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CHAPTER 1

**RIRIE CITY CODE**

SECTION:

1-1-1: Title

1-1-2: Acceptance

1-1-3: Amendments

1-1-4: Code Alteration

1-1-1: **TITLE:** Upon adoption by the city council, this code
 is hereby declared to be and shall hereafter constitute the official city code of Ririe. This code of ordinances shall be known and cited as the *RIRIE CITY CODE* and is hereby published by authority of the council and shall be supplemented to incorporate the most recent legislation of the city as provided in section 1-1-3 of this chapter. Any reference to the number of any section contained herein shall be understood to refer to the position of the same under its appropriate title heading, its chapter heading, and its section heading, and to the general penalty clause relating thereto, as well as to the section itself, when reference is made to this code by title in any legal document. (2025 Code)

1-1-2: **ACCEPTANCE:** This code, as hereby presented in printed form, shall hereafter be received without further proof in all courts and in all administrative tribunals of this state as the ordinances of the city of a general and permanent effect, except the excluded ordinances enumerated in section 1-2-1 of this title. (2025 Code)

1-1-3: **AMENDMENTS:** Any ordinance amending this code shall
 set forth the title, chapter and section number of the section or sections to be amended, and this shall constitute a sufficient compliance with any statutory requirement pertaining to the amendment or revision by ordinance of any part of this code. All such amendments or revisions by ordinance shall be codified, and the said ordinance material shall be prepared for insertion in its proper place in each copy of this code. Each such replacement page shall be properly identified and shall be inserted in each copy of this code. (2025 Code)

1-1-4: **CODE ALTERATION:** It shall be deemed unlawful for any
 person to alter, change, replace or deface in any way any section or any page of this code in such a manner that the meaning of any phrase or order may be changed or omitted. Replacement pages may be inserted according to the official instructions when authorized by the city council. The clerk-treasurer shall see that the replacement pages are properly inserted in the official copies maintained in the office of the clerk-treasurer. Any person having custody of a copy of this code shall make every effort to maintain said code current as to the most recent ordinances passed. Such person shall see to the immediate insertion of new or replacement pages when such are delivered or made available to such person through the office of the city clerk-treasurer. Said code books, while in actual possession of officials and other interested persons, shall be and remain the property of the city and shall be returned to the office of the clerk-treasurer when directed by order of the city council. (2025 Code)

CHAPTER 2

**SAVING CLAUSE**

SECTION:

1-2-1: Repeal Of General Ordinances

1-2-2: Public Ways and Public Utility Ordinances

1-2-3: Court Proceedings

1-2-4: Severability Clause

1-2-1: **REPEAL OF GENERAL ORDINANCES:** All general ordinances
 of the city passed prior to the adoption of this code are hereby repealed, except such as are referred to herein as being still in force or are by necessary implication herein reserved from repeal (subject to the saving clauses contained in the following sections), from which are excluded the following ordinances which are not hereby repealed: tax levy ordinances; appropriation ordinances; ordinances relating to boundaries and annexations; franchise ordinances and other ordinances granting special rights to persons or corporations; contract ordinances and ordinances authorizing the execution of a contract or the issuance of warrants; salary ordinances; ordinances establishing, naming or vacating streets, alleys or other public places; improvement ordinances; bond ordinances; ordinances relating to elections; ordinances relating to the transfer or acceptance of real estate by or from the city; manufactured home ordinances; zoning ordinances; subdivision ordinances; and all special ordinances. (2025 Code)

1-2-2: **PUBLIC WAYS AND PUBLIC UTILITY ORDINANCES:** No
 ordinance relating to railroads or railroad crossings with streets and other public ways, or relating to the conduct, duties, service or rates of public utilities shall be repealed by virtue of the adoption of this code or by virtue of the preceding section, excepting as this code may contain provisions for such matters, in which case, this code shall be considered as amending such ordinance or ordinances in respect to such provisions only. (2025 Code)

1-2-3: **COURT PROCEEDINGS:**

1. No new ordinance shall be construed or held to repeal a
 former ordinance, whether such former ordinance is
 expressly repealed or not, as to any offense committed
 against such former ordinance or as to any act done, any
 penalty, forfeiture or punishment so incurred, or any
 right accrued or claim arising under the former ordinance,
 or in any way whatever to affect any such offense or act
 so committed or so done, or any penalty, forfeiture or
 punishment so incurred or any right accrued or claim
 arising before the new ordinance takes effect, save only
 that the proceedings thereafter shall conform to the
 ordinance in force at the time of such proceeding, as far
 as practicable. If any penalty, forfeiture, or punishment
 may be mitigated by any provision of a new ordinance, such
 provision may be, by the consent of the party affected,
 applied to any judgment announced after the new ordinance
 takes effect.
2. This section shall extend to all repeals, either by
 express words or implication, whether the repeal is in

 the ordinance making any new provisions upon the same
 subject or in any other ordinance.

C. Nothing contained in this chapter shall be construed as
 abating any action now pending under or by virtue of any
 general ordinance of the city herein repealed; or as
 discontinuing, abating, modifying or altering any penalty
 accrued or to accrue, or as affecting the liability of
 any person, or as waiving any right of the city under any
 ordinance or provision thereof in force at the time of
 adoption of this code. (2025 Code)

1-2-4: **SEVERABILITY CLAUSE:** If any section, subsection,
 subdivision, paragraph, sentence, clause or phrase
of this code or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this code, or any part thereof. The city council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be declared unconstitutional, invalid, or ineffective. (2025 Code)

CHAPTER 3

**DEFINITIONS**

SECTION:

1-3-1: Construction Of Words

1-3-2: Definitions, General

1-3-3: Catchlines

1-3-1: **CONSTRUCTION OF WORDS:**

A. Whenever any word in any section of this code importing the plural number is used in describing or referring to any matters, parties or persons, any single matter, party, or person shall be deemed to be included, although distributive words may not have been used. When any subject matter, party or person is referred to in this code by words importing the singular number only, or a particular gender, several matters, parties or persons and the opposite gender and bodies corporate shall be deemed to be included; provided, that these rules of construction shall not be applied to any section of this code which contains any express provisions excluding such construction or where the subject matter or context may be repugnant thereto.

B. The word "ordinance" contained in the ordinances of the city has been changed in the content of this code to "title", "chapter", "section" and/or "subsection" or words of like import for organizational and clarification purposes only. Such a change to the city's ordinances is not meant to amend passage and effective dates of such original ordinances. (2025 Code)

1-3-2: **DEFINITIONS, GENERAL:** Whenever the following words or
 terms are used in this code, they shall have such meanings as herein ascribed to them, unless the context makes such meaning repugnant thereto:

AGENT: A person acting on behalf of another with
 authority conferred, either expressly or by
 implication.

CITY: The city of Ririe, counties of Jefferson and Bonneville, state of Idaho.

CODE: The city code of Ririe, Idaho, and amendments
 thereto.

COUNCIL: Unless otherwise indicated, the city council of
 the city of Ririe, Idaho.

COUNTY: The counties of Jefferson and Bonneville, state of
 Idaho.

EMPLOYEES: Whenever reference is made in this code to a city
 employee by title only, this shall be construed as
 though followed by the words "of the city of
 Ririe".

GENDER: A word importing either the masculine or feminine
 gender only shall extend and be applied to the
 other gender and to persons.

INFRACTION: A civil public offense, not constituting a crime,
 punishable only by a penalty not exceeding one
 hundred dollars ($100.00) and for which no
 incarceration may be imposed.

LICENSE: The permission granted for the carrying on of a
 business, profession, or occupation.

MISDEMEANOR: Any offense not defined as a felony or infraction
 under state law. Except in cases where a different
 punishment is prescribed by the Idaho Code or by
 this code, a misdemeanor is punishable by
 imprisonment in a county jail not exceeding six
 (6) months or by a fine not exceeding one thousand
 dollars ($1,000.00) or both.

NUISANCE: Anything offensive to the sensibilities of
 reasonable persons, or any act or activity
 creating a hazard which threatens the health and
 welfare of inhabitants of the city, or any
 activity which by its perpetuation can reasonably
 be said to have a detrimental effect on the
 property of a person or
 persons within the community.

OCCUPANT: As applied to a building or land, shall include
 any person who occupies the whole or any part of
 such building or land whether alone or with
 others.

OFFENSE: Any act forbidden by any provision of this code or
 the omission of any act required by the provisions

 of this code.

OFFICERS: Whenever reference is made in this code to a city
 officer by title only, this shall be construed as
 though followed by the words "of the city of
 Ririe".

OPERATOR: The person who oversees any operation,
 business or profession.

OWNER: As applied to a building or land, shall include
 any part owner, joint owner, tenant in common,
 joint tenant or lessee of the whole or of a part
 of such building or land.

PERSON: Any public or private corporation, firm,
 partnership, association, organization,
 government, or any other group acting as a unit,
 as well as a natural person.

PERSONAL Shall include every description of money, goods, PROPERTY: chattels, effects, evidence of rights in action
 and all written instruments by which any pecuniary
 obligation, right or title to property is created,
 acknowledged, transferred, increased, defeated,
 discharged, or diminished and every right or
 interest therein.

RETAILER: Unless otherwise specifically defined, shall be
 understood to relate to the sale of goods,
 merchandise, articles, or things directly to the
 consumer.

RIGHT OF The privilege of the immediate use of the roadway WAY: or other property.

STATE: The state of Idaho.

STREET: Shall include alleys, lanes, courts, boulevards,
 public ways, public squares, public places, and
 sidewalks.

TENANT: As applied to a building or land, shall include
 any person who occupies the whole or any part of
 such building or land, whether alone or with
 others.

WHOLESALER: The terms wholesaler and wholesale dealer as used
 in this code, unless otherwise specifically
 defined, shall be understood to relate to the sale
 of goods, merchandise, articles, or things in
 quantity to persons who purchase for the purpose
 of resale.

WRITTEN, May include printing and any other mode of writing IN: representing words and letters, but when the
 written signature of any person is required by law
 to any official or public writing or bond required
 by law, it shall be in the proper handwriting of
 such person, or in case such person is unable to
 write, by such person's proper mark. (2025 Code)

1-3-3: **CATCHLINES:** The catchlines of the sections of this
 code are intended as mere catchwords to indicate the content of the section and shall not be deemed or taken to be titles of such sections, nor be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any division or section hereof, nor unless expressly so provided, shall they be so deemed when any of such sections, including the catchlines, are amended or reenacted. (2025 Code)

CHAPTER 4

**GENERAL PENALTY**

SECTION:

1-4-1: General Penalty

1-4-2: Application Of Provisions

1-4-3: Liability Of Officers

1-4-1: **GENERAL PENALTY:**

A. Misdemeanor: Unless specifically provided elsewhere, any person convicted of a violation of any section or provision of this code deemed a misdemeanor may be fined in a sum not to exceed one thousand dollars ($1,000.00) for any offense and may be confined in the county jail for a period of not more than six (6) months. Either or both such fines and imprisonment may be imposed; and, in addition thereto, any person so convicted shall pay such costs as the court may assess.

B. Infraction: When the offense is designated as an infraction by any section or provision of this code or by state law, it is punishable only by a penalty not exceeding one hundred dollars ($100.00) and no incarceration may be imposed.

C. Federally Mandated Programs: When the city is participating in a federally mandated program, wherein penalties or enforcement remedies are required by the terms of participation in the program, the city may enforce such requirements by ordinance, to include a criminal or civil monetary penalty not to exceed one thousand dollars ($1,000.00), or imprisonment for criminal offenses not to exceed six (6) months or to include both such fine and imprisonment for criminal offenses.

D. Separate Offense: A separate offense shall be deemed committed for each day during or which a violation occurs or continues. (2025 Code)

1-4-2: **APPLICATION OF PROVISIONS:**

A. Application Of Penalty Provisions:

 1. The penalty provided in this chapter shall be applicable to every section of this code the same as though it were a part of each and every separate section. Any person convicted of a violation of any section of this code where any duty is prescribed or obligation imposed or where any action which is of a continuing nature is forbidden or is declared to be unlawful, shall be deemed guilty of a misdemeanor unless otherwise provided. A separate offense shall be deemed committed upon each day such duty or obligation remains unperformed, or such act continues unless otherwise specifically provided in this code.

 2. Whenever the doing of any act or the omission to do any act constitutes a breach of any section or provision of this code, and there shall be no fine or penalty specifically declared for such breach, the provisions of this chapter shall apply.

B. One Recovery For Same Offense: In all cases where the
same offense is made punishable or is created by different clauses or sections of this code, the prosecuting officer may elect under which to proceed, but not more than one recovery shall be had against the same person for the same offense; provided, that the revocation of a license or permit shall not be considered a recovery or penalty so as to bar any other penalty being enforced. (2025 Code)

1-4-3: **LIABILITY OF OFFICERS:** No provision of this code
 designating the duties of any officer or employee shall be so construed as to make such officer or employee liable for any fine or penalty provided for a failure to perform such duty, unless the intention of the city council to impose such fine or penalty on such officer or employee is specifically and clearly expressed in the section creating any duty. (2025 Code)

CHAPTER 5

**MAYOR AND CITY COUNCIL**

SECTION:

1-5-1: Elected Officials

1-5-2: Duties Of Mayor and Council Members

1-5-3: City Council Meetings

1-5-4: Salaries

1-5-1: **ELECTED OFFICIALS:** The publicly elected officials of the city shall be a mayor and four (4) council members. The election of each and their associated terms of office shall be in accordance with Idaho Code. (2025 Code)

A. Mayor: A majority of the votes for any candidate running for the office of mayor shall be required for election to that office. If no candidate receives a majority of the votes cast, there shall be a runoff election between the two (2) candidates receiving the highest number of votes cast conducted pursuant to Idaho Code section 50-162.

 (2025 Code)

1-5-2:  **DUTIES OF MAYOR AND COUNCIL MEMBERS:** The duties of
 the mayor and council members shall be those prescribed by Idaho Code title 50, and any other applicable parts. (2025 Code)

1-5-3: **CITY COUNCIL MEETINGS:**

A. Publication In Designated Newspaper: After passage, approval and publication of this subsection in the city's designated newspaper, all regular council meetings will be held on the second Tuesday of each month at seven o'clock (7:00)P.M. in the city hall. (2025 Code)

B. Special Meetings: Special meetings may be called by the mayor or by any three (3) members of the council; provided, that notice of such special meetings must be delivered to the members at least forty-eight (48) hours before the scheduled time of the meeting.

C. Open Meetings: All meetings of the city council shall be open to the public as provided in Idaho Code section 67-2342 et seq.

D. Notice Requirements:

 1. Five Day Notice Required: A five (5) day notice
 shall be posted, as follows, of all council meetings,
 special meetings, workshops, executive sessions or any
 gathering where a quorum of the council is present to
 conduct city affairs or deliberate toward a decision.

 2. Posting Of Notice: Notice to the public shall be
 posted in at least two (2) places within the city
 limits that are open to the general public and shall
 include time and place of meetings; tentative agenda
 of regular council meetings; subjects to be discussed
 if meeting is a special meeting, workshop, executive
 session or other gathering where a quorum of the
 council is present.

 3. Posting Locations: Places of posting notice shall
 include:

 a. Front window of Ririe City Hall.

 b. Bulletin board inside the Ririe U.S. post
 office.

 4. Dispensing With Notice for Emergency Meeting: The
 notice provided for in this subsection may be
 dispensed with in the event a special meeting is
 called to deal with an emergency involving injury or
 damage to persons or property or the likelihood of
 such injury or damage.

E. Quorum: A majority of the members of the council shall constitute a quorum and a majority must be present before the council may conduct business in the name of the city. A number less than a majority shall be empowered to enforce the attendance of members at regular meetings. (2025 Code)

1-5-4: **SALARIES:** Commencing January 1, 2016, the salaries of
 the mayor and of the members of the Ririe city council shall be as follows:

A. The mayor shall receive an annual salary in the sum of six thousand dollars ($6,000.00); and

B. Each member of the council shall receive an annual salary in the sum of two thousand four hundred dollars ($2,400.00). (2025 Code)

C. Whenever any member of the city council serves as mayor pro tem for at least a thirty (30) day period, such council member shall receive the amount designated for the mayor on a pro rata basis.

D. Upon passage, this section does not alter the annual salary to be paid to the mayor or members of the city council. (2025 Code)

CHAPTER 6

**OFFICERS AND EMPLOYEES**

SECTION:

1-6-1: Appointive Officers

1-6-2: Duties Of Clerk-Treasurer and Attorney

1-6-3: Qualifications Of Appointed Officers

1-6-4: Compensation Of Appointed Officers

1-6-5: Bond Requirements

1-6-6: Willful Obstruction of Officers or Employees

1-6-1: **APPOINTIVE OFFICERS:**

A. Each officer of the city shall be appointed by the mayor
 and each such appointment shall be approved by a majority
 of one-half (1/2) plus one of the members of the full
 council, by a roll call vote, prior to such appointment
 becoming effective.

B. The following are defined as appointed officers of the city:

1. City clerk-treasurer.

2. City attorney. (2025 Code)

1-6-2: **DUTIES OF CLERK-TREASURER AND ATTORNEY:** The duties of
 the city clerk-treasurer and city attorney shall be as provided by state law or as directed by the mayor or city ordinance. (2025 Code)

1-6-3: **QUALIFICATIONS OF APPOINTED OFFICERS:** The required
 qualifications of appointed officers shall be those prescribed by Idaho Code and those additional qualifications, if any, prescribed by the mayor in the form of an official position description. (2025 Code)

1-6-4: **COMPENSATION OF APPOINTED OFFICERS:** The monetary
 compensation of appointed officers shall be established by a majority vote of the council members present at a council meeting. (2025 Code)

1-6-5: **BOND REQUIREMENTS:**

A. Bond Required: To ensure that the city is protected against possible acts of dishonesty by certain city officers and employees, such acts resulting in a monetary loss to the city, those persons shall execute a bond to the city in such penal sum as may be specified in subsection B of this section.

B. Bonding Requirements; Sums: As a condition of appointment or employment, the following appointed officers and employees of the city shall be required to first execute a bond to the city for the penal sum indicated prior to entering upon the duties of his/her office or position of employment:

 1. City clerk-treasurer, ten thousand dollars ($10,000.00);

 2. Deputy clerk-treasurer, three thousand dollars ($3,000.00); and

 3. Any employee authorized by the mayor to have access to the use of city charge accounts with various merchants and suppliers whose businesses are physically located outside of the corporate limits of the city, three thousand dollars ($3,000.00).

C. Cost Of Bonds: The cost of any bond required by this section shall be borne by the city and shall be paid by the clerk-treasurer or mayor without further consent or approval of the city council.

D. Custody Of Bonds: As required by Idaho Code section 50-204, all bonds executed in accordance with this section, except the bond of the city clerk-treasurer, shall be filed with the city clerk-treasurer, and the bond of the city clerk-treasurer shall be filed with the mayor.

E. Penalty: Any person convicted of a violation of this section shall be guilty of committing a misdemeanor offense and shall be punished in accordance with section 1-4-1 of this title. (2025 Code)

1-6-6: **WILFUL OBSTRUCTION OF OFFICERS OR EMPLOYEES:**

A. Unlawful Act: It shall be unlawful for any person to willfully resist, delay, obstruct or to aid or encourage another person to willfully resist, delay or obstruct any law enforcement or public officer, appointed officer, city employee or public utilities employee from discharging his or her official duties.

B. Penalty: Any person found to be guilty of violating this section shall be guilty of committing a misdemeanor offense and shall be punished pursuant to the laws of the state of Idaho. (2025 Code)

CHAPTER 7

**INITIATIVE AND REFERENDUM**

SECTION:

1-7-1: Creation Of Right

1-7-2: Number Of Petitioners Required

1-7-3: Time For Filing Petitions

1-7-4: Elections

1-7-5: Requirements

1-7-6: Exception

1-7-1: **CREATION OF RIGHT:** The people of this city shall have
 the right to enact ordinances through the initiative process, and to repeal ordinances through the referendum process, according to the procedures set forth herein.(2025 Code)

1-7-2: **NUMBER OF PETITIONERS REQUIRED:** Petitioners for
 initiative or referendum shall be equal to twenty percent (20%) of the total number of electors who cast votes at the last general election in the city. (2025 Code)

1-7-3: **TIME FOR FILING PETITIONS:** Petitions for referendum
 shall be filed not less than sixty (60) days following the final adoption of the ordinance to be subject to referendum. (2025 Code)

1-7-4: **ELECTIONS:** A special election for the initiative or
 referendum shall be provided as prescribed in Idaho Code section 34-106. (2025 Code)

1-7-5: **REQUIREMENTS:** The requirements for signature,
 verification of valid petitions, printing of petition, and time limits, except as expressly modified in this chapter, shall be as nearly as practicable as provided in Idaho Code sections 34-1701 through 34-1705. (2025 Code)

1-7-6: **EXCEPTION:** This chapter does not apply to bond
 elections. (2025 Code)

CHAPTER 8

**MISCELLANEOUS PROVISIONS**

SECTION:

1-8-1: Corporate Seal

1-8-2: Official Newspaper

1-8-3: Depository Designated

1-8-1: **CORPORATE SEAL:**

A. A seal in circular form with the words "City of Ririe, Idaho" on the outer circle and the words "Jefferson and Bonneville Counties" with the representation of a stream and fish on the interior and center of said circle, shall be, and the same is hereby made the corporate seal of the city, to be used in all cases which, by the laws of Idaho, and the custom of nations, it is necessary to use a seal by a municipal corporation.

B. Said seal shall be and remain in the custody of the clerk-treasurer of the city, to be used by the clerk-treasurer as prescribed in subsection A of this section. (2025 Code)

1-8-2: **OFFICIAL NEWSPAPER:** All legal notices and public
 announcements of the city required by Idaho Code to be published shall be published in the "Post Register", which shall be the official newspaper of the city. (2025 Code)

1-8-3: **DEPOSITORY DESIGNATED:**  Bank of Commerce Ririe is
 hereby designated as the depository for the city. (2025 Code)