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**CITY COUNCIL  
PLANNING & ZONING COMMISSION  
JOINT WORKSHOP AGENDA**

**March 30, 2021**

**5:00 PM**

**Location: City Council Chambers, 408 N. Spokane Street, Post Falls, ID 83854**

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**SEATING CAPACITY WILL BE EXTREMELY LIMITED DUE TO GOVERNOR'S STAGE 3 ORDER (dated 2/2/2021); CITY HALL HAS A TOTAL OF 30 SEATS AVAILABLE FOR THE PUBLIC; COUNCIL CHAMBERS CAN ACCOMMODATE 17 SEATS AND WITH AN ADDITIONAL 13 SEATS IN AN OVER-FLOW ROOM.**

We are in a Modified STAGE 3 of the Governor's Rebound Idaho Plan. This limits the capacity in our meeting room. To accommodate public involvement and civic participation, while allowing for physical distancing and to avoid gatherings, City Council and City Commission meetings are broadcast live on Post Falls City Cable on cable channel 1300 (formerly 97.103) and livestreamed on the City's Facebook page. Masks must be worn for those choosing to enter the Council Chamber to attend in person. If after entering the room and taking your seat, if you are able to maintain social distancing you may remove your mask while seated. For those who cannot wear a mask, the broadcast and livestream option are available.

**CALL TO ORDER BY MAYOR JACOBSON**

**PLEDGE OF ALLEGIANCE**

**CITY COUNCIL MEMBERS**

Kerri Thoreson, Alan Wolfe, Joe Malloy, Steve Anthony, Lynn Borders, Linda Wilhelm

**PLANNING & ZONING COMMISSION MEMBERS**

Ryan Davis, Ray Kimball, James Steffensen, Vicky Jo Carey, Ross Schlotthauer, Nancy Hampe, Mark Latham (Excused)

**WORKSHOP – 5:00 PM COUNCIL CHAMBERS**

Topic: Proposed Code Changes to City Code Title 12 and Title 18

**ADJOURNMENT**

Questions concerning items appearing on this Agenda or requests for accommodation of special needs to participate in the meeting should be addressed to the Office of the City Clerk, 408 Spokane Street or call 208-773-3511. City Council and City commission meetings are broadcast live on Post Falls City Cable on cable channel 1300 (formerly 97.103). City videos are also available as video on demand on the City website.

Mayor Ronald G. Jacobson

Councilors: Kerri Thoreson, Alan Wolfe, Joe Malloy, Steve Anthony, Lynn Borders, Linda Wilhelm

**Mission**

The City of Post Falls mission is to provide leadership, support common community values, promote citizen involvement and provide services which ensure a superior quality of life.

**Vision**

Post Falls, Idaho is a vibrant city with a balance of community and economic vitality that is distinguished by its engaged citizens, diverse businesses, progressive leaders, responsible management of fiscal and environmental resources, superior service, and a full range of opportunities for education and healthy lifestyles.

“Where opportunities flow and community is a way of life”

# TITLE 12 PROPOSED CHANGES

## **12.12.060: APPROACH LENGTH WIDTH:**

The ~~length~~ width of driveway approach aprons shall not exceed the following dimensions:

- A. For single residential driveways, ~~fourteen feet (14') for single driveways, and twenty two feet (22') for double driveways.~~ must not exceed forty percent (40%) of the street frontage of the property served by such driveways (excludes wings), on the streets where such driveways are constructed, and no single driveway shall exceed twenty-four feet (24') in width. ~~Not more than one driveway shall be permitted for lots having frontages of sixty feet (60') or less.~~
- B. For double residential driveways on lots greater than sixty feet (60'), the sum of the two driveway must not exceed forty percent (40%) of the street frontage of the property served by such driveways (excludes wings), on the streets where such driveways are constructed, and no single driveway shall exceed twenty-four feet (24') in width.
- ~~B~~C. For commercial driveways, the total width of driveways, measured at the bottom, shall not exceed forty percent (40%) of the street frontage of the property served by such driveways, on the streets where such driveways are constructed, and no single driveway shall exceed forty feet (40') in width.

**(To be Amended by Legal)** Exceptions to the limitations set out above in this subsection may be granted by the planning and zoning commission, pursuant to the various procedures set forth in title 18, chapter 18.20 of this code, upon a showing of good cause why such an exception should be granted and upon a finding that, by granting the exception, the purposes of the ordinance codified herein will not be undermined.

- ~~C. A safety island of full height curb shall be provided between driveway approaches serving any one property frontage. Wherever possible, this safety island shall be twenty two feet (22') in length and in no case shall it be less than ten feet (10') in length.~~
- D. In no case shall single driveways serving more than one property be combined to allow greater widths than stated above. (Ord. 521 § 1, 1986: prior code § 9-10-6)

ORDINANCE NO. [Category]  
COUNCIL BILL NO. -

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF POST FALLS, KOOTENAI COUNTY, IDAHO, AMENDING 18.12.010; REPEALING AND REPLACING 18.20.030; REPEALING AND REPLACING 18.20.040; AMENDING 18.20.080 B.1.; AMENDING 18.24.020; AMENDING 18.24.030 A.2.; AMENDING 18.24.030 D; AMENDING 18.24.040; AMENDING 18.24.070; AMENDING 18.24.080 B.; AMENDING 18.24.080 C.; AMENDING 18.36.050 A.; REPEALING CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE BY SUMMARY AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, after recommendation of the Planning and Zoning Administrator on the hereinafter provided amendments; and

**WHEREAS**, a public hearing was held before the Post Falls Planning and Zoning Commission on \_\_\_\_\_, 2021 in accordance with the law, testimony taken, and recommendation of the Commission that the City Council adopt the amendments hereinafter provided; and

**WHEREAS**, after public hearing on the hereinafter provided amendments, and after recommendation by the Planning and Zoning Commission, it is deemed by the Mayor and City Council to be in the best interests of the City of Post Falls that said amendments be adopted;

**NOW THEREFORE**, BE IT ORDAINED by the Mayor and Council of the City of Post Falls as follows:

**SECTION 1.** *That Post Falls Municipal Code Section 18.12.010, is amended to add the following definitions in appropriate alphabetical order:*

OTHER MULTI-FAMILY: Three (3) or more attached or detached dwelling units on a single tax parcel.

SWIMMING POOL: Swimming pool means any manufactured or constructed equipment or improvement designed to contain water for swimming, wading, immersion, or therapeutic purposes for a person or persons.

**SECTION 2.** *That Post Falls Municipal Code Section 18.20.030 is repealed, and a new Section 18.20.030 is enacted to read as follows:*

**18.20.030: LAND USE TABLE:**

<b>P</b>	<b>=</b>	<b>Permitted use</b>
<b>S</b>	<b>=</b>	<b>Special use</b>

-	=	Nonpermitted use
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Land Use Category	Zoning Classifications										LBCS Code
	R1S	R1	R2	R3	LC	CCS	I	TM	CCM	RM	
Residential uses:											
Private household	P	P	P	P	-	-	-	-	-	P	1101
Duplex, 2 units per structure	-	-	P	P	S	S	-	-	-	P	1102
Twinhome	-	S	P	P	S	S	-	-	-	P	
Townhome, 6 or less units per structure	-	S	S	P	P	S	-	P	P	P	
Multi-family, 3 or more units per structure	-	-	P	P	S	S	-	P	P	P	1103
Accessory dwelling unit	P	P	P	P	P	-	-	-	-	P	
Accessory residential support use (i.e., garage, shed, pool, greenhouse)	P	P	P	P	P	-	-	-	P	P	1199
Single-family incidental to a commercial/industrial use	-	-	-	-	P	P	P	P	P	P	
Single-family incidental to a religious use	P	P	P	P	P	P	P	-	-	P	
Home occupation	P	P	P	P	P	P	-	-	-	P	
Accommodations and group living:											
Congregate living, group homes	-	P	P	P	S	S	-	P	P	P	1220
Nursing homes	-	S	S	S	P	P	S	S	P	P	1230
Residential care facilities	S	S	S	S	P	P	S	S	P	P	1230
Bed and breakfast inn	S	S	S	S	P	-	-	-	P	S	1310
Rooming and boarding house	-	-	-	-	P	P	-	S	P	S	1320
Hotel, motel, or tourist court	-	-	-	-	S	P	P	P	P	-	1330
General sales or services:											

Retail store	-	-	-	-	P	P	P	P	P	P	P	2102
Sexually oriented business	-	-	-	-	-	-	P	-	-	-	-	
Postal services and packaging	-	-	-	-	P	P	P	P	P	P	P	
Photo processing	-	-	-	-	P	P	P	P	P	P	P	
Outdoor vendor spaces/farmers' market or stands	-	-	-	-	P	P	S	P	P	P	P	
Neighborhood shopping center	-	-	-	-	P	P	P	P	P	P	P	2106
Destination shopping center	-	-	-	-	-	P	P	-	P	-	-	2107
Automobile/light truck/RV dealership	-	-	-	-	-	P	P	-	P	-	-	2111
Mobile home/manufactured housing dealership	-	-	-	-	-	P	P	-	P	-	-	2112
Motorcycle/ATV dealer	-	-	-	-	-	P	P	-	P	-	-	2113
Boat/marine craft dealer	-	-	-	-	-	P	P	-	P	-	-	2114
Auto service station (full service with garage bays)	-	-	-	-	-	P	P	P	P	-	-	2116
Car lot/used car dealership	-	-	-	-	-	P	P	-	-	-	-	2118
Furniture/home furnishings center	-	-	-	-	S	P	P	S	P	-	-	2121
Hardware/home improvement center	-	-	-	-	S	P	P	S	P	P	P	2122
Lawn and garden supplies/feed store	-	-	-	-	S	P	P	S	P	P	P	2123
Department store/warehouse club/superstore/big box	-	-	-	-	-	P	P	-	P	-	-	2124
Lumberyard/building materials store	-	-	-	-	-	P	P	-	P	-	-	2126
Discount store	-	-	-	-	S	P	P	-	P	P	P	2128
Durable consumer goods sales and service	-	-	-	-	S	P	P	P	P	P	P	2130
Grocery store/supermarket greater than 17,500 sq. ft	-	-	-	-	S	P	P	P	P	-	-	2151

Grocery store/supermarket less than 17,500 sq. ft	-	-	-	-	P	P	P	P	P	P	2151
Convenience store	-	-	-	-	P	P	P	P	P	P	2152
Convenience store with gas	-	-	-	-	S	P	P	P	P	-	
Specialty food/health food store	-	-	-	-	P	P	P	P	P	P	2153
Pharmacy/drugstore	-	-	-	-	P	P	P	P	P	-	2170
Auto supply stores	-	-	-	-	P	P	P	P	P	-	
Automotive repair services	-	-	-	-	-	P	P	P	P	-	
Automatic car wash	-	-	-	-	S	P	P	P	P	-	2171
Self-service car wash	-	-	-	-	P	P	P	-	P	-	2172
Automobile or marine service center	-	-	-	-	-	S	P	-	S	-	2174
Heavy equipment repair	-	-	-	-	-	S	P	-	-	-	
Service garage/paint shop/detailing	-	-	-	-	-	S	P	P	S	-	2175
Quick lube job	-	-	-	-	S	P	P	P	P	-	2176
Bank/savings institution	-	-	-	-	P	P	P	P	P	-	2210
Branch bank (drive-up facility)	-	-	-	-	P	P	P	P	P	-	2211
Bank ATM kiosk or remote facility	-	-	-	-	P	P	P	P	P	P	2212
Car rental agency	-	-	-	-	-	P	P	P	P	-	2331
Tractor/heavy trucks/trailer, dealership/leasing	-	-	-	-	-	S	P	-	-	-	2332
Recreational or consumer goods rental	-	-	-	-	S	P	P	P	P	P	2333
Leasing commercial/industrial machinery and equipment	-	-	-	-	-	S	P	-	-	-	2334
Building, developing, and general contracting services	-	-	-	-	S	P	P	-	-	-	7100
Professional, scientific, and technical services											
General office buildings (1 _ 4	-	-	-	-	P	P	P	P	P	S	2401

stories)												
General office buildings (5+ stories)	-	-	-	-	S	P	P	P	P	-	2402	
Research and Development	-	-	-	-	S	S	P	P	P	-	2416	
Veterinary office	-	-	-	-	P	P	P	S	P	P	2418	
Full service restaurant	-	-	-	-	P	P	P	P	P	P	2510	
Cafeteria/limited service restaurant/delicatessens	-	-	-	-	P	P	P	P	P	P	2520	
Drive-in restaurant	-	-	-	-	P	P	P	P	P	-	2521	
Fast food restaurant	-	-	-	-	P	P	P	P	P	-	2522	
Snack/nonalcoholic bar	-	-	-	-	P	P	P	P	P	P	2530	
Bar/tavern/lounge	-	-	-	-	S	P	P	P	P	S	2540	
Nightclub/dinner theater	-	-	-	-	S	P	P	-	P	-	2541	
Parking lot (uncovered)	-	-	-	-	P	P	P	P	P	P	2650	
Parking garage (covered)	-	-	-	-	S	P	P	P	P	S	2660	
Municipal animal shelter/pound	-	-	-	-	-	P	P	-	P	-	2721	
Kennel/boarding services/dog daycare	-	-	-	-	S	P	P	S	P	-	2722	
Retail/office/residential combination (minimum 2 separate uses per structure)	-	-	-	-	P	P	S	P	P	P	2800	
Industrial and manufacturing uses:												
Asphalt plant/storage	-	-	-	-	-	-	S	-	-	-		
Blast furnace and smelting	-	-	-	-	-	-	S	-	-	-		
Manufacture or storage of explosives	-	-	-	-	-	-	S	-	-	-		
Food and beverage mfg.	-	-	-	-	-	S	P	P	S	-	3110	
Meat products mfg.	-	-	-	-	-	-	P	-	-	-	3111	
Dairy products mfg.	-	-	-	-	-	-	P	-	-	-	3112	
Grain milling products mfg.	-	-	-	-	-	-	P	-	-	-	3113	



Bakery products mfg.	-	-	-	-	-	P	P	P	P	-	3114
Beverage products mfg.	-	-	-	-	-	S	P	P	P	-	3115
Tobacco products mfg.	-	-	-	-	-	S	P	-	-	-	3120
Textiles (mill products)	-	-	-	-	-	S	P	P	S	-	3130
Clothing mfg.	-	-	-	-	-	S	P	P	S	-	3131
Leather and allied products mfg.	-	-	-	-	-	S	P	S	S	-	3140
Wood products mfg., except lumber mills	-	-	-	-	-	S	P	-	S	-	3210
Sawmill	-	-	-	-	-	-	S	-	-	-	3215
Millwork/veneer/plywood mfg.	-	-	-	-	-	S	S	-	-	-	3216
Paper manufacturing	-	-	-	-	-	-	S	-	-	-	3221
Paperboard/cardboard/box mfg.	-	-	-	-	-	S	S	-	S	-	3222
Furniture and related products mfg.	-	-	-	-	-	S	P	P	S	-	3230
Petroleum refining	-	-	-	-	-	-	-	-	-	-	3311
Paving and roofing materials mfg.	-	-	-	-	-	S	P	-	-	-	3312
Rubber products mfg.	-	-	-	-	-	S	P	S	-	-	3321
Paint/varnish/lacquer mfg.	-	-	-	-	-	-	P	-	-	-	3322
Drug/pharmaceutical mfg.	-	-	-	-	-	S	P	P	S	-	3323
Plastic mfg.	-	-	-	-	-	S	P	S	-	-	3324
Industrial chemical mfg.	-	-	-	-	-	-	S	-	-	-	3325
Flat glass mfg.	-	-	-	-	-	S	P	P	-	-	3331
Glass/glassware products mfg.	-	-	-	-	-	P	P	P	-	-	3332
Cement mfg.	-	-	-	-	-	-	P	-	-	-	3333
Gypsum/plaster/concrete products mfg.	-	-	-	-	-	-	S	-	-	-	3334
Cut stone and stone products mfg.	-	-	-	-	-	-	P	-	-	-	3335
Primary metal mfg.	-	-	-	-	-	-	P	-	-	-	3340

Steel and iron foundries	-	-	-	-	-	-	S	-	-	-	3341
Steel fabrication	-	-	-	-	-	-	S	-	-	-	3342
Machinery mfg.	-	-	-	-	-	-	S	-	-	-	3350
Automobile/truck manufacturing	-	-	-	-	-	-	P	-	-	-	3351
Aircraft manufacturing	-	-	-	-	-	-	P	P	-	-	3352
Instrument/high-technology manufacturing	-	-	-	-	-	-	P	P	S	-	3353
Electrical equipment/appliance/components mfg.	-	-	-	-	-	P	P	P	P	-	3360
Heavy transportation equipment mfg. (railroad/pipeline)	-	-	-	-	-	S	P	-	-	-	3370
Miscellaneous manufacturing	-	-	-	-	-	-	P	S	S	-	3400
Salvage yard/recycle center	-	-	-	-	-	S	S	-	-	-	3519
Warehouse and storage uses:											
Mini-storage warehouse/self-storage	S	S	S	S	S	P <sup>1</sup>	P	-	S	S	2321
Construction equipment storage facility	-	-	-	-	-	-	P	-	S	-	
Automotive impound yards	-	-	-	-	-	-	P	-	-	-	
Warehouse distribution/storage facility	-	-	-	-	-	S	P	S	S	-	3610
Warehouse-retail combination	-	-	-	-	-	P	P	P	S	-	3630
Warehouse-office combination	-	-	-	-	-	P	P	P	S	-	3640
Cold storage warehouse	-	-	-	-	-	S	P	-	S	-	3660
Transit warehouse/truck terminal	-	-	-	-	-	S	P	-	S	-	3670
Transportation uses:											
Air transportation	-	-	-	-	-	S	S	-	-	-	4110
Air freight transportation	-	-	-	-	-	S	S	-	-	-	4112

<sup>1</sup> Refer to Post Falls Municipal Code Section 18.24.040, subsection J for additional restrictions on the location of mini-storage facilities.

Airport support establishment	-	-	-	-	-	S	P	-	-	-	4113
Other air transportation (including scenic, balloon, etc.)	-	-	-	-	-	S	P	-	-	-	4115
Rail transportation stations/transit stops	-	-	-	-	-	S	P	S	S	S	4120
Local transit center-bus, special needs, and other motor vehicles stations	S	S	S	S	P	P	P	P	P	P	4133
Interurban, charter bus, and other similar establishments/transit stations	-	-	-	-	P	P	P	P	P	-	
Special purpose transit transportation (including scenic, sightseeing, etc.)	-	-	-	-	S	P	P	S	P	-	4136
Taxi and limousine service staging facility	-	-	-	-	S	P	P	-	S	-	4137
Towing and other road and ground services staging facility	-	-	-	-	S	P	P	-	S	-	4138
Truck and freight transportation services	-	-	-	-	-	-	P	S	-	-	4140
Courier and messenger services	-	-	-	-	-	P	P	P	P	-	4160
Communication uses:											
Publishing	-	-	-	-	-	P	P	P	P	-	4210
Newspapers, books, periodicals, etc.	-	-	-	-	-	P	P	P	P	-	4211
Software publisher	-	-	-	-	S	P	P	P	P	-	4212
Motion pictures and sound recording	-	-	-	-	S	P	P	P	P	-	4220
Radio and television broadcasting	-	-	-	-	S	P	P	P	P	-	4231
Cable networks and distribution	-	-	-	-	-	P	P	P	P	-	4232
Wireless telecommunications	-	-	-	-	-	-	-	-	-	-	4233
Telephone and other wired	-	-	-	-	-	P	P	P	P	-	4234

telecommunications												
Information services and data processing industries	-	-	-	-	S	P	P	P	P	-	4240	
Online information services	-	-	-	-	S	P	P	P	P	-	4241	
Libraries and archives	-	-	-	-	P	P	P	P	P	S	4242	
Utility and utility services:												
Electric power	S	S	S	S	P	P	P	S	P	-	4310	
Hydroelectric	S	S	S	S	S	S	P	P	S	-	4311	
Fossil	-	-	-	-	-	-	P	-	-	-	4312	
Nuclear	-	-	-	-	-	-	-	-	-	-	4313	
Alternative energy sources	S	S	S	S	S	S	P	S	S	-	4314	
Natural gas, petroleum, fuels, etc.	S	S	S	S	S	S	P	S	S	-	4320	
Water, steam, air conditioning supply	-	-	-	-	-	S	P	P	S	-	4330	
Water Tower/Essential Public Service	P	P	P	P	P	P	P	P	P	P		
Industrial Water Supply							P	P	-	-	4332	
Hazardous waste collection and storage facility	-	-	-	-	-	-	S	-	-	-	4341	
Hazardous waste treatment and disposal	-	-	-	-	-	-	S	-	-	-	4342	
Solid waste collection and storage	-	-	-	-	-	S	P	-	S	-	4343	
Solid waste combustor or incinerator	-	-	-	-	-	-	S	-	-	-	4344	
Solid waste landfill	-	-	-	-	-	-	-	-	-	-	4345	
Septic tank and related storage and distribution services	-	-	-	-	-	S	S	-	-	-		
Arts, entertainment, tourism, and recreation:												

General arts and tourism	-	-	-	-	P	P	P	S	P	-	5000
Wedding Event and Reception	S	S	S	S	S	P	P	P	P	S	
Conference or convention center	-	-	-	-	S	P	P	S	P	-	
Community centers	S	S	S	S	S	P	P	S	P	P	
Performing arts or supporting establishment	-	-	-	-	S	P	P	S	P	P	5100
Theater, dance, or music establishment	-	-	-	-	S	P	P	S	P	P	5110
Stadiums	-	-	-	-	-	S	P	-	S	-	
Movie theater	-	-	-	-	S	P	P	S	P	P	5112
Sports team or club headquarters/facility	-	-	-	-	S	P	P	-	P	-	5120
Racetrack establishment	-	-	-	-	-	-	P	-	-	-	5130
Promoter of performing arts, sports, and similar events	-	-	-	-	P	P	P	-	P	-	5140
Agent for management services	-	-	-	-	P	P	P	-	P	-	5150
Museums and other special purpose recreational institutions	-	-	-	-	S	P	P	S	P	-	5200
Art gallery	-	-	-	-	P	P	P	S	P	P	5211
Historical or archeological institution	-	-	-	-	S	P	P	-	P	-	5220
Zoos, botanical gardens, arboretums, etc.	-	-	-	-	S	P	P	-	P	-	5230
Amusement, sports, or recreation establishment	-	-	-	-	-	P	P	-	P	P	5300
Amusement or theme park establishment	-	-	-	-	-	P	P	-	P	-	5310
Games arcade establishment	-	-	-	-	S	P	P	-	P	-	5320
Casino, bingo halls, or gambling establishment	-	-	-	-	-	P	P	-	P	-	5330
Miniature golf establishment	-	-	-	-	S	P	S	-	P	P	5340

Marina or yachting club facility operators	-	-	-	-	-	P	P	-	P	-	5360
Fitness, recreational sports, gym, or athletic club	-	-	-	-	S	P	P	P	P	P	5370
Golf course	S	S	S	S	S	S	S	-	S	-	5374
Indoor shooting or archery range	-	-	-	-	-	S	P	-	P	-	
Driving range	-	-	-	-	-	P	P	-	S	S	5376
Private (sports complex/arena/playing field)	-	-	-	-	-	P	P	S	P	S	5379
Municipal (sports complex/arena/playing field)	P	P	P	P	P	P	P	S	P	P	
Bowling, billiards, pool, etc.	-	-	-	-	S	P	P	-	P	P	5380
Skating rinks, roller skates, etc.	-	-	-	-	S	P	P	-	P	P	5390
Camps, camping, and related establishments	-	-	-	-	S	P	P	-	P	-	5400
Travel trailer (RV) park	-	-	-	-	-	S	P	-	S	-	5410
Education uses:											
Nursery and preschool	S	S	S	S	P	P	S	P	P	S	6110
Elementary school	S	S	S	S	S	P	S	-	P	S	6121
Middle school	S	S	S	S	S	P	S	-	P	S	6122
High school	S	S	S	S	S	P	S	-	P	S	6123
Adult education services	-	-	-	-	S	P	P	P	P	-	6126
Colleges and universities	-	-	-	-	S	P	P	S	P	-	6130
Technical, trade, and other specialty schools	-	-	-	-	S	P	P	P	P	-	6140
Beauty schools	-	-	-	-	S	P	P	-	P	-	6141
Business management	-	-	-	-	S	P	P	P	P	-	6142
Computer training	-	-	-	-	S	P	P	P	P	-	6143
Driving education	-	-	-	-	S	P	P	-	P	-	6144
Fine and performing arts	-	-	-	-	S	P	P	S	P	S	6145

education												
Flight training	-	-	-	-	-	P	P	S	P	-	6146	
Sports and recreation education	-	-	-	-	P	P	P	-	P	P	6147	
Public administration uses:												
Courts	-	-	-	-	S	P	P	-	P	-	6221	
Correctional institutions	-	-	-	-	-	-	S	-	-	-	6222	
Other governmental functions:												
Space research and technology	-	-	-	-	S	P	P	P	P	-	6320	
Public safety:												
Fire and rescue	S	S	S	S	S	P	P	P	P	S	6410	
Police	P	P	P	P	P	P	P	P	P	P	6420	
Emergency response	S	S	S	S	S	S	S	P	P	S	6430	
Public safety training facility	S	S	S	S	S	P	P	S	P	S		
City facilities	P	P	P	P	P	P	P	P	P	P		
Health and human service:												
Ambulatory or outpatient care services	-	-	-	-	S	P	P	P	P	-	6510	
Clinics	-	-	-	-	S	P	P	P	P	-	6511	
Family planning and outpatient care centers	-	-	-	-	S	P	P	P	P	-	6512	
Medical and diagnostic laboratories	-	-	-	-	S	P	P	P	P	-	6513	
Blood and organ bank	-	-	-	-	S	P	P	P	P	-	6514	
Nursing, supervision, and other rehabilitative services	-	-	-	-	S	P	P	P	P	-	6520	
Hospital	-	-	-	-	S	P	P	S	P	-	6530	
Social assistance, welfare, and charitable services	-	-	-	-	S	P	P	S	P	P	6560	
Child and youth services	-	-	-	-	P	P	P	S	P	P	6561	

Child daycare, commercial (more than 5 children)	-	-	-	-	P	P	P	P	P	P	6562
Child daycare, home (up to 5 children)	P	P	P	P	S	S	-	-	S	P	
Community food bank	S	S	S	S	S	P	P	-	P	P	6563
Emergency and relief services	-	-	-	-	P	P	P	-	P	-	6564
Other family services	-	-	-	S	P	P	P	-	P	P	6565
Services for elderly and disabled	-	-	-	S	S	P	P	-	P	P	6566
Veterans affairs	-	-	-	-	P	P	P	-	P	P	6567
Vocational rehabilitation	-	-	-	-	S	P	P	P	P	-	6568
Work release facilities	-	-	-	-	-	S	S	-	S	-	
Religious institutions	S	S	S	S	P	P	P	S	S	S	6600
Death care services:											
Funeral homes and services	-	-	-	-	S	P	P	-	P	-	6710
Cremation services and cemeteries	-	-	-	-	S	P	P	-	P	-	6720
Associations, nonprofit organizations, etc.:											
Civic, social, and fraternal organizations headquarters/facility	-	-	-	-	P	P	P	-	P	S	6830
Mining and extraction establishments:											
Metals (iron, copper, etc.)	-	-	-	-	-	-	-	-	-	-	8200
Nonmetallic mining	-	-	-	-	-	-	-	-	-	-	8400
Quarrying and stone cutting establishments	-	-	-	-	-	-	S	-	-	-	8500
Agriculture, forestry, fishing and hunting:											
Commercial crop production	P	P	P	P	P	P	P	P	-	-	9100
Commercial greenhouse,	-	-	-	-	P	P	P	S	P	-	9140



nursery, and floriculture												
Farm and farm labor management services	-	-	-	-	S	P	P	-	P	-	9210	
Slaughterhouse	-	-	-	-	-	S	S	-	-	-		
Stockyard/dairies	-	-	-	-	-	-	-	-	-	-		
Cattle feedlot establishment	-	-	-	-	-	-	-	-	-	-	9312	
Hog and pig farm	-	-	-	-	-	-	-	-	-	-	9330	

**SECTION 3.** That Post Falls Municipal Code Section 18.20.040 is repealed, and a new Section 18.20.040 is enacted to read as follows:

**18.20.040: OFFICIAL BULK AND PLACEMENT REGULATIONS TABLE:**

District	Maximum Height (Ft.)	Minimum Yard Requirements				Minimum Lot Width (Ft.)	Maximum Lot Coverage (%)	Minimum Lot /Area Dwelling Unit (Sq. Ft.)
		Front (Ft.)	Rear (Ft.)	Interior Side (Ft.)	Street Side (Ft.)			
R1S	35	30	15	15	30	135	25	1 acre
R1 (SF)	35	15	10	5	15	60	40	6,500
R2 (SF)	35	15	10	5	15	30	70	3,000
R2 (DPX)	35	15	10	5	15	50	50	3,600
R2 (TH)	35	15	20	0-5	15	25	70	2,400
R3 (DPX)	35	15	10	5	15	50	50	3,600
R3 (other MF)	45	15	10	10	15	50	50	2,400
R3 (TH)	35	15	20	0-5	15	18	70	2,000
RMHP	1 story	10	7.5	10	10	50	50	4,500
CCS	45	0	0	0	0	n/a	80	n/a
LC	35	0	n/a	0	n/a	n/a	30	n/a
I	50	15	10	0	15	n/a	50	n/a
HI	50	IBC	IBC	IBC	IBC	n/a	65	n/a

**SECTION 4.** *That Post Falls Municipal Code Subsection 18.20.080.B.1 is amended to read as follows:*

**18.20.080: PLANNED UNIT DEVELOPMENT (PUD):**

B. Scope: All PUDs must comply with the following scope requirements:

1. Maximum Residential Density: The maximum allowable residential density in a PUD is based on the overall gross land area (including the required open space areas). The PUD generally may not exceed the overall residential density allowed in the underlying zoning districts ("base density"). However, the PUD may exceed the base density by up to ten percent (10%) if the PUD provides an additional five percent (5%) of the gross land area as open space meeting the requirements of this section. Base densities are established using the values contained in Official Bulk and Placement Table in Section 18.20.040.

**SECTION 5.** *That Post Falls Municipal Code Section 18.24.020 is amended to add a new subsection P to read as follows:*

**18.24.020: GENERAL STANDARDS:**

P. Swimming Pools: All in-ground swimming pools and above-ground pools with a depth greater than 48 inches or larger than 200 square feet must comply with the following requirements:

1. Pools at single-family residences must be located in a side or rear yard.
2. Pools, filter systems, and all other associated equipment must be located at least five feet (5') from any property line.
3. Pools must be located at least six feet (6') from the main building on the site.

**SECTION 6.** *That Post Falls Municipal Code Subsection 18.24.030 A.2. is amended to read as follows:*

2. Accessory Dwelling Units: Accessory dwelling units may be permitted as secondary dwellings to single-family homes subject to the following restrictions:
  - a. Only one accessory dwelling unit ~~per~~ is allowed on a lot.
  - b. One of the residences ~~shall~~ must be owner occupied.
  - c. One additional off-street parking space must be provided.
  - d. Building materials ~~will~~ must be consistent with the primary residence.
  - e. No more than one entrance ~~shall~~ may be visible from the street.

- f. The accessory dwelling unit ~~will~~ cannot have a separate drive approach.
- g. The accessory dwelling unit ~~shall~~ (attached or detached) can be no larger than ~~forty percent (40%)~~ fifty percent (50%) of the living area of the primary residence, ~~or~~ and no more than one thousand (1,000) square feet, ~~whichever is greater.~~
- h. An accessory dwelling unit ~~shall~~ must have electricity, kitchen facilities, and sanitary facilities.
- i. The applicant ~~shall~~ must include a detailed site plan, drawn to scale, including the proposed accessory living unit, setback lines, ingress/egress routes.
- j. An existing accessory building that is proposed to be converted to an accessory living unit ~~shall~~ must meet the requirements of the adopted building department codes.

**SECTION 7.** *That Post Falls Municipal Code Subsection 18.24.030 D. is amended to read as follows:*

D. Multi-Family Performance Standards: Multi-family development (3 units or greater on a single lot) shall utilize the site plan review process, section [18.20.130](#) of this title, and shall conform to the following standards:

1. Equipment Screening:

a. Roof-mounted mechanical equipment such as air conditioning, elevator overruns, heating or ventilating units/ducting must be screened from a horizontal line of sight. Such screening must be architecturally consistent with the building and an integral part of the roof design so as not to appear as an architectural "afterthought." For flat roofs, an architecturally consistent screen enclosure behind a parapet wall may be used if it is made to appear as an integral part of the building.

b. The ground-mounting of mechanical equipment must be inset into the building facades and/or screened with landscaping or low walls.

2. All outside storage areas and solid waste storage areas must meet the requirements of Municipal Code Section 18.24.040 of this title. Adequate access must be provided for collection of solid waste. The zoning administrator may approve alternative methods of reducing the visual impact in lieu of screening if the proposed screening is at least as effective at screening the storage areas from view as the requirements of this section.

3. When buildings are adjacent to a public street, the building entrances must be oriented to face the public street. The zoning administrator may grant deviations when the implementation of this

criteria is practically implausible, the proposed deviation creates a better design for the community, or there has been a general attempt to meet this criterion.

4. Private streets along perimeter property lines must include a minimum 10-foot wide landscape buffer to provide an attractive landscape feature as well as privacy between developments. This dimension may be reduced to six feet on sites less than two acres if the abutting use is single family, duplex, or twin home residential developments.

5. Multi-family development with structures above 35 feet along the exterior of a development site adjacent to an R1, R1S, R2 and SC3 zoning district or within the RM zoning district and adjacent to a duplex, twin-home, or single family development lot; must either provide a buffer yard meeting the requirements for a Category B buffer under Section 18.24.080 (Table B) of this title or provide an additional one (1) foot of setback for each foot of additional height over 35 feet.

6. Lighting must be provided to illuminate all parking lots and walking paths or sidewalks on the site. Lighting must be installed in a manner that prevents light crossing property lines or creating glare for adjacent properties. Free standing light poles cannot exceed twenty (20) feet in height.

7. At least 150 square feet of common open space must be provided for each one (1) bedroom unit and 300 square feet for each two (2) bedroom plus unit. The open space must meet the following criteria:

a. For sites greater than two acres, the majority of required open space must be consolidated into a primary open space area.

b. Stormwater management areas and utility easements are generally excluded from the calculation of open space areas unless the primary use and design of the area is for recreational purposes and the use of the area for stormwater management or utilities does not impair the use of the area for its designed recreational use.

c. Required buffer yards are not counted towards the required percentage of open space.

d. The required open space must contain at least two of the following amenities that are accessible for use by the residents and should be centrally located:

i. Play structure;

ii. Community garden;

iii. Picnic tables and BBQ areas. Providing a gazebo or other permanently affixed shade structures nearby counts as two (2) amenities;

iv. Swimming pool;

- v. Indoor recreation facility;
- vi. Sports courts (e.g., tennis, basketball, volleyball);
- vii. Internal courtyards;
- viii. Connected internal trail/sidewalk system- (when possible, connect to nearby parks, trails, or other public amenities-);
- ix. Natural open space area with benches/viewing areas and/or trails;
- x. Other active or passive recreation areas as approved by the Community Development Director that meets the intent of this requirement-;

e. Density Bonus - For each additional amenity provided beyond the two (2) required amenities, a 10% density increase, in excess of the maximum allowed density, is available up to a maximum of three (3) bonuses.

8. The required open space may be reduced by up to 30% if the project provides indoor recreation areas fitted with game equipment, work-out equipment, sport court facilities, swimming pools, plant greenhouses, wood shop, or other designated project or game equipment. The indoor facility must meet the following criteria:

- a. The minimum area of any single space must be at least 350 square feet, with no dimension being less than 17 feet.
- b. Interior common space must be at least 10 feet in floor to ceiling height; glazed window and skylight areas must be provided in the proportion of 1 square foot of window/skylight for each 4 square feet of the floor area of the common space.
- c. The space must be accessible from a common lobby, courtyard or exterior common open space.
- d. Office/managerial areas are excluded from the calculation.

**9. Bike Rack(s) shall be provided and be permanently affixed and capable of accommodating at least one (1) bike per unit and placed in a manner as to not interfere or obstruct pedestrian traffic.**

**10. The open space required by subsection D.7. may be reduced by 50% for rear loaded townhouse style projects that provide 12 units or less on a single parcel if each unit is provided a patio or balcony of at least eighty (80) square feet and a minimum depth of six feet (6').**

**SECTION 8.** *That Post Falls Municipal Code Subsection 18.24.040, is amended to read as follows:*

**18.24.040: COMMERCIAL AND INDUSTRIAL PERFORMANCE STANDARDS:**

The following standards apply to commercial, Technology Mixed and industrial districts. Development in the commercial and industrial districts requires site plan review in accordance with section [18.20.130](#) of this title.

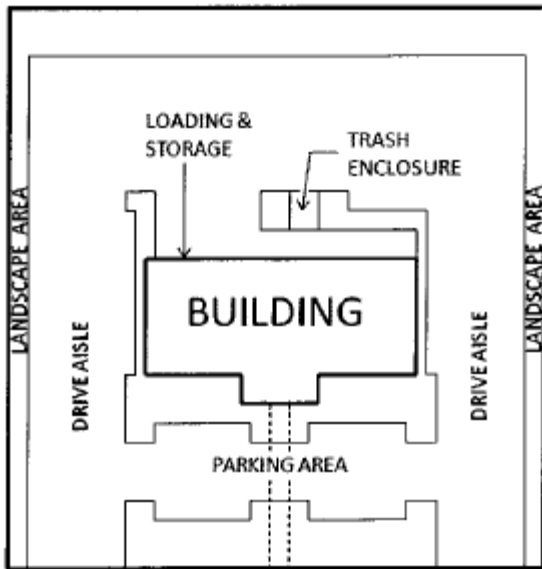
A. Equipment Screening:

1. Roof-mounted mechanical equipment such as air conditioning, elevator overruns, heating or ventilating units/ducting must be screened from a horizontal line of sight. Such screening must be architecturally consistent with the building and an integral part of the roof design. For flat roofs, an architecturally consistent screen enclosure behind a parapet wall may be used if it is made to appear as an integral part of the building.
2. The ground-mounting of mechanical equipment must be inset into the building facades and/or screened with landscaping or low walls.

B. Bicycle Parking: Bike Rack(s) shall be provided and be permanently affixed and placed in such a manner as to not interfere or obstruct pedestrian traffic. Commercial sites shall accommodate at least one (1) bike per 5 parking stalls. Industrial sites shall accommodate at least one (1) bike per 10 parking stalls. At minimum two (2) bikes shall be accommodated for within a commercial or industrial development site.

AC. Solid Waste Screening: All solid waste storage areas shall be enclosed on at least three (3) sides by a sight obscuring wall or fence six feet (6') in height or shall be stored within an enclosed building or structure. Adequate access shall be provided for collection.

BD. Outside Storage And Screening: Outside storage areas, service and loading areas must be screened from public view by sight obscuring fences, walls, berms, structures, or a combination of these, as approved by the Zoning Administrator. Screening by vegetative plantings in combination with street screens may also be acceptable, as approved by the Zoning Administrator. The Zoning Administrator may approve alternative methods of reducing the visual impact in lieu of screening, or waive the requirements if visual impact is not an issue. Please reference the following diagram:



CE. Parking Lot Lighting: Lighting shall be provided for all parking lots for commercial and industrial sites. Lighting shall be installed in a manner that prevents glare on adjoining lands.

CF. Landscaping: Landscaping shall be provided in accordance with section [18.24.080](#) of this chapter.

CG. Limited Commercial (LC); Special Development Standards: Within the Limited Commercial Zone building coverage on a single lot or parcel is limited to ten thousand (10,000) square feet or thirty percent (30%) of the lot whichever is less. No outside storage or display of goods is permitted in the LC Zone. A minimum of thirty percent (30%) of the lot area of any development in the LC Zone shall be landscaped. All parking areas shall be screened from adjacent residential uses or zones.

CH. Animal Clinics, Hospitals, Veterinary Facilities, And Kennels: Shall be located at least three hundred feet (300') from any residence including motels and hotels, except for an owner's residence. The Zoning Administrator may modify these requirements if the animals are completely housed in soundproof structures that completely screen them from view of the abutting residential property; and will comply with all State and local regulations relative to such an operation, and maintain adequate housekeeping practices designed to prevent the creation of a nuisance and to reduce to a minimum the factors of noise and odor.

CI. Automotive Impound Yards: Outdoor surface storage of automobiles shall comply with Code provisions for a paved surface, storm drainage treatment, and visual screening/landscape buffering from public rights-of-way and adjacent properties.

CJ. Seasonal Outdoor Markets: "Seasonal outdoor markets" are defined as seasonally operated outdoor markets located on publicly or privately owned property, where single or multiple

vendors or merchants locate on a common site to sell their products to the general public for more than thirty (30) days but less than one hundred eighty (180) days annually. Outdoor markets wanting to operate less than thirty (30) days annually may be permitted under section [18.20.120](#) of this title. Outdoor markets wanting to operate more than one hundred eighty (180) days annually are required to meet the same performance standards as all other commercial retail businesses. Vendors allowed in seasonal outdoor markets may include farmers, crafters, fresh food merchants, vendors (trinkets, flea market vendors), and prepared food vendors. The following are performance standards for seasonal outdoor markets:

1. Location is limited to nonresidential zones in compliance with all underlying height, area, setback and density requirements. Approval is subject to site plan review in accordance with this Code.
2. Must possess permit for food service if required by Panhandle Health District.
3. Must provide adequate all weather parking spaces to meet traffic generated by the outdoor market.
4. Public restrooms adequate to meet needs of the public must be provided.
5. Solid waste collection and disposal must be provided; the method and location will be reviewed at site plan review.
6. Electrical power to the site and/or vendor stalls must be permitted by the State of Idaho Labor and Industrial Services, Electrical Division, and comply with applicable Code requirements.
7. No overnight use of the outdoor market area, between the hours of ten o'clock (10:00) P.M. and seven o'clock (7:00) A.M., may be allowed.
8. The site shall be maintained in a dust free, litter free condition with weeds controlled to prevent spread to adjoining lands and to avoid risk of fire.
9. Signage shall comply with the regulations contained in this title. Signage is discussed in chapter 18.36 of this title.
10. All temporary structures must be removed at the end of the season, and the site left clean and free of debris. (Ord. 1340, 2018)

J. Mini-storage warehouse/self-storage uses are not permitted within lots or parcels that have frontage on Hwy 41, Seltice Way, Mullan Avenue, and Prairie Avenue.

**SECTION 9.** *That Post Falls Municipal Code Subsection 18.24.070, is amended to read as follows:*

**18.24.070: PARKING:**

The following standards are applicable to and required for off street parking for newly established or substantially modified land uses subject to this Code. Parking provisions shall not apply to any existing building or structure, or use, unless there is a change of use or expansion requiring additional parking. Whenever a building or structure existing prior to the adoption of this Code, is enlarged in floor area, such addition shall comply with current parking requirements and site improvements, without diminishing the usefulness of existing site improvements. Parking requirements and configuration must be reviewed and approved in the site plan review



process. The following are general requirements that shall apply to off street parking in all zoning districts:

A. **Uses Not Listed:** Where a proposed use is not listed in this section the Zoning Administrator will determine parking needs based on the information provided by the applicant or staff. Appeal of the Zoning Administrator's determination may be applied for in accordance with provisions of this title.

B. **Lighting:** Lighting used to illuminate a parking lot shall be arranged to direct light and glare away from adjoining property or public rights-of-way.

C. **Paving:** The required number of parking and loading spaces as set forth in this section, together with driveways, aisles and other circulation areas, shall be surfaced with asphalt or concrete.

D. **Drainage:** All parking and loading areas shall provide for proper drainage of surface water to approved drainage areas or structures. Surface drainage shall be retained on site to the extent that site runoff shall not exceed runoff from the site in its undeveloped condition.

E. **Striping:** Parking lots shall be permanently striped to delineate parking spaces and circulation patterns in accordance with the adopted Building Code and related standards.

F. **Accessible Parking Standards:** Accessible parking must be provided in accordance with ICC/ANSI accessibility standards.

G. **Residential Off Street Parking Requirements:**

Type Of Residence	Parking Spaces
Single-family or two-family dwelling	2 for each unit (spaces within garages/carports are calculated in the overall requirement)
Multi-family (3 units or greater):	
	1 bedroom unit
	1.5 for each dwelling unit
	2 or more bedroom units
	2.0 for each dwelling unit
Senior housing (55 years and older) (includes senior mobile home parks)	1 for each dwelling unit
Mobile home park	2 for each unit

H. **Commercial, Office, Technology And Industrial Parking Requirements:** Parking for nonresidential land uses must comply with the following standards in addition to other parking requirements:

1. **Joint Use Parking:** Separate nonresidential uses may jointly provide and use parking spaces in a complementary manner, provided that a written agreement between joint users, approved by the Zoning Administrator, must be completed.

2. **Off Street Parking Location:** Off street parking shall be located on the premises it is intended to serve or within one hundred fifty feet (150') thereof. Parking spaces for all detached residential uses shall be located on the same lot as the use which they are intended to serve.

3. **Multi-Tenant User Parking Space Requirements:** Off street parking shall be calculated for each individual use requirement. The Zoning Administrator may reduce the total number of spaces required, taking into consideration tenant composition and complementary uses. In no case should the number of spaces be less than four (4) per one thousand (1,000) square feet. A

change of use may require a reevaluation of parking requirements. A proposed subsequent use may be denied if sufficient parking is not provided.

4. Maintenance Of Parking Areas: The owner shall maintain all parking areas. Maintenance shall include landscaping, removal of trash and weeds, and repair of signs, light standards, fences, walls, maintenance of drainage, surfacing materials, curbs, snow removal and striping.

5. Access: Any commercial, industrial, technology or institutional parking area shall be designed in such a manner that any vehicle leaving or entering the parking area from or onto a public or private street shall be traveling in a forward motion. Access driveways for parking areas or loading spaces shall be located in such a way that any vehicle entering or leaving such area shall be clearly visible to a pedestrian or motorist approaching the access or driveway from a public or private street.

I. Seasonal Parking in the Community Commercial Services Zone: Privately owned parcels of at least four (4) acres may be used to provide seasonal parking for recreational activities without complying with the parking standards contained in this Section if the property owner complies with the following requirements:

1. The parking area must be open to the public without charge.
2. The parking area may only be open from April 1 through October 31 annually.
3. The parking area must be located at least ten (10) feet from all property lines.
4. Public restrooms and solid waste collection and disposal must be provided.
5. The parking area must be closed between the hours of ten (10) p.m. and seven (7) a.m.,
6. The site must be maintained in good condition and repair, free from garbage, paper, litter, tall grasses or weeds, and other debris to prevent the parking area from becoming unsightly or becoming a fire hazard.

IJ. Parking Requirements: Except for the uses expressly listed below all commercial uses shall provide one space for each two hundred fifty (250) square feet of gross floor area. For any commercial use an absolute minimum of two (2) spaces shall be required.

Type Of Use	Parking Spaces
Commercial, office, and industrial parking:	
	Auction business
	1 space for every 100 square feet of the structure
	Auction business, permanent outdoor location
	10 parking spaces per acre, minimum of 20 spaces
	Hotels/motels
	1 per each sleeping room, plus 1 space for each 2 employees
	Medical/dental offices
	1 for every 200 square feet floor area
	Ministorage
	3 spaces, plus 1 space for each 75 units
	Offices
	1 per 200 square feet floor area
	Restaurants/taverns/bars
	1 space per 100 square feet of floor area, or 1 space for every 2 seats, whichever is greater (includes any outdoor seating)

Industrial/manufacturing parking requirements:		1 space per 450 gross square feet
Storage/warehouse areas in industrial buildings:		
	Up to 20,000 square feet	1 space per 2,000 square feet of floor area
	Over 20,000 square feet	1 space per 3,000 square feet floor area
Institutional:		
Churches or assembly areas (to include funeral homes)		1 for each 5 seats
Hospital		1 for each bed; 1 for each on duty staff employee on the busiest shift
Schools:		
	High school	1 for each 4 students and 1 for each employee
	Middle school	1 for each 25 students and 1 for each employee
	Elementary school	1 for each 40 students and 1 for each employee
	Childcare/nursery schools	2 for each classroom, not less than 6 total

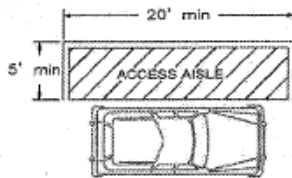
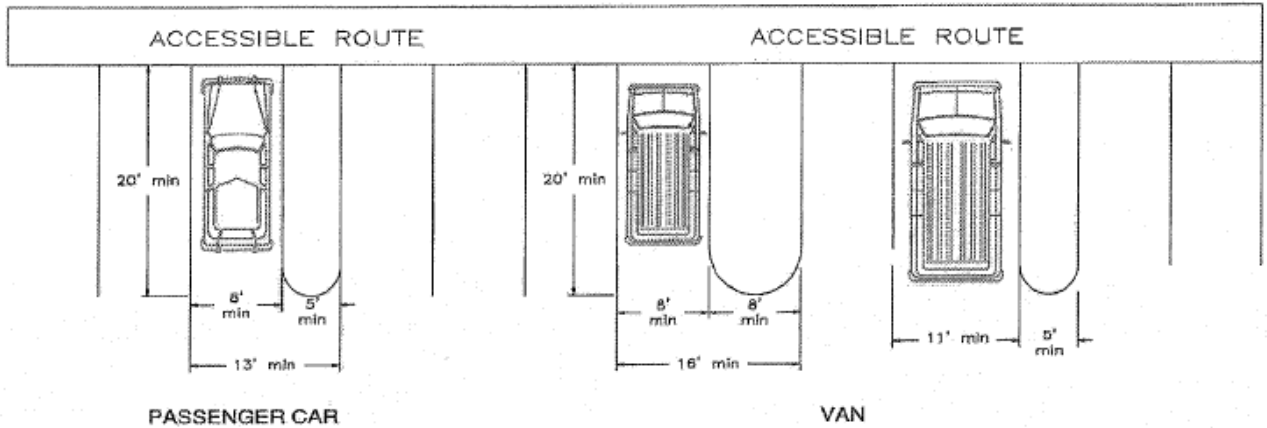
**JK.** Parking Spaces: The following standards apply to development of parking lots:

1. Accessible Parking:

- a. Parking: Parking requirements must be provided in accordance with ICC/ANSI standards and chapter 11 of the International Building Code, regarding number of spaces.
- b. Maximum Slope: Parking spaces and access aisles shall have a maximum slope of two percent (2%) in all directions.
- c. Parked Vehicle Overhangs: Parked vehicle overhangs shall not reduce the clear width of an accessible route to less than four feet (4').

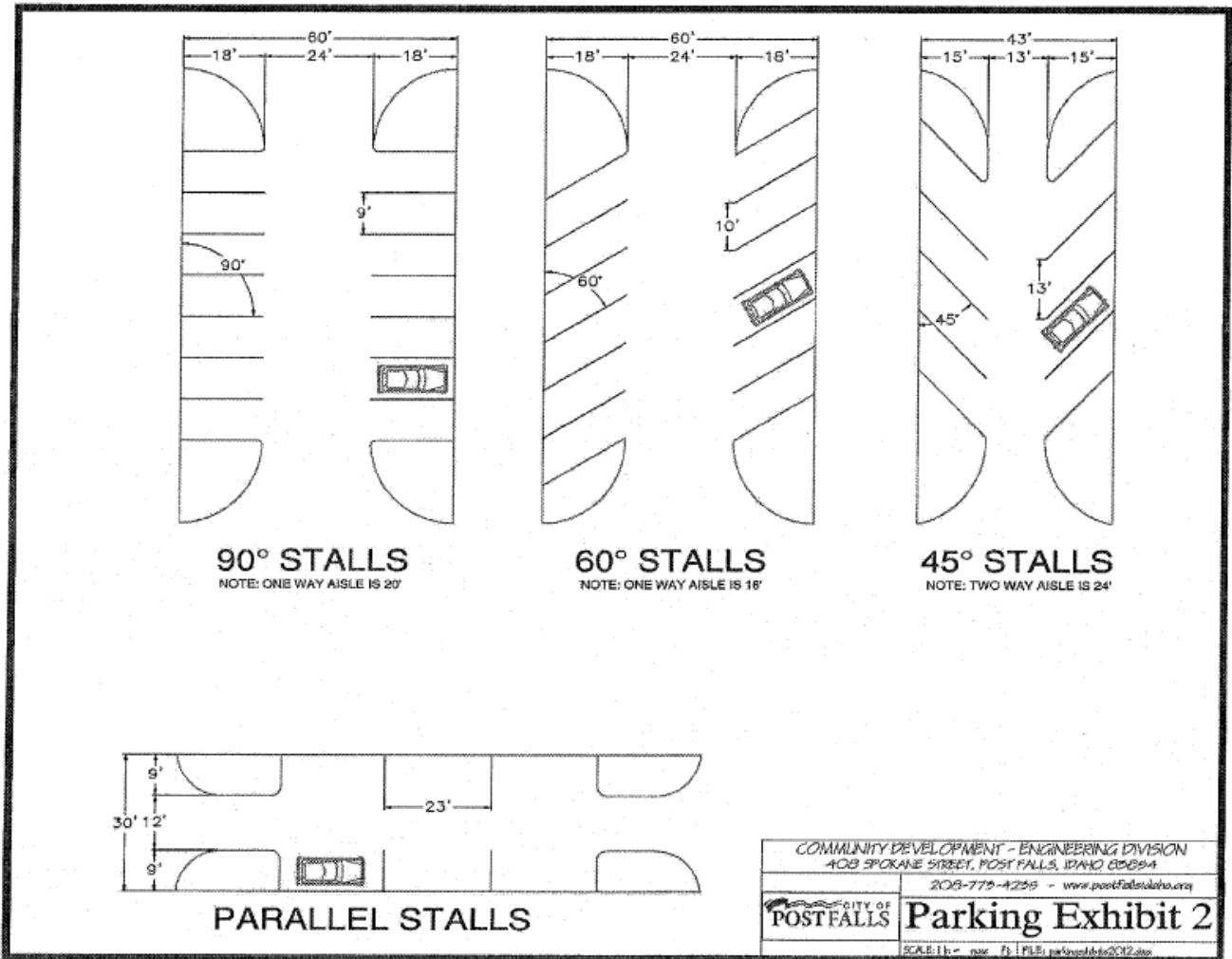
2. Parking Dimensions And Maneuvering Aisles: Parking space and maneuvering aisles shall comply with the following minimum standards. See parking diagrams of this section.

# ACCESSIBLE PARKING DIAGRAMS



ACCESS AISLE AT PASSENGER LOADING ZONE

COMMUNITY DEVELOPMENT - ENGINEERING DIVISION 108 SPokane STREET, POST FALLS, IDAHO 83854	
208-773-4255 - www.postfallsidaho.org	
 CITY OF <b>POST FALLS</b>	<b>Parking Exhibit 1</b>
SOLB:16 - rev. 7/6   FILE: parkinglot3012.doc	



**SECTION 10.** That Post Falls Municipal Code Subsection 18.24.080, Subsection B is amended to read as follows:

B. Landscape Plan: A landscape plan is required for the entire site including adjacent rights of way. The landscape plan shall be submitted as part of the site plan review process within section 18.20.130 of this title. ~~An Idaho licensed landscape architect shall complete the landscape plan.~~ The plan shall show the following elements:

1. Boundaries and dimensions of the site.
2. Location of existing and proposed streets, curbs, utility lines, sidewalks.
3. Location of buildings and structures, parking lots, driveways, loading areas, outdoor mechanical equipment, signs, refuse enclosures, overhead utilities, water meter location, grassy swales, parking lot lighting, and any plants or trees that are to remain on site.
4. The location and design of landscape areas to be landscaped, and plant list to include the location, number, size and type of plant material by botanical and common name.
5. North arrow and scale.

6. Proposed irrigation system. All landscaped areas, including adjacent rights of way shall be provided with an underground irrigation system.
7. Planting details (using Post Falls detail for trees).
8. Name, address and phone number of the person preparing the plan.
9. Landscaping calculations in compliance with subsections C5 and D of this section.

The zoning administrator shall review the submitted landscape plans for compliance with this title and may approve, approve with modifications, or disapprove the plans. Decisions of the zoning administrator shall be in writing, and if disapproved, shall set forth necessary steps to obtain approval. Appeal of the zoning administrator's decision shall follow the appeals procedures listed in the appeals section of this title.

No building permits ~~or certificate of occupancy (CO) shall~~ will be issued until a landscape plan is reviewed and approved, ~~Improvements must be installed per in accordance with the approved landscape plan, and a form (provided by the community development division) is signed off with an official stamp of a landscape architect certifying the improvements were installed per the approved landscape plan. before the City will issue a certificate of occupancy (CO). Any modifications to the landscape plan must be approved by the zoning administrator prior to installation.~~ Improvements must be installed per in accordance with the approved landscape plan, and a form (provided by the community development division) is signed off with an official stamp of a landscape architect certifying the improvements were installed per the approved landscape plan. before the City will issue a certificate of occupancy (CO). Any modifications to the landscape plan must be approved by the zoning administrator prior to installation. A suitable guarantee may be provided if installation is not possible or advisable due to seasonal constraints.

**SECTION 11.** *That Post Falls Municipal Code Subsection 18.24.080 is amended to read as follows:*

**18.24.080: LANDSCAPING:**

The objectives of this section are to establish landscaping requirements that improve the appearance of development within the City and to protect and preserve the appearance, character, and value of the surrounding neighborhoods. Minimum standards and requirements are intended to assure attractive landscapes throughout the City and to promote safety, provide screens, and/or buffers between incompatible land uses, to safeguard privacy, and to promote the general welfare of the community. It is not meant to inhibit imaginative landscape design. When equal or superior landscaping solutions are presented, the Zoning Administrator has the authority to approve alternatives that meet the intent of this chapter.

**A. Definitions:**

**BERM:** An earthen mound designed to provide visual interest, screen undesirable views, provide separation between uses, and/or decrease noise.

**BUFFER:** A combination of physical space and vertical elements, such as plants, berms, fences, or walls. The purpose of a buffer is to separate incompatible land uses from each other.

**DECIDUOUS:** A plant with foliage that is shed annually.

**EVERGREEN:** A plant with foliage that persists and remains green year round.

**LANDSCAPING:** Providing an aesthetically pleasing space using ground cover, shrubs, trees, building materials, or a combination thereof.

**ORNAMENTAL TREE:** A tree planted primarily for its ornamental value (flower, color, texture), or for screening purposes; tends to be smaller at maturity than a shade tree.

**PARKING AREA:** Areas designated for vehicle parking purposes including surfaces designed as parking stalls, loading areas, drives within the property line, and maneuvering areas.

**SCREEN:** Method of reducing the impact of noise and unsightly visual intrusions with less offensive elements, such as plants, berms, fences, walls, or any appropriate combination thereof. Screens are commonly used to reduce the visual impact of trash enclosures, utility structures, or any unsightly elements. Screens may also reduce the visual impact of traffic, parking lots, and incompatible land uses.

**SHADE TREE:** Usually a deciduous tree planted primarily for its high crown of foliage or overhead canopy.

**SHRUB:** A woody plant, smaller than a tree, consisting of several small stems from the ground or small branches near the ground; may be deciduous or evergreen.

**TREE:** A large, woody plant having one or several self- supporting stems or trunks and numerous branches. May be classified as deciduous or evergreen.

**B. Landscape Plan:** A landscape plan is required for the entire site including adjacent rights of way. The landscape plan shall be submitted as part of the site plan review process within section 18.20.130 of this title. An Idaho licensed landscape architect shall complete the landscape plan. The plan shall show the following elements:

1. Boundaries and dimensions of the site.
2. Location of existing and proposed streets, curbs, utility lines, sidewalks.
3. Location of buildings and structures, parking lots, driveways, loading areas, outdoor mechanical equipment, signs, refuse enclosures, overhead utilities, water meter location, grassy swales, parking lot lighting, and any plants or trees that are to remain on site.
4. The location and design of landscape areas to be landscaped, and plant list to include the location, number, size and type of plant material by botanical and common name.
5. North arrow and scale.
6. Proposed irrigation system. All landscaped areas, including adjacent rights of way shall be provided with an underground irrigation system.
7. Planting details (using Post Falls detail for trees).
8. Name, address and phone number of the person preparing the plan.
9. Landscaping calculations in compliance with subsections C5 and D of this section.

The zoning administrator shall review the submitted landscape plans for compliance with this title and may approve, approve with modifications, or disapprove the plans. Decisions of the zoning administrator shall be in writing, and if disapproved, shall set forth necessary steps to

obtain approval. Appeal of the zoning administrator's decision shall follow the appeals procedures listed in the appeals section of this title.

No building permits or certificate of occupancy (CO) shall be issued until a landscape plan is reviewed and approved, improvements installed per the approved landscape plan, and a form (provided by the community development division) is signed off with an official stamp of a landscape architect certifying the improvements were installed per the approved landscape plan. A suitable guarantee may be provided if installation is not possible or advisable due to seasonal constraints.

C. SCREENING AND BUFFERING WHEN LOTS ABUT A RESIDENTIAL USE

Transitional landscape buffers shall be provided when the development of a noncompatible site abut noncompatible uses. Buffers shall be used to reduce the impact of the development by creating a horizontal and vertical separation with plants, earth berms, fences, walls, or a combination of such elements. To determine buffer requirements, refer to the following tables:

TABLE A  
MINIMUM BUFFER YARD REQUIREMENTS  
BETWEEN ADJACENT USES

<u>Use</u>	<u>Residential</u>	<u>Multi-family</u>	<u>Commercial</u>	<u>Industrial</u>
<u>Residential</u>	<u>n/a</u>	<u>A</u>	<u>B</u>	<u>C</u>
<u>Multi-family</u>	<u>A</u>	<u>n/a</u>	<u>n/a</u>	<u>C</u>
<u>Commercial</u>	<u>B</u>	<u>n/a</u>	<u>n/a</u>	<u>A</u>
<u>Industrial</u>	<u>C</u>	<u>C</u>	<u>A</u>	<u>n/a</u>

1. Exemptions. The following uses shall be exempt from the requirements of this section:

Single-family, two-family, and three family dwellings shall be exempt from applying the buffer stated within this section.

TABLE B  
MINIMUM BUFFER YARD STANDARDS

	<u>A</u>	<u>B</u>	<u>C</u>
<u>Width</u>	<u>10'</u>	<u>15'</u>	<u>25'</u>
<u>Structure required (fence, wall, or berm [FWB])</u>	<u>n/a</u>	<u>FWB</u>	<u>FWB</u>
<u>Plants per 100 linear feet of buffer:</u>			
- <u>Deciduous trees (6 foot minimum height)</u>	<u>4</u>	<u>5</u>	<u>6</u>
- <u>Evergreen trees (6 foot minimum height)</u>	<u>4</u>	<u>5</u>	<u>6</u>
- <u>Shrubs (minimum 5 gallons)</u>	<u>10</u>	<u>15</u>	<u>25</u>



A berm may be used in conjunction with a fence or wall. The berm may be no more than fifty percent (50%) of the total minimum height of six feet (6') (berm and fence or wall combined).

€D. General Requirements:

1. All of the lot area that is not covered by building, parking, or driveways shall be landscaped to enhance visual appeal, protect property values, and integrate buildings with the site. All of the landscaping types (parking lot, right-of-way, buffer, and screening) may be incorporated into the landscape plan. Parts of larger parcels that have area reserved for future development shall be maintained with a suitable landscape cover approved by the Zoning Administrator. This reserve area shall be kept maintained and free of noxious weeds.
2. Snow removal and storage shall be accommodated when developing a landscape plan to minimize damage to plants and to complement the stormwater management design.
3. Public trees shall be selected and installed within the street right-of-way in accordance with the Post Falls "Tree Standards Manual".
4. All trash receptacles, exposed machinery or mechanical equipment and other negative visual impacts shall be screened from the public right-of-way and from residential uses or zones. To be effective, screens shall consist of one or more of the following elements:
  - a. Sight obscuring fences or walls.
  - b. Berms, used in conjunction with landscaping (shall be minimum 75 percent evergreen plant material).
  - c. Landscaping (75 percent minimum evergreen plant material) that will achieve a height of six feet (6') and totally obscure visibility within three (3) years.
  - d. A combination of fences or walls, and landscaping.
- ~~5. Where commercial, residential, technology or industrial development abuts a noncompatible use, a buffer shall be incorporated into the landscape design. Buffers shall be used to reduce the impact of development by creating a horizontal and vertical separation with plants, earth berms, fences, walls, or a combination of such elements. To determine buffer requirements refer to the following charts:~~

~~TABLE A  
MINIMUM BUFFER YARD REQUIREMENTS  
BETWEEN ADJACENT USES~~

Use	Residential	Commercial	Industrial
n/a	B	C	
B	n/a	A	
C	A	n/a	

~~TABLE B~~

MINIMUM BUFFER YARD STANDARDS

		A	B	C
Width		10'	15'	25'
Structure required (fence, wall, or berm [FWB])		n/a	FWB	FWB
Plants per 100 linear feet of buffer:		-	-	-
-	Deciduous trees (6 foot minimum height)	4	5	6
-	Evergreen trees (6 foot minimum height)	4	5	6
-	Shrubs (minimum 5 gallons)	10	15	25

A berm may be used in conjunction with a fence or wall. The berm may be no more than fifty percent (50%) of the total minimum height of six feet (6') (berm and fence or wall combined).

- 65. Where a literal application is impractical, due to the location of utilities or other physical constraints, the zoning administrator shall have the discretion to grant deviations from strict implementation of this chapter's landscaping requirements provided that the spirit of the code is retained to the greatest extent possible.
- 76. Landscaping shall be installed prior to occupancy. The zoning administrator may authorize a delay in the completion of planting due to seasonal conditions. Should such a delay be approved, suitable surety equal to one hundred fifty percent (150%) of the estimated cost of the delayed improvements shall be provided by the owner/developer. No final certificate of occupancy will be issued until the required landscaping improvements are complete or guaranteed.

DE. Parking Lot Landscaping: Landscaping shall be required for all common or shared parking lots located in any zone, whether developed as part of a building project, as an addition to an existing parking lot, or as a stand alone lot.

- 1. The amount of parking lot landscaping required shall be sufficient to provide coverage that achieves a minimum of thirty percent (30%) shading of the parking area within fifteen (15) years of construction. Refer to the following table to approximate thirty percent (30%) shade coverage.

TABLE C  
MINIMUM NUMBER OF TREES PER PARKING AREA

		Class I (Small)	Class II (Medium)	Class III (Large)
Interior placement		1 per 1,000 sq. ft.	1 per 2,000 sq. ft.	1 per 3,000 sq. ft.
or				
Perimeter placement		2 per 1,000 sq. ft.	2 per 2,000 sq. ft.	2 per 3,000 sq. ft.
or				

Equivalent combination of interior and perimeter trees

- a. Exceptions to the thirty percent (30%) shading requirement include:
  - (1) Parking structures.
  - (2) Truck maneuvering and loading areas in front of overhead doors.
  - (3) Automobile dealerships, lumberyards, and similar facilities used for display sales, service, and vehicle storage. (Parking areas for these uses are still subject to shading requirements.)
  - (4) Parking areas shaded by structures such as covered stalls, garages, and adjacent buildings.
2. At least one-half ( $1/2$ ) of the required parking lot landscaping shall be installed within the interior of any parking lot serving more than forty (40) vehicles. The intent is to provide shade within the lot and to break up the expanse of paving with islands of landscaping. The balance of parking lot landscaping may be installed as perimeter landscaping. Trees shall be dispersed throughout the interior and perimeter of a parking lot to maximize the ability to meet the thirty percent (30%) shade requirement.
3. Landscaped islands or projections within a parking lot shall be a minimum of eight feet (8') wide, and contain a minimum of one hundred fifty (150) square feet. Islands or projections shall be designed so that any trees planted are protected from damage by vehicles.
4. The landscaped area between a parking lot (including driveways) and exterior property line shall be a minimum of four feet (4') in width, unless otherwise permitted per section [18.20.150](#) of this title.
5. The landscape area between a parking lot and a residential zone or use shall be a minimum of fifteen feet (15') in width, except where an industrial development is located next to a residential use, then the landscape area is twenty five feet (25') in width. This area shall be landscaped to provide a reduction of visibility at time of planting. The height of the visibility reduction area must be at least six feet (6') from ground level of the parking lot. This shall be accomplished through the use of plants, fences, walls, berms, or a combination of elements approved by the zoning administrator.
6. Trees shall be located to avoid conflicts with signage and lighting within parking lots and along rights of way.
7. It is the intent that parking lot shading is accomplished by installation of trees within the parking lot, immediately adjacent to the outer limits of the parking lot to cast a shadow onto the paved surface, and preferably with shading trees installed along the southern and western extents of the lot.

EF. Xeriscape Landscaping: The purpose of this section is to provide an alternative for developing sites with a method for landscaping that conserves water.

Xeriscaping is applicable to private properties outside the public street rights of way that are either very large and costly to water or desire to conserve water with plant species more appropriate to planting zone 6. Xeriscaping cannot be applied to areas within the landscape plans that are designated to facilitate swales.

The xeriscaping design would be a detailed element within the landscape plan as part of the site plan review process. The following required elements need to be identified within each xeriscaped area of the landscaping plan:

1. Identification: Identify xeriscape areas within the landscape plan and the appropriate plants with a planting plan that reinforces the areas in the appropriate scale.
2. Soil Amendment: In most cases, soil amendment will not be appropriate. If required, coordinate with the city of Post Falls urban forester and provide information on agreed course of the application of soil amendment.
3. Irrigation: Identify the application of efficient irrigation with shutoff rain sensors within the landscape plan.
4. Plant Zones: Different areas receive different amounts of light, wind and moisture. Identify the appropriateness of selection of the plant selection to the planting zone.
5. Mulch: Provide rationale on how mulch will be applied within the landscape plan in order to prevent soil from crusting, minimize evaporation and reduce weed growth.
6. Alternative Turf: Identify the appropriate turf for planting zone 6 and design with the intent to reduce the watering and maintenance requirements.
7. Maintenance: All landscapes require some degree of care during the year. Provide information in regards to the preferred maintenance schedule for the applied xeriscape areas within the landscape plans.

FG. Maintenance Responsibility Of Owner/Developer: The owner/developer is responsible for the installation, irrigation, and maintenance of landscaping within the public rights of way adjacent to the property. The adjoining right of way area shall be considered to be part of the site when the landscape plan is reviewed. The property owner or the property owner's designee shall maintain all landscaping as per approved landscape plan.

1. Street trees shall be selected and installed within the street right of way in accordance with the Post Falls "Tree Standards Manual". Tree selection shall be from the approved street tree list. It is intended that the number of trees required be calculated using the spacing requirements within the Post Falls "Tree Standards Manual". The required number of trees may be clustered or arranged to achieve the best design.
2. Visibility between three feet (3') and ten feet (10') from street level shall be maintained at all street intersections in accordance with Idaho Code and provisions of this code governing same.
3. The sides of a driveway access shall maintain visibility as described above for the area within a triangle on either side of an access, having perpendicular sides of ten feet (10') or as otherwise required by site plan review.
4. Irrigation for all right of way landscaping shall be the responsibility of adjacent property owners.
5. Right of way areas shall be landscaped with a combination of trees, low growing shrubs, ground covers, and/or turf grass. Larger shrubs and hedges shall be placed outside the right of way unless approved by the zoning administrator in order to maintain visibility along rights of way.

GH. Ground Preparation: Proper ground preparation and installation is required for an approved landscape. The following specifications shall be the minimum:

1. Topsoil that is reasonably free of stones shall be placed in all planting beds. Subsoil shall not be used for a planting medium. Planting areas must be filled to the top of all

curbing or edging of a planting bed, allowing for settling of approximately two inches (2") to finish grade of turf or ground cover.

2. Mulch, bark, decorative rock, or other suitable material shall be placed in all planting beds except those to be covered with grass.
3. Grassed slopes requiring mowing shall not exceed a ratio of three to one (3:1). The Zoning Administrator may permit other planted slopes at a ratio of two to one (2:1), or greater, if appropriate measures are provided to hold the soil. Erosion shall be controlled by design to prevent topsoil loss and allow plant growth.
4. Trees planted within the right-of-way shall be sized according to the Post Falls "Tree Standards Manual" and staked appropriately.
5. Trees planted on site, and not used as a buffer, shall be a minimum of one and one-half inch (1<sup>1/2</sup>") caliper for deciduous, and a four foot (4') height for evergreen trees, and staked appropriately.
6. Trees must be located so damage from vehicles is avoided.
7. Soils in planting areas shall have adequate porosity to allow root growth. Soils that have been compacted shall be loosened to increase aeration to a minimum depth of eighteen inches (18") or replaced with imported topsoil.
8. Root barriers shall be used in accordance with the Post Falls "Tree Standards Manual".

III. Landscape Plan Modifications: Under certain site conditions, a strict interpretation of requirements may prove impossible. Changes may be dictated by plant availability or other factors. In such cases, the following procedure should be followed:

1. Approval: Any deviations from the approved landscape plan must receive written approval from the Zoning Administrator prior to construction. Deviations must not reduce the required elements of the landscape plan. The approved plan, including any approved deviations, is the plan used when inspecting the site for completion and compliance.
2. Plant Substitutions: Due to seasonal planting problems and a lack of plant availability, approved landscape plans may require plant substitutions. Substitutions are accepted if there is no reduction in the quality of plant material or no significant change in the size or location of plant material. Substitutions need approval by the Zoning Administrator prior to installation.
3. Request For Exception: The Zoning Administrator may grant exceptions to the landscape requirements, due to unusual physical circumstances. A request for exception shall be in writing and submitted at the time of site plan review, when any of the following conditions exist:
  - a. Topography, soil, vegetation, or other site conditions are such that full compliance would create a hardship.
  - b. Implementation may adversely affect public safety.
4. Justification Statement: A justification statement submitted by the applicant is a key element of the granting of an exception. Within the statement, an applicant must describe which requirements in the ordinance cannot be complied with, which project conditions justify using alternatives, and how the proposed measures equal or exceed strict compliance.

**SECTION 12.** *That Post Falls Municipal Code Subsection 18.36.050 A., is amended to read as follows:*

A. In Residential Zone Designations: In addition to those signs authorized without a sign permit, the following signs shall be allowed in all Residential Zones with an approved sign permit, subject to standards as detailed below, the general provisions and requirements for all signs, and specific standards for each sign type as detailed in this chapter:

1. For all nonresidential uses, excluding home occupations:
  - a. Building Signs: Building signs, subject to the following limitations:
    - (1) Wall, blade, window, awning, canopy or marquee signs, are permitted, subject to standards applicable to the specific sign type, provided total building signage does not exceed ten percent (10%) of the area of the front building facade.
    - (2) Roof signs shall be prohibited.
  - b. Freestanding Monument Or Ground Signs: Freestanding monument or ground signs, subject to the following limitations: One such sign per street frontage with an approved approach may be permitted, subject to the following restrictions:
    - (1) The gross area for each such authorized monument or ground sign shall not exceed thirty two (32) square feet;
    - (2) The area of structural support elements for the sign shall not exceed ~~fifty~~ seventy percent (~~50~~70%) of the message portion of the sign; and
    - (3) The height of said monument/ground signs shall not exceed ~~five~~ seven feet (~~5~~7’).
  - c. Signs For Neighborhood Commercial Complexes In A SmartCode Zoning District: For multiple-occupancy neighborhood commercial condominium or lease developments under unified control, the requirements for a master sign plan, as detailed in subsection B3 of this section, shall apply.
2. Residential neighborhood signs (e.g., single-family subdivision, multi-family housing complexes, etc.) and subdivision signs shall be limited to one monument or ground sign per public or private street entrance located on a collector or arterial street, subject to the following restrictions:
  - a. Gross area of each permitted sign shall not exceed thirty two (32) square feet;
  - b. The area of structural support elements for the sign shall not exceed ~~fifty~~ seventy percent (~~50~~70%) of the message portion of the sign;
  - c. The height of the sign shall not exceed ~~five~~ seven feet (~~5~~7’) from the natural grade of the land at the base of the sign.
3. Flashing, animated, revolving and/or neon signs of any type are prohibited in all Residential Zones.

**SECTION 13.** All provisions of the current Post Falls Municipal Code or ordinances of the City of Post Falls and parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

**SECTION 14.** Neither the adoption of this ordinance nor the repeal of any ordinance shall, in any manner, affect the prosecution for violation of such ordinance committed prior to the effective date of this ordinance or be construed as a waiver of any license or penalty due under any such ordinance or in any manner affect the validity of any action heretofore taken by the City of Post Falls City Council or the validity of any such action to be taken upon matters pending before the City Council on the effective date of this ordinance.

**SECTION 15.** The provisions of this ordinance are severable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, or unconstitutional or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this ordinance or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid or unconstitutional provision, clause sentence, subsection, word, or part had not been included therein, and if such person or circumstance to which the ordinance or part thereof is held inapplicable had been specifically exempt therefrom.

**SECTION 16.** After its passage and adoption, a summary of this Ordinance, under the provisions of the Idaho Code, shall be published once in the official newspaper of the City of Post Falls, and upon such publication shall be in full force and effect.

*Passed under suspension of rules upon which a roll call vote was duly taken and duly enacted an Ordinance of the City of Post Falls at a regular session of the City Council on \_\_\_\_\_, 2021.*

APPROVED, ADOPTED and SIGNED this            day of            , 2021.

\_\_\_\_\_  
Ronald G. Jacobson, Mayor

ATTEST:

\_\_\_\_\_  
Shannon Howard, City Clerk

**SUMMARY OF POST FALLS ORDINANCE NO. [Category]**

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF POST FALLS, KOOTENAI COUNTY, IDAHO, AMENDING 18.12.010; REPEALING AND REPLACING 18.20.030; REPEALING AND REPLACING 18.20.040; AMENDING 18.20.080 B.1.; AMENDING 18.24.020; AMENDING 18.24.030 A.2.; AMENDING 18.24.030 D; AMENDING 18.24.040; AMENDING 18.24.070; AMENDING 18.24.080 B.; AMENDING 18.24.080 C.; AMENDING 18.36.050 A.; REPEALING CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE BY SUMMARY AND PROVIDING AN EFFECTIVE DATE.

The City of Post Falls, Kootenai County Idaho hereby gives notice of the adoption of Post Falls Ordinance No. [Category], Section 1 provides for amendment to 18.12.010 of City Code regarding definitions. Section 2 provides for repeal and replacement of 18.20.030 of City Code regarding the Land Use Table. Section 3 provides for repeal and replacement of 18.20.040 of City Code regarding official bulk and placement regulations. Section 4 provides for amendment to 18.20.080 B.1. of City Code regarding scope of PUDs. Section 5 provides for amendment to 18.24.020 of City Code regarding swimming pool standards. Section 6 provides for amendment to 18.24.030 A.2. of City Code regarding accessory dwelling units. Section 7 provides for amendment to 18.24.030 D. of City Code regarding multi-family performance standards. Section 8 provides for amendment to 18.24.040 of City Code regarding commercial and industrial performance standards. Section 9 provides for amendment to 18.24.070 of City Code regarding parking standards. Section 10 provides for amendment to 18.24.080 B. of City Code regarding landscape plans. Section 11 provides for amendment to 18.24.080 C. of City Code regarding screening and buffering of lots abutting residential uses. Section 12 provides for amendment to 18.36.050 A. of City Code regarding signs in residential zones. Section 13 provides for repeal of conflicting ordinances. Section 14 provides for effect of code on past actions and obligations. Section 15 provides for severability. Section 16 provides for an effective date. The full text of the summarized Ordinance No. [Category] is available at Post Falls City Hall, 408 Spokane Street, Post Falls, ID 83854 in the office of the city clerk.

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Shannon Howard, City Clerk



**STATEMENT OF LEGAL ADVISOR**

I, Warren J. Wilson, am the legal advisor for the City of Post Falls, Idaho. I have examined the attached summary of Post Falls Ordinance No.[Category], and find it to be a true and complete summary of said ordinance which provides adequate notice to the public of the context thereof.

DATED this        day of        , 2021.

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Warren J. Wilson, City Attorney