

**August 2022**

# Plummer News

Dates of

Interest:

- August 11 Regular City Council Meeting 6 p.m.
- August 11 Budget Hearing 6p.m.

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Any comments about this publication can be addressed to Tammy Montague City Clerk at P.O. Box B, Plummer, Idaho 83851 or (208) 686-1641 or by e-mail at [tammy@cityofplummer.org](mailto:tammy@cityofplummer.org)

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## Plummer Gateway Fire Protection District

Volunteers needed for fire or ems contact the Plummer Gateway Fire Protection District at 208-686-1313.

Please be cautious as our fire danger is extremely high.

All burn permits in city limits are now inactive and no issuing of burn permits in city limits until further notice.

## Flag Retirement Ceremony

Saturday, August 6, 2022

American Legion will be retiring unserviceable US flags in a Retirement Ceremony at the Legion Hall, 888 C st Plummer, ID from 6:00pm to 8:00pm.

Food and beverage will be provided by the Legion. Anyone with an unserviceable /tattered US flag, please bring to the post for proper disposal.

## Winners of the Plummer Days Parade

### Best in Show for Float

Gateway Fire Protection District

### Best of Show for Vehicles

Tribal Fire

### Award Best of Community (Walkers)

Kevin the Llama

Owners: Ryan and Jess Shinneman

### Award Best of Community (Walkers)

Assembly of God

## Idaho Department of Labor

-Business services, unemployment, job search and resources

Every 2nd and 4th Thursday  
9am-12pm

Melissa Owens

(208)457-8789 x 3710

[Melissa.owens@labor.idaho.gov](mailto:Melissa.owens@labor.idaho.gov)

Notice of Public Hearing  
Proposed Budget for Fiscal Year 2021-2022 (FY22)  
City of Plummer, Idaho

Fund	Actual FY21 Expenditures	Current FY22 Expenditures	Proposed FY23 Expenditures
General Fund	\$ 270,413.12	\$ 258,942.76	\$437,245.00
Electric	\$ 2,081,113.46	\$ 2,792,229.56	\$2,626,352.00
Water	\$ 153,346.28	\$245,341.72	\$254,110.00
Sewer	\$255,075.13	\$ 245,379.73	\$587,100.00
Garbage	\$ 137,977.81	\$ 81,760.59	\$130,000.00
<b>Total</b>	<b>\$2,897,925.80</b>	<b>\$3,623,654.36</b>	<b>\$ 4,034,807.00</b>

Fund	Actual FY21 Revenues	Current FY22 Revenues	Proposed FY23 Revenues
General Fund	\$297,420.71	\$473,508.50	\$ 437,245.00
Electric	\$2,241,442.80	\$3,056,725.33	\$ 2,626,352.00
Water	\$ 152,577.81	\$375,374.89	\$ 254,100.00
Sewer	\$ 462,982.33	\$ 585,462.00	\$ 587,100.00
Garbage	\$ 132,485.68	\$ 102,240.53	\$ 130,000.00
<b>Total</b>	<b>\$ 3,286,909.33</b>	<b>\$ 4,593,311.25</b>	<b>\$ 4,034,807.00</b>

### Friendly Reminder of Nuisance Ordinance

#### 3-4-1: TITLE AND PURPOSE:

This chapter shall be known and referred to as the NUISANCE AND NUISANCE ABATEMENT ORDINANCE. The purpose of this chapter is to assure that public nuisance will be eliminated and abated promptly. (Ord. 422, 11-8-2012)

#### 3-4-2: DECLARATION OF NUISANCE; ACTS PROHIBITED:

It shall be unlawful for any "responsible party(ies)" (defined as any person or persons, corporation or other legal entity, tenant or lessee, landlord or lessor using or occupying a premises) to cause, allow, maintain or permit the existence of any nuisance on any property within the city of Plummer. Any, or all, responsible parties may be held accountable.

A. Keeping or permitting another to keep upon any premises deleterious or septic material unless such material is retained in containers or vessels which deny access to humans, flies, insects, rodents or other animals. Such materials shall not be retained upon the premises for longer than twenty four (24) hours, nor may such materials be regularly stored upon the premises even if exchanged regularly with a new supply.

## **Continuance of Ordinance:**

- B. Permitting any premises to become a fire menace by allowing any dry or dead grass, shrubs or other matter to grow, accumulate or otherwise occupy and remain on such premises.
- C. Permitting pools of water to accumulate and remain upon any premises thereby becoming stagnant and foul.
- D. Keeping or permitting another to keep upon any premises an accumulation of trash, rubbish, garbage or other materials that attract or harbor mosquitoes, flies, insects, rodents or other animals.
- E. Keeping or permitting another to keep upon any premises an accumulation of trash, rubbish, garbage or other materials, whether in containers or not, which are fermenting, putrefying or odoriferous.
- F. Keeping or permitting another to keep upon any premises an accumulation of new or used appliances, new or used furniture not meant for outdoor use, or other items that constitute an unsightly combination.
- G. Keeping or permitting another to keep upon any premises an accumulation of building materials that may attract children, rodents, or other animals. Building materials being stored and used during construction upon the premises shall be kept in a safe and secure manner and shall be removed from the premises upon completion of construction.
- H. Keeping or permitting another to keep upon any premises an accumulation of automobile tires, wheels, parts or other items which may accumulate and store stagnant water, or may attract insects, rodents, or other animals.
- I. Any act constituting a violation of section [4-2-3](#) et seq., of this code.
- J. Any other use of property which is specifically declared by resolution of the council to be a nuisance after compliance with the notice requirements of this chapter.
- K. Any partially destroyed or damaged house, building, trailer or other structure or improvement to real property; and any partially constructed or deconstructed house, building or other structure or real property improvement upon which regular and daily progress is not being made to complete the construction or deconstruction thereof; which constitutes a menace, threat or hazard to the general health or safety of the community, including being an attractive nuisance to minors.
- L. Any house, building, trailer, structure or improvement to real property, or any portion thereof, which, because of the condition thereof, is found or permitted to be or remain a danger to the health, safety, life, limb or property of any person entering into or around the same.
- M. Any building, trailer, structure or improvement to real property, setup, erected, constructed, altered, enlarged, converted, moved, parked or maintained contrary to the building codes or zoning ordinances of the city.
- N. Any use of land, buildings or premises in violation of the zoning or subdivision ordinances of the city.
- O. The existence of any fence or other structure or item on private property abutting any public street, sidewalk or place, which is in a sagging, leaning, fallen, decayed, dilapidated or unsafe condition.
- P. Any unguarded or abandoned excavation, pit or hole which would endanger the safety of passersby.
- Q. Anything which unreasonably, or unlawfully interferes with, obstructs or tends to obstruct, or renders dangerous for passage, any public or private street, highway, sidewalk, stream, ditch, or drainage way.
- R. Any condition or use of property which is detrimental to the health or safety of persons or the property of others or which is declared to be a nuisance by any Idaho state law, federal laws or other provisions within this code. (Ord. 422, 11-8-2012)

### **3-4-3: EXCEPTIONS:**

The following are exceptions to the prohibition against nuisances:

- A. Materials and things described in the foregoing section may be retained within a building or a fence at least six feet (6') high which prevents the view (or smell) of these things from the street or from other public or private property. The fence must be constructed of wood, masonry, or be a chainlink fence with sight occluding slats, or be constructed of other materials approved by the building official. However, the fence may not be constructed within the required front setback and shall comply with all applicable fence requirements. (Ord. 422, 11-8-2012)

### **3-4-4: ENFORCEMENT:**

- A. Appointment: The mayor, with the consent of the city council, shall appoint a duly authorized representative who shall be responsible for the enforcement of this chapter. If no such "code officer" is formally appointed, any city of Plummer police officer may serve as such authorized representative.
- B. Notice Of Violation: Written notice of a violation of this chapter shall be served upon any adult occupying the real property upon which the nuisance is located; or upon a responsible party; or upon the owner of such real property, if known. If no occupant or other responsible party can be located, then a written notice shall be affixed to any building on the subject real property or posted to a place conspicuous on the property so as to be reasonably discovered by anyone coming upon the real property. In the event responsible parties are known, but have not been personally served a notice, in addition to posting notice, the parties may be served by certified mail to their last known mailing address. Any such notice shall constitute notice to the owner and/or occupant of the real property.
- C. Contents Of Notice: The notice of nuisance shall contain the following:
  - 1. The physical address of the property where nuisance is located.
  - 2. A general description of the nuisance.
  - 3. The date of sending/posting the notice and if the nuisance remains on the property longer than three (3) days, it shall be an infraction and punishable as set forth in the general penalty section (section [1-4-1](#) of this code). If the nuisance remains for more than ten (10) days it will be a misdemeanor and punishable as set forth in section [1-4-1](#) of this code. In the event the nuisance remains for more than fifteen (15) days it will be a separate misdemeanor violation for every day thereafter. (Ord. 422, 11-8-2012)

### **3-4-5: ABATEMENT:**

- A. Notice Of Abatement: The city may take action to have any such nuisance abated. In such instance the notice of nuisance violation set forth in subsection 3-4-4B of this chapter shall include a notice of abatement and such notice shall include a provision that the expense of such abatement if not performed on the property by the owner and/or the responsible party shall be assessed against the real property involved pursuant to Idaho Code sections 50-334 and 50-1008. The notice shall also provide the responsible party and/or owner that they may petition the city council for hearing on the issue of abatement within five (5) days of the posting/service of the notice.
- B. Tolling Of Time Period: From the date a petition for hearing is filed until five (5) days after a posthearing decision by the city council the time limit set forth in section [3-4-4](#) of this chapter shall be tolled.
- C. Authority To Employ Labor: The mayor is hereby given the power and authority to employ such labor as is necessary to carry out the provisions of this chapter. Any bills, costs or expenses incurred by the city (including hourly wages of city employees), shall be assessed to the real property pursuant to Idaho Code sections 50-334 and 50-1008. (Ord. 422, 11-8-2012)

### **3-4-6: REQUEST FOR HEARING:**

- A. Request: Any person ordered to abate a nuisance may have a hearing with the city council as to whether a nuisance exists. A request for hearing must be made in writing and delivered to the office of the city clerk within five (5) days of the service or posting of the notice, or it will be conclusively presumed that a nuisance exists and it must be abated as ordered.
- B. City Council Decision: At the conclusion of the hearing, the city council shall render an oral decision to be memorialized in a written order as to whether a nuisance exists. If it finds that a nuisance exists, it must be ordered to be abated within additional time which must be reasonable under the circumstances. Notice of the abatement order will be considered entered and delivered as of the date of the city council's oral pronouncement even though written order is not signed by the mayor until a later date. (Ord. 422, 11-8-2012)