

MADISON COUNTY ORDINANCE 458

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE TO ADD A DEFINITION OF 'PET CREMATORIUM' TO THE MADISON COUNTY UNIFIED DEVELOPMENT CODE CHAPTER 101, ARTICLE 101, SECTION 101-2 DEFINITIONS; AND TO ADD 'PET CREMATORIUM' AS A USE TO THE LAND USE TABLE CONTAINED IN THE MADISON COUNTY UNIFIED DEVELOPMENT CODE CHAPTER 117, ARTICLE III, SECTION 117-51 LAND USE TABLE.

WHEREAS, the Madison County Planning and Zoning Commission held a public hearing on or about Wednesday March 9, 2022, at 6:30 p.m. at the Commissioner's room located at the Madison County Courthouse, Rexburg Idaho, to consider the proposed modification to the Madison County code, to add a definition and land use for 'pet crematorium'.

WHEREAS, on or about March 9, 2022, the Madison County Planning and Zoning Commission recommended to the Madison County Board of County Commissioners to approve the requested Unified Development Code Modification.

WHEREAS, the Madison County Board of County Commissioners accepted and adopted the Madison County Planning and Zoning Commission's recommendations for the Unified Development Code Modification to adopt an ordinance to add a definition and land use category for 'Pet Crematorium' on or about April 25, 2022, signing the Findings of fact and Conclusions of Law thereon.

NOW THEREFORE, be it ordained by the Board of the Madison County, in the State of Idaho, as follows:

SECTION 1: AMENDMENT "Sec 101-2 Definitions" of the Madison County Code is hereby *amended* as follows:

...

County means Madison County, Idaho.

County clerk means the County Clerk of Madison County.

County recorder means the office of the county recorder.

Covenant means a written promise or pledge. A covenant is intended to "run with the land," and shall be recorded as part of a deed, plat or other document containing a property description. A covenant is a contract between the property seller and purchaser.

Crematorium, Pet means any building or portion thereof designed or used for the cremation of deceased domestic animals by means of incineration or aquamation.

...

SECTION 2: AMENDMENT "Sec 117-51 Land Use Table" of the Madison County Code is hereby *amended* as follows:

AFTER AMENDMENT

Sec 117-51 Land Use Table

Legend for Land Use Table Uses

P = Permitted use C = Conditional use Blank = Not permitted Not Listed = Not permitted.
Please see planning & zoning administrator.

Zones AG = Agricultural A/R = Agriculture/Recreation C = Commercial I-L = Light Industrial
I-H = Heavy Industrial MPC = Master Planned Community R = Residential TS = Town Site
TAG = Transitional

Land Use Table									
	Zone								
Land Use	AG	A/R	C	I-L	I-H	MPC	R	TS	TAG
Civil support									
Fire station	P	P	P	P	P	P	P	P	P
Police station	P	P	P	P	P	P	P	P	P
Cemetery	P	P	P	P		P	P	P	P
Funeral home			P	P		P		P	
<u>Pet Crematorium</u>	<u>P</u>		<u>P</u>	<u>P</u>	<u>P</u>				<u>C</u>
Medical clinic		C	P	P		P		P	
Jail	C		C	C	C				

(Prior Code, title 10, § 4.2.6; Ord. No. 404, §§ I. 1—4, 12-28-2015; Ord. No. 419, §§ 1, 2, 12-11-2017)

PASSED AND ADOPTED BY THE MADISON COUNTY BOARD

April 25, 2022

	AYE	NAY	ABSENT	ABSTAIN
Commissioner Todd Smith	_____	_____	_____	_____
Commissioner Brent Mendenhall	_____	_____	_____	_____
Commissioner Doug Smith	_____	_____	_____	_____

Presiding Officer

Attest



Commissioner Todd Smith, Chair,
Madison County



Kim Muir, Clerk Madison County