

**CANYON COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CANYON COUNTY BOARD OF COMMISSIONERS:**

- **Making certain Findings;**
- **Approving the following Fire District Capital Improvement Plan:**
  1. *Middleton Rural Fire District Capital Improvement Plan and Development Impact Fee Study September 15, 2023*
- **Directing the County Clerk; and**
- **Providing an Effective Date.**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Canyon County:

**Section 1: Findings**

It is hereby found by the Board of County Commissioners of Canyon County (the “County Commissioners”) that:

- 1.1 Middleton Rural Fire District (the “Fire District”) has a duty and responsibility to provide protection of property against fire and the preservation of life, and enforcement of any of the fire codes and other rules that are adopted by the state fire marshal; and
- 1.2 The Fire District’s boundaries include area within the unincorporated area of Canyon County (the “County”), and the Fire District provides fire and emergency services within that area of the County that is within their boundaries; and
- 1.3 The County is experiencing and is affected by considerable growth and development within unincorporated area that lies within the Fire District; and
- 1.4 The *Idaho Development Impact Fee Act* (the “Act”) codified at Chapter 82 of Title 67 Idaho Code provides for:
  - the imposition, collection and expenditure of development impact fees in accordance with the provisions of the Act; and
  - the promotion of orderly growth and development by establishing uniform standards by which local governments may require that those who benefit from new growth and development pay a proportionate share of the costs of new public facilities needed to serve new growth and development; and

- minimum standards for the adoption of development impact fee ordinances by governmental entities which are authorized to adopt ordinances; and
  - The contents of a capital improvements plan and the process to be followed for the adoption of a capital improvements plan.
- 1.5** The County is a governmental entity, as defined in the Act at Idaho Code § 67-8203(14) and as provided at Idaho Code § 67-8202(5); and has ordinance authority to adopt a development impact fee ordinance whereas the Fire District does not have ordinance authority and cannot adopt a development impact fee ordinance; and
- 1.6** The Act provides at Idaho Code § 67-8204A, that the County, when affected by development, has the authority to enter into an intergovernmental agreement with the Fire District for the purpose of agreeing to collect and expend development impact fees for Fire District System Improvements; and
- 1.7** In anticipation and in consideration of the County Commissioners adopting the Ordinance, which is intended to provide for the collection and expenditure of development impact fees for the Fire Districts; and
- 1.8** The Fire District Board of Commissioners and the County Commissioners have established, pursuant to Idaho Code § 67-8205, a Development Impact Fee Advisory Committee; and
- 1.9** The Fire District has retained a qualified professional in the field of public administration, to prepare an impact fee study and capital improvements plan in consultation with their Advisory Committee; and
- 1.10** The Advisory Committees have submitted to the County Commissioners the following Capital Improvement Plan, prepared in accordance with the requirements of Idaho Code § 67-8208 in consultation with the respective Advisory Committee as provided in Idaho Code §§ 67-8205 and 67-8206(2):
- [Middleton Rural Fire District] *Capital Improvement Plan and Development Impact Fee Study September 15, 2023*
- 1.11** Prior to the adoption of the Capital Improvements Plan, the County Commissioners, in accordance with Idaho Code § 67-8206(3), have published notice and the Board of Commissioners of Canyon County held a public hearing; and
- 1.12** The Capital Improvements Plan contains all the necessary contents of a capital improvements plan as provided in the Act by Idaho Code § 67-8208; and
- 1.13** The County Commissioners has concluded all of its process for the adoption of the Capital Improvements Plan as required in the Act by Idaho Code §§ 67-8205 and 67-8206(3); and

1.14 The County Commissioners have determined that it is in the best interests of the residents, persons and property within the affected area of the unincorporated area of Canyon County and within the boundaries of the Fire District that the above stated Capital Improvements Plan be adopted and approved.

**Section 2: Action of approval of Fire District’s Capital Improvements Plan**

2.1 The County Commissioners do hereby approve the following capital improvement plan:

- 2. [Middleton Rural Fire District] *Middleton Rural Fire District Capital Improvement Plan and Development Impact Fee Study September 15, 2023* a true and correct copy of which is attached hereto and marked Exhibit 1 and by this reference incorporated herein; and

**Section 3: Direction to County Clerk**

3.1 The County Clerk is hereby directed to retain this resolution in the official records of the County and to provide a certified copy of this resolution to the Fire Districts’ Secretary.

**Section 4: Effective Date.**

4.1 This Resolution shall be in full force and effect after its passage and approval.

**PASSED BY THE CANYON COUNTY BOARD OF COUNTY COMMISSIONERS**  
this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

By: \_\_\_\_\_  
Leslie Van Beek, *Commissioner*

By: \_\_\_\_\_  
Brad Holton, *Commissioner*

By: \_\_\_\_\_  
Zach Brooks, *Commissioner*

**ATTEST:**

By: \_\_\_\_\_  
Jess Urresti, *County Clerk*

.... Canyon County Board of Commissioners’ Resolution No. \_\_\_\_\_

# EXHIBIT 1

## CAPITAL IMPROVEMENT PLAN

### **Middleton Rural Fire District Capital Improvement Plan and Development Impact Fee Study September 15, 2023**

