDS, COMMISSIONS AND COMMITTEES

CHAPTER 1

HISTORIC PRESERVATION COMMISSION

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2-1-1: PURPOSE:

The purpose of this chapter is to promote the educational, cultural, economic and general welfare of the public of the county through the identification, evaluation, designation, and protection of those buildings, sites, areas, structures, and objects which reflect significant elements of the county's, the state's and the nation's historic, architectural, archaeological, and cultural heritage. (Ord. 87-01, 1-12-1987)

2-1-2: DEFINITIONS:

The following words and phrases when used in this chapter shall have, unless the context clearly indicates otherwise, the following meanings:

COMMISSION: The historic preservation commission of the county of Owyhee.

COUNTY: The county of Owyhee.

HISTORIC PRESERVATION: The research, documentation, protection, restoration and rehabilitation of buildings, structures, objects, districts, areas, and sites significant in the history, architecture, archaeology or culture of this state, its communities or the nation.

HISTORIC PROPERTY: Any building, structure, area or site that is significant in the history, architecture, archaeology or culture of this county, the state, or the nation. (Ord. 87-01, 1-12-1987)

2-1-3: CREATED:

A. Created; Membership: There is hereby created a historic preservation commission which shall consist of seven (7) members who shall be appointed by the board of county commissioners (hereinafter "board").

B. Qualifications: All members of the commission shall have a demonstrated interest, competence, or knowledge in history or historic preservation. The board shall appoint at least three (3) voting members with professional training or experience in the disciplines of architecture, history, architectural history, urban planning, archaeology, engineering, law, or other historic preservation related disciplines. (Ord. 05-02, 6-6-2005)

C. Term: Initial appointments to the commission shall be made as follows: One 1-year term; two (2) 2-year terms; two (2) 3-year terms. All subsequent appointments shall be made for three (3) year terms. Commission members may be reappointed to serve additional terms. Vacancies shall be filled in the same manner as original appointments and the appointee shall serve for the remainder of the unexpired term.

D. Reimbursement Of Expenses: The members of the commission may be reimbursed, with prior approval by the board of commissioners, by the county for expenses incurred in connection with their duties. (Ord. 87-01, 1-12-1987)

2-1-4: ORGANIZATION, OFFICERS, RULES, MEETINGS:

A. Rules Of Procedure And Bylaws: The commission shall have the power to make whatever rules are necessary for the execution of its duties as set forth in this chapter. Rules of procedure and bylaws adopted by the commission shall be available for public inspection.

B. Officers: The commission shall elect officers from among the commission members. The chairman shall preside at meetings of the commission. The vice chairman shall, in the absence of the chairman, perform the duties of the chairman.

C. Meetings; Written Records: All meetings of the commission shall be open to the public, and follow the requirements of Idaho's open meeting laws. The commission shall keep minutes and other appropriate written records of its resolutions, proceedings, and actions.

D. Technical Experts: The commission may recommend to the board of commissioners, within the limits of its funding, the employment of or the contracting with other parties for the services of technical experts or other persons as it deems necessary to carry on the functions of the commission. (Ord. 87-01, 1-12-1987)

2-1-5: POWERS, DUTIES, AND RESPONSIBILITIES:

The commission shall be advisory to the board and shall be authorized to:

- A. Conduct A Survey: Conduct a survey of local historic properties.
- B. Recommend Acquisition: Recommend the acquisition of fee and lesser interests in historic properties, including adjacent or associated lands, by purchase, bequest, or donation.
- C. Recommend Methods And Procedures: Recommend methods and procedures necessary to preserve, restore, maintain and operate historic properties under the ownership or control of the county.
- D. Recommend Lease, Sale, Other Transfer Or Disposition: Recommend the lease, sale, other transfer or disposition of historic properties subject to rights of public access and other covenants and in a manner that will preserve the property.
- E. Enter Into Contracts: Contract, with the approval of the commissioners, with the state or federal government, or any agency of either, or with any other organization.
- F. Cooperate With Federal, State And Local Governments: Cooperate with the federal, state, and local governments in the pursuance of the objectives of historic preservation.
- G. Make Recommendations In Planning Processes: Make recommendations in the planning processes undertaken by the county, the city, the state, or the federal government and agencies of these entities.
- H. Recommend Ordinances; Provide Information: Recommend ordinances and otherwise provide information for the purposes of historic preservation in the county.
- I. Promote And Conduct An Educational And Interpretative Program: Promote and conduct an educational and interpretive program on historic preservation and historic properties in the county.
- J. Right Of Entry; Consent Required: Commission members, employees or agents of the commission may enter private property, buildings, or structures in the performance of their official duties only with the express consent of the owner or occupant thereof.
- K. Review Property Nominations: Review nominations of properties to the national register of historic places for properties within the county's jurisdiction. (Ord. 87-01, 1-12-1987)

2-1-6: SPECIAL RESTRICTIONS:

Under the provisions of Idaho Code section 67-4612, the county may provide, by ordinance, special conditions or restrictions for the protection, enhancement and preservation of historic properties. (Ord. 87-01, 1-12-1987)