

RESOLUTION NO 47

WHEREAS, the Idaho State Legislature passed House Bill 290 in the 1995 Legislative Session calling for local governments to evaluate whether proposed regulatory or administrative actions may result in the taking of private property without the due process of law; and,

WHEREAS, Idaho Code Section 80, Title 67 requires local governments to follow a process established by the Attorney General to make this evaluation; and,

WHEREAS, such process has been made available by the Attorney General's office,

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WENDELL THAT:

The City Council will evaluate whether proposed regulatory or administrative actions may result in the unconstitutional taking of private property without due process of law and hereby adopts the attached process provided by the Attorney General to accomplish this action. This process will be utilized, effective immediately, to evaluate all proposed regulatory or administrative actions taken by this city to assure that such actions do not result in an unconstitutional taking.

APPROVED AND PASSED THIS 25th DAY OF MAY, 1995 BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WENDELL.

Lynn R. Nelson

LYNN R. NELSON, MAYOR

5/25/95

DATE

ATTEST:

Racquel E. Braga
RACQUEL E. BRAGA, CITY CLERK

May 25, 1995
DATE