



Twin Falls City Council Agenda

Monday, September 15, 2025, 5:00 PM

Council Chambers
203 Main Avenue East, Twin Falls, Idaho

Members: Mayor Ruth Pierce, Vice Mayor Jason Brown, Council Members Craig Hawkins, Spencer Cutler, Christopher Reid, Grayson Stone, Cherie Vollmer

- 1) Call Meeting to Order/Confirmation of Quorum
- 2) Pledge of Allegiance
- 3) Proclamations
 - a) **PRESENTATION:** Constitution Week
- 4) Consent Calendar
 - a) **ACTION ITEM:** Request to approve City Council 2025 September 08, Minutes.
By: Amy Luna, Deputy City Clerk
 - b) **ACTION ITEM:** Request to approve Accounts Payable for September 04-10, 2025.
By: Amy Luna, Deputy City Clerk
 - c) **ACTION ITEM:** Request to approve September 10, 2025, Travel Requests.
By: Amy Luna, Deputy City Clerk
 - d) **ACTION ITEM:** Request City Council approves the Special Event Permit for the organizers of the Canyon Rim Fall Classic.
By: Wendy Davis, Parks and Recreation Director
 - e) **ACTION ITEM:** Request City Council approve the Special Event Permit for the organizers of the End of Summer Bash sponsored by the Twin Falls East Stake of The LDS Church.
By: Wendy Davis, Parks and Recreation Director
 - f) **ACTION ITEM:** Request City Council approve the Special Event Permit for the organizers of the Haunted Swamp.
By: Wendy Davis, Parks and Recreation Director
- 5) Items of Consideration
 - a) **ACTION ITEM:** Consideration of a request to amend chapter 14 of the City Code pertaining to Transient Merchants, Vendors, Peddlers and Solicitors.
By: Nicole Swafford, Deputy Prosecuting Attorney
 - b) **PRESENTATION:** A presentation on the finances of the City of Twin Falls for the 3rd quarter of fiscal year 2024-2025. This presentation will be an overview of the tax-supported funds and the three major enterprise funds: Water, Wastewater and Sanitation.
By: Breanna Howard, CFO
- 6) General Public Input
- 7) Advisory Board Report/Announcements
- 8) Public Hearings
 - a) **ACTION ITEM:** Public Hearing to Amend the FY 24-25 Budget By:
Mathew Farnes
 - b) **ACTION ITEM:** Request to City Council for a Vacation of Perrine Court rights of way, adjacent easements, and lots on property located within Block 18 of the Perrine Point Subdivision. c/o Gerald Martens (PZ25-0080).
By: Jonathan Spendlove, Planning & Zoning Director
 - c) **ACTION ITEM:** Request to the City Council for a Vacation of Magic Road right of way, adjacent easements, and lots on property located within Block 4 of the Perrine Point Subdivision. c/o Gerald Martens (PZ25-0081).
By: Jonathan Spendlove, Planning & Zoning Director

9) Executive Session

- a) **ACTION ITEM:** Request to Convene to Executive Session pursuant to Idaho Code § 74-206(1) (a) To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated to fill a particular vacancy or need. This paragraph does not apply to filling a vacancy in an elective office or deliberations about staffing needs in general; (e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.

10) Adjournment

Any person(s) needing special accommodation to participate in the above-noticed meeting could contact Josh Palmer (208) 735-7312 at least two working days before the meeting. Si Desae Esta information in Español, Por favor llama a Josh Palmer al telephone (208) 735-7312.

Public Input Procedures

1. Individuals wishing to provide public input regarding matters relevant to the City of Twin falls shall:
 - a. Wait to be recognized by the Mayor or Chairman.
 - b. Approach the microphone/podium.
 - c. State their name, and whether they are a resident or property owner of the City of Twin Falls and proceed with their input.
2. All public input will be limited to two (2) minutes. Individuals are not permitted to give their time to others speakers.
3. All presenters shall remain respectful.

Public input will not be about any of the items that were on this agenda, personnel, or a personnel-related issue. All issues involving City personnel should be directly communicated with the mayor and/or the City Manager.

Anyone failing to follow these rules will be provided with one (1) warning. Should the speaker continue to disregard these rules after the warning, they will have the microphone muted and they will be asked to return to their seats.

Public Hearing Procedures for Zoning Requests

1. Prior to opening the first Public Hearing of the session, the Mayor or Chairman shall review the public hearing procedures.
2. Individuals wishing to testify or speak before the City Council or Planning & Zoning Commission shall wait to be recognized by the Mayor or Chairman, approach the microphone/podium, state their name, and then proceed with their comments. Following their statements, they shall write their name and address on the record sheet(s) provided by the staff. The staff should make an audio recording of the Public Hearing.
3. A City Staff Report shall summarize the application and history of the request.
4. The Applicant, or the spokesperson for the Applicant, will make a presentation on the application/request (request). No changes to the request may be made by the applicant after the publication of the Notice of Public Hearing. The presentation should include the following:
 - A complete explanation and description of the request.
 - Why is the request being made.
 - Location of the Property.
 - Impacts on the surrounding properties and efforts to mitigate those impacts.
5. Applicant is limited to 15 minutes, unless a written request for additional time is received, at least 72 hours prior to the hearing, and granted by the Mayor or Chairman.
6. The City Council or Planning & Zoning Commission may ask questions of staff or the applicant pertaining to the request.
7. The general public will then be given the opportunity to provide their testimony regarding the request. The Mayor or Chairman may limit public testimony to no less than two (2) minutes per person.
 - Individuals are not permitted to give their time to other speakers.
 - However, five (5) or more individuals that received written notice of the public hearing may appoint, by written petition, a spokesperson. The written petition must be received at least 72 hours prior to the hearing and must be granted by the Mayor or Chairman. The spokesperson shall be limited to 15 minutes.
 - The written comments, including e-mail, received by 12:00 p.m. on the date of the hearing should be either read into the record or displayed to the public on the overhead projector.
8. Following the Public Testimony, the applicant is permitted five (5) minutes to respond to Public Testimony.
9. Following the Public Testimony and Applicant's response, Council or Commission members, as recognized by the Mayor or Chairman, shall be allowed to question the Applicant, Staff or anyone who has testified. Responses shall be limited to answering the questions asked. The Mayor or Chairman may limit the time permitted for the answer.
10. The Mayor or Chairman shall close the Public Hearing. The City Council or Planning & Zoning Commission shall deliberate on the request. Deliberations and decisions shall be based upon the information and testimony provided during the Public Hearing. Once the Public Hearing is closed, additional testimony from the staff, applicants or public is not allowed. Legal or procedural questions may be directed to the City Attorney.

* Any person not conforming to the above rules may be prohibited from speaking. Persons refusing to comply with such prohibitions may be asked to leave the hearing and, thereafter removed from the room by order of the Mayor or Chairman

*Office of the Mayor of the
City of Twin Falls*

Proclamation

*Constitution Week
September 17 – 23, 2025*

WHEREAS: September 17, 2025, marks the two hundred and thirty-eighth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS: It is fitting that we, whose entire lives have been protected by the fruits of the Convention's deliberations, should pause in our several occupations to study the course of events by which our Constitution came into being, the great debate which ensued before our Federal Government became established, and the internal stresses and the assaults from without which we as a Nation have met successfully, and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23, 2025, as Constitution Week, and invite the people of the United States to observe that week with appropriate ceremonies in their schools and churches, and in other suitable places.

THEREFORE, I, Ruth Pierce, Mayor of the City of Twin Falls, do hereby proclaim the week of September 17 through 23, 2025 as

CONSTITUTION WEEK

and urge all citizens to study the Constitution and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

*In witness whereof we have hereunto set our
hand and caused this seal to be affixed this*

*Ruth Pierce, Mayor
City of Twin Falls*

Amy Luna
Deputy City Clerk



Twin Falls City Council Minutes

Monday, September 8, 2025, 5:00 PM

Council Chambers
203 Main Avenue East, Twin Falls, Idaho

1) Call Meeting to Order/Confirmation of Quorum

Present: Mayor Ruth Pierce, Vice Mayor Jason Brown, Council Members Craig Hawkins, Christopher Reid, Spencer Cutler, Cherie Vollmer & Grayson Stone.

Absent:

Staff Present: City Manager Travis Rothweiler, Deputy City Managers Mitch Humble & Gretchen Scott, City Attorney Bruce Castleton, Deputy City Clerk Amy Luna, Administrative Assistant Rachael Long, Public Information Coordinator Joshua Palmer, Police Chief Matthew Hicks, Assistant to City Manager Mandi Thompson.

Mayor Pierce called the meeting to order at 5:00 PM. A quorum was present.

2) Pledge of Allegiance

Mayor Pierce invited all present, who wished, to recite the Pledge of Allegiance to the Flag.

3) Invocation

a) Greg Morton from Magic Valley Bible Church

Greg Morton from Magic Valley Bible Church presented the invocation.

4) Proclamations

a) College of Southern Idaho 60th Anniversary

Mayor Pierce read and presented the College of Southern Idaho 60th Anniversary Proclamation.

5) Consent Calendar

MOTION: Council Member Volmer moved to approve the Consent Calendar as presented. **Council Member Hawkins** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

a) Request to approve City Council 2025 August 18, Minutes.

b) Request to approve City Council 2025 August 25, Minutes.

c) Request to approve Accounts Payable for August 21 through September 3, 2025

d) Request to approve September 3, 2025, Travel Requests.

e) Request to approve 2025 July Wells Fargo Credit Card Summary.

f) Request City Council to approve the Special Event Permit for the organizers of the Rock, Paper, Scissors Tournament of Champions event.

g) Request to approve the Findings of Facts and Conclusions of Law for the following: PZ25-0102 - Final Plat for Cattail Subdivision

6) Items of Consideration

a) Formal ceremony promoting Officer Jason Haringsma to the position of Corporal, and Corporal Dallas Garner to the position of Sergeant before Honorable Mayor Pierce and the City Council.

Police Chief Hicks led the formal ceremony, promoting Officer Jason Haringsma to the position of Corporal, and Corporal Dallas Garner to the position of Sergeant.

b) Swearing in of Deputy Prosecuting Attorney - Mitch Benjamin

City Attorney Castleton requested the swearing in of Deputy Prosecuting Attorney Mitch Benjamin.

Mayor Pierce administered the oath of office.

c) Consideration of an independent contractor agreement with Bruce Castleton of Castleton Law, PLLC for City Attorney services as defined in Idaho Code Section 50-208A.

City Manager Rothweiler requested consideration of an independent contractor agreement with Bruce Castleton of Castleton Law, PLLC for City Attorney Services as defined in Idaho Code Section 50-208A.

Discussion ensued as follows: None.

MOTION: Vice Mayor Brown moved to approve the request to approve an independent contractor agreement with Bruce Castleton of Castleton Law, PLLC for City Attorney Services as defined in Idaho Code Section 50-208A. **Council Member Vollmer** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- d) Request to authorize the mayor to sign the contract between the City of Twin Falls and Downtowner Holdings LLC for the operation of Ride TFT for FY 2026.

Assistant to City Manager Thompson requested to authorize the mayor to sign the contract between the City of Twin Falls and Downtowner Holdings LLC for the operation of Ride TFT for FY 2026.

Discussion ensued as follows:

Council Member Reid: Thanked staff for the work on this project. Asked for a report on our relationship with Downtowner. What feedback are we receiving from the community?

Mayor Pierce: Asked if the City Attorney has looked at the contract.

Council Member Cutler: Shared thoughts from citizens.

Mayor Pierce: Spoke of a citizen that is blind and now gets to get out of his home.

Council Member Vollmer: Spoke in favor of this request.

MOTION: Council Member Vollmer moved to approve the request to authorize the mayor to sign the contract between the City of Twin Falls and Downtowner Holdings LLC for the operation of Ride TFT for FY 2026. **Council Member Reid** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- e) A discussion regarding the possibility of adding a short-term rental regulation to the City Code.

Deputy City Manager Humble led a discussion regarding the possibility of adding a short-term rental regulation to the City Code.

Discussion ensued as follows:

Council Member Vollmer: Spoke against this regulation. Asked if Hotels & Motels would be included.

Council Member Reid: This is a Title 10 issue that would be addressed that way. Spoke against this regulation.

Council Member Cutler: This is a zoning issue, not a staff issue. Spoke against this regulation.

Council Member Hawkins: Concurs with what everyone else has already said.

Mayor Pierce: Spoke against this regulation as well.

- f) A request to authorize the use of \$1,576,167 of impact fees and cash reserves for the acquisition and development of a neighborhood park in the Eastern Sun subdivision.

Deputy City Manager Humble requested to authorize the use of \$1,576,167 of impact fees and cash reserves for the acquisition and development of a neighborhood park in the Eastern Sun Subdivision.

Discussion ensued as follows:

Council Member Reid: Asked for some clarification.

Mayor Pierce: Asked for some clarification.

MOTION: Council Member Reid moved to approve the request to authorize the use of \$1,576,167 of impact fees and cash reserves for the acquisition and development of a neighborhood park in the Eastern Sun Subdivision. **Council Member Stone** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

7) General Public Input

8) Advisory Board Report/Announcements

City Manager Rothweiler reminded everyone about the pool groundbreaking on Wednesday and the 911 Celebration and the public discussion on the proposed round-about on Thursday.

9) Executive Session

- a) Request to adjourn to Executive Session pursuant to Idaho Code § 74-206(1)(b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student (f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.

MOTION: Council Member Reid moved to adjourn to Executive Session § 74-206(1)(b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student; (c) To acquire an interest in real property not owned by a public agency; (f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement. **Vice Mayor Brown** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

10) Adjournment

The meeting adjourned to Executive Session at 06:04 PM. The regular meeting adjourned at 7:00 PM.

Amy Luna, Deputy City Clerk

****If you wish to have a full account of this meeting, please listen to the recording that is located on our website. **** Tfid.org



Council Agenda Information

Review

Approval Process:

Consent of the City Council. This event does meet the requirements for a Special Event Permit as outlined in City Code 3-6-2

- (A) Is expected to draw five hundred (500) or more persons at any session as participants or spectators and is proposed to be held at a park;
- (B) Impacts city streets, sidewalks, parks and common areas, or city resources;
- (C) Unless otherwise permitted to do so, propose to sell or serve alcohol publicly; or
- (D) Intends to broadcast amplified sound or generate unusual noise.

Streets

Streets Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Streets *

Engineering

Engineering Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Engineering *

Planning and Zoning

Planning and Zoning Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Planning and Zoning *

Electrical



Electrical Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Electrical *

Police



Police Recommends *

- ☐ Permit this application as is.
- ☒ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Police *

The event organizer has permission to use CSI facilities for parking.

The City of Twin Falls is not listed on the memorandum of insurance (this is not certificate of insurance). Not sure if that meets requirements for purpose of code.

Otherwise, everything appears to be in order and I would approve if the above-listed concerns are determined to be acceptable.

Fire



Fire Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Fire *

Parks



Parks Recommends *

- ☐ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Parks *

Event Coordinator

Charges/Fees

Row	Description	Cost	Quantity
1	Application Fee	\$25.00	1

Total Due*

\$25.00

Special Event Departments*

Which departments should be asked to review this application?

- ☒ Streets
- ☒ Engineering
- ☒ Planning and Zoning
- ☒ Electrical
- ☒ Police
- ☒ Fire
- ☒ Parks

Reviewer Name*

Mable Shurtleff

Initial Questions

Will you be using a Park Facility (City Pool and Ballfields included), City Trail, or Downtown Commons/Main Street?*

- ☒ Yes
- ☐ No

Type of Event*

Please select all that apply

- ☐ Car Show
- ☒ Carnival/Fair
- ☐ Dance
- ☐ Concert/Performance
- ☐ Exhibits/Miscellaneous
- ☐ Festival
- ☐ Parade
- ☒ Picnic/Family Gathering
- ☐ Pool Reservation
- ☐ Run/Walk/Race
- ☐ Special Attraction
- ☐ Street Fair
- ☒ Tournament (Sport Field/Court)
- ☐ Other

Estimated Number of Attendees*

400

50+ requires permission
250+ requires waste plan
500+ is a special event

Will there be amplified or unusual sound at your event?*

- ☒ Yes
- ☐ No

Will your event impact or require any street closure?*

- ☐ Yes
- ☒ No

Will alcohol be sold or served publicly at your event?*

- ☐ Yes
- ☒ No

Will there be tents, canopies, or other temporary structures? (includes inflatables) *

☒ Yes ☐ No

Provide a description of tents or structures.

No water features allowed. Tent stakes must be less than 12". Fire inspection may be required.

Inflatable bounce house present, as well as a few shade canopies

Will there be vendors selling goods or services at this event (including lessons or paid activities)? *

☐ Yes ☒ No

Will you be driving vehicles into the park or parking on the grass or in the park? *

☐ Yes ☒ No

Will your event require access to or use of the park after hours? (before 6am or after 11pm) *

☐ Yes ☒ No

Will you be camping overnight in any park facility? *

☐ Yes ☒ No

Will you be operating any type of motorized vehicle on any of the trail system? *

☐ Yes ☒ No

Will you be riding bicycles on any area of the park other than a paved road or trail designated for that purpose? *

☐ Yes ☒ No

Will bicycles or vehicles operate at a rate of speed exceeding fifteen (15) miles per hour? *

☐ Yes ☒ No

Will you have horses or other animals at the event? (other than dogs) *

☐ Yes ☒ No

Will there be hot air balloon(s)? *

☐ Yes ☒ No

Do you plan to scuba dive in designated swim area at Dierkes Lake? *

☐ Yes ☒ No

Will you need to park any vehicles or equipment 1 ½ ton capacity or more in any park parking lots? *

☐ Yes ☒ No

Will you require power? (There may an additional fee for power) *

☒ Yes ☐ No

Contact Information

Event Organizer

First Name *

Jeremy

Last Name *

Jenkins

Onsite Contact

First Name *

Jeremy

Last Name *

Jenkins

Event Information

Event Name *

End of Summer Bash Sponsored by the Twin Falls East Stake of The LDS Church

Event Location (Park or Facility Requested)

Frontier Park

Is this event indoors or outdoors? *

☐ Indoors

☒ Outdoors

Event Reoccurrence

☒ One Time Event

☐ Recurring over several weeks/months

Event Description *

We plan to have an afternoon/evening barbecue with activities for kids and adults such as a bounce house, a few carnival themed booths, and a pickleball and kickball/softball tournament.

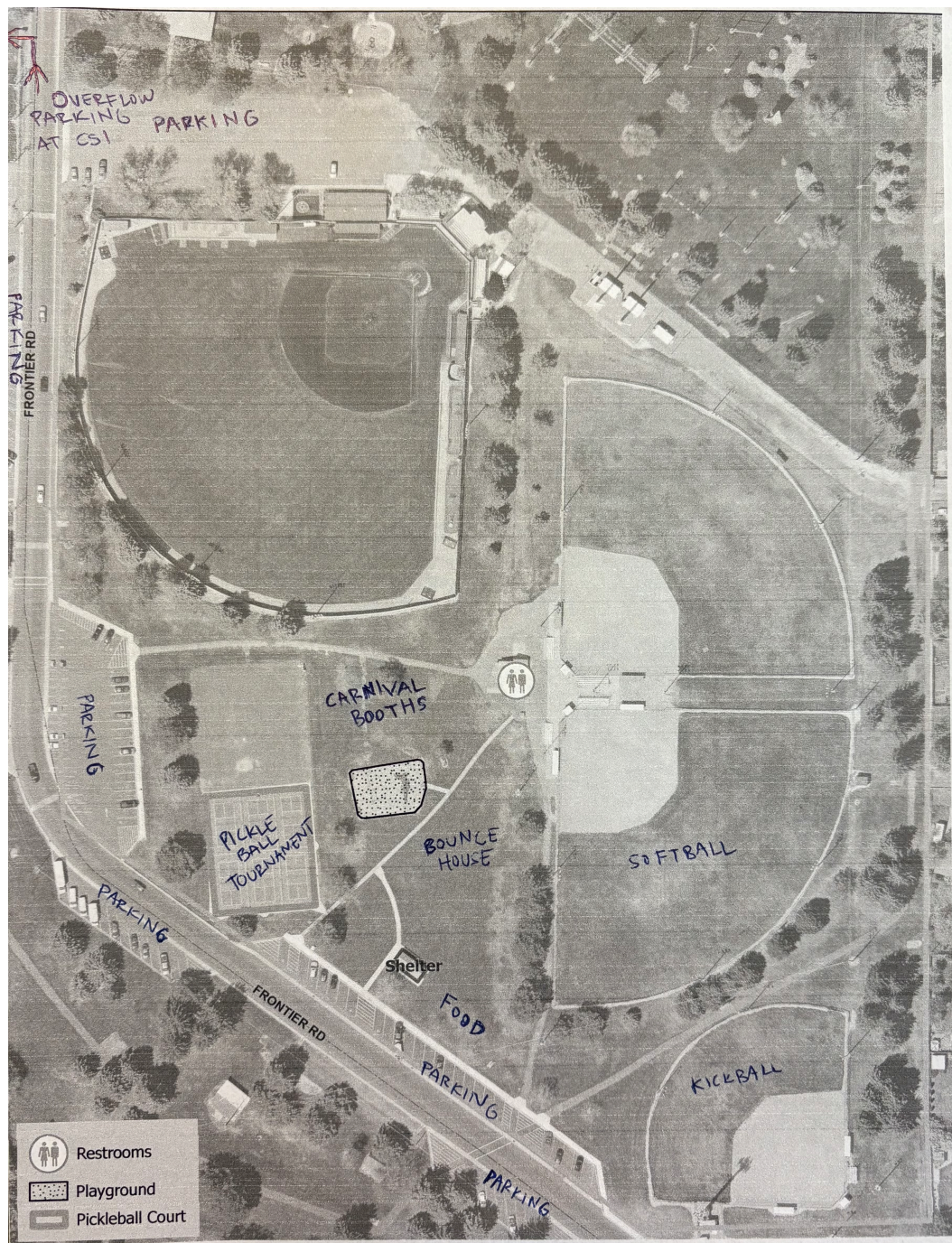
Canyon Rim City Park Downtown Commons Sunway Soccer Park
Shoshone Falls Dierkes Harmon Park Thomsen Park Oregon Trail

Download this provided template and add your layout. Upload your completed layout below.

Event Map *

Frontier Park Map for Stake Activity.jpg

5.84MB



Set-up Time Start *

09/27/2025 03:00:00 PM

Set-up Time End *

09/27/2025 04:30:00 PM

Event Time Start *

09/27/2025 04:30:00 PM

Event Time End *

09/27/2025 07:00:00 PM

Take Down Time Start *

09/27/2025 07:00:00 PM

Take Down Time End *

09/27/2025 08:00:00 PM

Important, PLEASE READ: Full payment of all fees, map of event layout and liability insurance (if applicable) must accompany this completed application in order to request a reservation. Complete reservation requests are processed in the order in which they are received with annual events (3 years or more) given first consideration.

Parking Plan

Parking Plan *

We plan to use the 175+ parking spots surrounding frontier park and Skip Walker Field, also known as Green Acres Drive for parking. We also plan to use the CSI parking lot around the corner from frontier park as an overflow for extra vehicles, which has over the same amount of parking as the area around the park.

Parking Plan Map

Frontier Park Parking Plan.jpgg

3.82MB



Permits, Licenses and Agreements

Will goods, services, food, or beverages be sold? *

☐ Yes ☒ No

Will you have keg beer at your event? *

☐ Yes ☒ No

Will your event utilize signs, banners, flags, etc.? *

☐ Yes ☒ No

Definitions

*A "banner sign" is a temporary sign having characters, letters, or illustrations applied to plastic, cloth, canvas, or other similar material, with the only purpose of such nonrigid material being for background.

*A "sandwich board sign" is a temporary sign that is generally constructed in such a manner as to form an "A" like shape or is constructed with a base and single upward sign face, forming an upside down "T" but not permanently attached to the ground.

- Sandwich board signs are allowed within multi-tenant developments. Only 1 allowed per business.
- Sandwich board signs shall be located not more than ten feet (10') from the door of the business.

*A Community Event Sign announces a campaign, drive activity or celebration of a civic, political, public, philanthropic, religious or educational organization for noncommercial purposes. Community Event signs are allowed off premise but permission from the owner of the property where the sign will be located is required prior to issuance of a permit. Please provide a list of the locations of where any off premise signs will be located.

*May not be larger than 64 sq. ft. in size with a maximum height not to exceed 10 ft.

*An "inflatable sign" is a temporary ground mounted sign that is manufactured of plastic, cloth, canvas, or other light fabric, inflated with air and held upright, typically by mechanical means.

*The minimum setback from the road right of way shall be one and one-half (1-1/2) times the height of the sign.

Will your event generate any type of waste? *

☒ Yes ☐ No

Is this an ongoing or seasonal request? *

☐ Yes ☒ No

Will your event include pyrotechnics or fireworks? *

☐ Yes ☒ No

Notification

Event organizers are required to notify any nearby property owners who may be impacted by the holding of their special event. This notification must be made in writing and be given to said property owners no less than fourteen (14) days prior to the planned event. The special event permit will not be issued unless this requirement has been met. The written notice must include the following information:

- Date and time of special event
- Location of the event
- Additional areas affected by the event
- Type of event
- Planned road or parking lot closures
- Noise considerations (loud music, etc.)
- Estimated number of attendees

Notification Acknowledgement *

☒ I have read and understand this requirement

Insurance

It is the responsibility of the special event organizer(s) to secure and provide a **COMMERCIAL GENERAL LIABILITY** insurance policy that covers the planned special event. This policy must provide coverage of no less than \$500,000 combined single limit per occurrence. This insurance policy must include a rider for alcohol if it is to be sold, provided or consumed. Insurance requirements may be increased upon demand of the Twin Falls City Attorney, Twin Falls City Risk Manager and/or other local government entities with jurisdiction.

Each policy shall be written as a primary policy, not contributing to, or in excess of, any coverage which the City may carry. A certificate of Insurance naming the City of Twin Falls as additionally insured and as the certificate holder must be provided with this application. Failure to provide insurance coverage will immediately terminate special event application or approval.

Insurance Documents

marshdigital.marsh.com_marshconnect_viewMOI.action.pdf

220.54KB

Security

As an event organizer, you are required to provide a safe and secure environment for your event. This is accomplished through pre-planning and anticipation of problems or concerns related to event activities.

Most major events require the services of approved security (either paid professional security or a law enforcement agency). The Special Events Coordinator/Sergeant will evaluate each event application and determine the necessity of and type of security. Police Officers may be required depending on the scope of event.

The organizer may also be required to provide additional services (lost child booth, trained medical personnel, etc.) at the discretion of the Special Events Coordinator.

Waste Plan

As an event organizer, you are responsible for the waste generated by your participants, spectators and vendors, as well as the costs associated with proper disposal.

Discarded Materials *

List what materials from your event will be discarded by vendors and attendees (i.e. cardboard, plastic bags, food waste, Styrofoam, plastic bottles, aluminum cans etc.):

The barbecue will generate food waste, as well as waste from paper plates, plastic cups, disposable water bottles, and aluminum cans. We have not yet arranged for portable toilets or additional trash receptacles and dumpsters, but we can secure those if required for this venue.

Have you arranged for portable toilets? *

☐ Yes ☒ No

Have you contracted for additional trash receptacles and/or dumpsters? *

☐ Yes ☒ No

Contact person in charge of waste. *

None Yet, other than event organizer Jeremy Jenkins

Phone number of contact

8019063787

Number of staff assisting in removal.

Any cleanup required by City Personnel following an event will be at the expense of the event organizers.

Restrictions and Signature

Please be aware of the following restrictions:

- Fires are allowed in fireplaces or grills only.
- Dogs must be on leash in parks, with the exception of Baxter Dog Park.
- Dogs are prohibited in the grassy park area of Dierkes Lake Park.
- Alcohol is prohibited at Dierkes Lake Park, Sunway Soccer Fields, First Federal Park & St Luke's Shelter, Oregon Trail Youth Complex, and Sawtooth Softball Fields. Water slides, inflatable water features and dunk tanks are prohibited.
- Hours for amplified music are Mon—Fri 11am-9pm, Sat 8am-9:30pm, Sunday 12:15pm-8pm.

The following are prohibited in parks and on trails:

- Glass containers
- Soliciting
- Loitering and Boisterousness

- Discharging of fireworks and explosives
- Possessing intoxicating beverages where prohibited or be under the influence in any public space
- Throwing objects other than in designated areas
- Climbing trees
- Damaging, cutting, removing, or attaching anything to any trees or plants
- Digging or disturbing grass or natural landscape
- Walking or standing on monuments, fountains, railings, fences, or other features not designed for such use
- Disfiguring or removing any buildings or park amenities
- Endangering the safety of others
- Preventing any person from using any park or its facilities
- Violating park curfew of 11pm
- Hunting, trapping, or pursuing wildlife
- Polluting waters of any kind in parks
- Dumping or depositing trash other than in proper receptacles

1. The prior named Applicant/Organization, in consideration of its use of Twin Falls Parks and Recreation facilities, agrees to release, indemnify and defend the City of Twin Falls, and its agents, employees and representative, from any and all claims, demands or lawsuits arising out of the Applicant's/Organization's use of said facilities.
2. Groups, individuals and applicants further agree that they have received the City's policies, rules and regulations governing use of said facility and agree to be bound by the same.
3. Effect Of A Permit: A Twin Falls park permittee shall be bound by all park rules and regulations and all applicable ordinances as fully as though the same were inserted in said permit. The person or persons to whom a permit is issued shall be liable for any loss, damage or injuries sustained by any person or property by reason of the negligence of the person or persons to whom such permit shall have been issued. The director, or a duly authorized representative, shall have the authority to revoke a permit upon finding of violation of any rule or ordinance, or upon good cause. (Ord. 2735, 9-16-2002)

****Based on the details of your event, a parks use permit might be issued. By signing below, I agree that this permit may be revoked for reasons outlined above. I further agree that this permit will be revoked if it conflicts with any lawful order issued by a Federal, State, or local government agency, including orders issued in response to the COVID-19 pandemic.**

By signing this application, I certify that the information contained in the foregoing application is true and correct to the best of my knowledge. I understand that this application is made subject to the rules and regulations established by the Twin Falls City Council. I further agree to abide by these rules, and further certify that I, on behalf of the Host Organization, am authorized to commit that organization, and therefore agree to be financially responsible for any costs and fees that may be uncured by, or on behalf of, the Special Event to the City of Twin Falls.

Signature *

JEREMY JENKINS

Name *

Jeremy Jenkins

Date *

07/22/2025



Council Agenda Information

Review

Approval Process:

Consent of the City Council. This event does meet the requirements for a Special Event Permit as outlined in City Code 3-6-2

- (A) Is expected to draw five hundred (500) or more persons at any session as participants or spectators and is proposed to be held at a park;
- (B) Impacts city streets, sidewalks, parks and common areas, or city resources;
- (C) Unless otherwise permitted to do so, propose to sell or serve alcohol publicly; or
- (D) Intends to broadcast amplified sound or generate unusual noise.

Streets

Streets Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Streets *

Engineering

Engineering Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Engineering *

Planning and Zoning

Planning and Zoning Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Planning and Zoning *

Electrical



Electrical Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Electrical *

Police



Police Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Police *

Fire



Fire Recommends *

- ☐ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Fire *

Parks



Parks Recommends *

- ☒ Permit this application as is.
- ☐ Permit this application with the following conditions/comments.
- ☐ Reject this application for the following reasons.

Comments, requests and requirements from Parks *

Event Coordinator

Charges/Fees

Row	Description	Cost	Quantity
-----	-------------	------	----------

1	Application Fee	\$25.00	1
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Total Due *

\$25.00

Special Event Departments *

Which departments should be asked to review this application?

- ☒ Streets
 ☒ Engineering
 ☒ Planning and Zoning
- ☒ Electrical
 ☒ Police
 ☒ Fire
- ☒ Parks

Reviewer Name *

Mable Shurtleff

Initial Questions

Will you be using a Park Facility (City Pool and Ballfields included), City Trail, or Downtown Commons/Main Street? *

- ☐ Yes
 ☒ No

Type of Event *

Please select all that apply

- ☐ Car Show
 ☐ Carnival/Fair
 ☐ Dance
- ☐ Concert/Performance
 ☐ Exhibits/Miscellaneous
 ☐ Festival
- ☐ Parade
 ☐ Picnic/Family Gathering
 ☐ Pool Reservation
- ☐ Run/Walk/Race
 ☐ Special Attraction
 ☐ Street Fair
- ☐ Tournament (Sport Field/Court)
 ☒ Other
- The Haunted Swamp

Estimated Number of Attendees *

500

50+ requires permission
 250+ requires waste plan
 500+ is a special event

Will there be amplified or unusual sound at your event? *

- ☒ Yes
 ☐ No

Will your event impact or require any street closure? *

- ☐ Yes
 ☒ No

Will alcohol be sold or served publicly at your event? *

- ☐ Yes
 ☒ No

Will there be tents, canopies, or other temporary structures? (includes inflatables) *

- ☐ Yes
 ☒ No

Contact Information

Event Organizer

First Name *

Gary

Last Name *

Miller

Onsite Contact

First Name *

Gary

Last Name *

Miller

Event Information

Event Name *

The Haunted Swamp

Event Location (Park or Facility Requested)

646 S Park Ave W Twin Falls

Is this event indoors or outdoors? *

- ☐ Indoors
- ☒ Outdoors

Event Reoccurrence

- ☐ One Time Event
- ☐ Recurring over several weeks/months

Event Description *

Magic Mountain, LLC
PO Box 1241
Twin Falls ID 83303

Aug 04, 2025

Dear Planning and Zoning and/or City Council,

We are the owner of Magic Mountain, LLC and have been having our Haunted Forest at Magic Mountain for 3 years, and 15 years as The Haunted Swamp, located at 646 S Park Ave W (which is a 10-acre parcel) in Twin Falls ID. It is a fund raiser for our Volunteer Ski Patrol and Ski School Instructors and helps pay for the equipment and training. There are scary scenes set up, along with ghosts, goblins, and zombies along a 1 mile walk through the swamp.

We feel it has been well received and has been well supported by the community and there were no issues or complaints from the neighbors, as they are all at least 600 feet away from the Swamp. It is mainly farming ground all around the property as you can see in the Google picture we printed off. We try to keep noise down, and we have removed the loud popping noises or any loud noises to avoid any trouble or complaints from neighbors.

The Haunted Swamp will be held 7 weekends or 15 days (Sept 17-Oct 30) and the last Wednesday of the month of Oct. We will also have Kiddie Day held Oct from 12pm-4 pm. It is off the road and down a gravel road and in a field. There is a large grassy

area with plenty of parking spaces, and we have people assist in managing the traffic and parking. Alcohol and smoking are strictly prohibited and not allowed on the premises. We have insurance secured to cover and liability, and the premises are always inspected before we open to the public to ensure safety. All ski patrol involved are trained in CPR and first aid. Wade Rast and Gary Miller are always on hand to keep the crowd under control. There are approximately 30-40 haunters and 10 staff members. We expect to have around 100-500 people walking through on any given day we are open.

Thank you very much,

Gary L Miller

Owner/operator of Magic Mountain, LLC and The Haunted Swamp

208-280-2877

[Canyon Rim](#) [City Park](#) [Downtown Commons](#) [Sunway Soccer Park](#)
[Shoshone Falls](#) [Dierkes](#) [Harmon Park](#) [Thomsen Park](#) [Oregon Trail](#)

Download this provided template and add your layout. Upload your completed layout below.

Event Map ★

map 2 of haunted swamp 2020.jpg

748.29KB



Set-up Time Start *

08/11/2025 09:00:00 AM

Event Time Start *

09/19/2025 08:00:00 PM

Take Down Time Start *

11/03/2025 09:00:00 AM

Set-up Time End *

09/18/2025 06:00:00 PM

Event Time End *

11/01/2025 11:00:00 PM

Take Down Time End *

11/08/2025 06:00:00 AM

Important, PLEASE READ: Full payment of all fees, map of event layout and liability insurance (if applicable) must accompany this completed application in order to request a reservation. Complete reservation requests are processed in the order in which they are received with annual events (3 years or more) given first consideration.

Parking Plan

Parking Plan *

please see map of parking. We will have staff helping parking.

Parking Plan Map

map of haunted swamp 2020.jpg

899.83KB



Permits, Licenses and Agreements

Will goods, services, food, or beverages be sold? *

☐ Yes ☒ No

Will you have keg beer at your event? *

☐ Yes ☒ No

Will your event utilize signs, banners, flags, etc.? *

☐ Yes ☒ No

Definitions

*A "banner sign" is a temporary sign having characters, letters, or illustrations applied to plastic, cloth, canvas, or other similar material, with the only purpose of such nonrigid material being for background.

*A "sandwich board sign" is a temporary sign that is generally constructed in such a manner as to form an "A" like shape or is constructed with a base and single upward sign face, forming an upside down "T" but not permanently attached to the ground.

- Sandwich board signs are allowed within multi-tenant developments. Only 1 allowed per business.
- Sandwich board signs shall be located not more than ten feet (10') from the door of the business.

*A Community Event Sign announces a campaign, drive activity or celebration of a civic, political, public, philanthropic, religious or educational organization for noncommercial purposes. Community Event signs are allowed off premise but permission from the owner of the property where the sign will be located is required prior to issuance of a permit. Please provide a list of the locations of where any off premise signs will be located.

*May not be larger than 64 sq. ft. in size with a maximum height not to exceed 10 ft.

*An "inflatable sign" is a temporary ground mounted sign that is manufactured of plastic, cloth, canvas, or other light fabric, inflated with air and held upright, typically by mechanical means.

*The minimum setback from the road right of way shall be one and one-half (1-1/2) times the height of the sign.

Will your event generate any type of waste? *

☐ Yes ☒ No

Is this an ongoing or seasonal request? *

☒ Yes ☐ No

Agreement, insurance, and fees may apply

Will your event include pyrotechnics or fireworks? *

☐ Yes ☒ No

Notification

Event organizers are required to notify any nearby property owners who may be impacted by the holding of their special event. This notification must be made in writing and be given to said property owners no less than fourteen (14) days prior to the planned event. The special event permit will not be issued unless this requirement has been met. The written notice must include the following information:

- Date and time of special event
- Location of the event
- Additional areas affected by the event
- Type of event
- Planned road or parking lot closures
- Noise considerations (loud music, etc.)
- Estimated number of attendees

Notification Acknowledgement *

☒ I have read and understand this requirement

Insurance

It is the responsibility of the special event organizer(s) to secure and provide a **COMMERCIAL GENERAL LIABILITY** insurance policy that covers the planned special event. This policy must provide coverage of no less than \$500,000 combined single limit per occurrence. This insurance policy must include a rider for alcohol if it is to be sold, provided or consumed. Insurance requirements may be increased upon demand of the Twin Falls City Attorney, Twin Falls City Risk Manager and/or other local government entities with jurisdiction.

Each policy shall be written as a primary policy, not contributing to, or in excess of, any coverage which the City may carry. A certificate of Insurance naming the City of Twin Falls as additionally insured and as the certificate holder must be provided with this application. Failure to provide insurance coverage will immediately terminate special event application or approval.

Insurance Documents

proof of insurance for haunted swamp and MM.jpg

580.1KB

Security

As an event organizer, you are required to provide a safe and secure environment for your event. This is accomplished through pre-planning and anticipation of problems or concerns related to event activities.

Most major events require the services of approved security (either paid professional security or a law enforcement agency). The Special Events Coordinator/Sergeant will evaluate each event application and determine the necessity of and type of security. Police Officers may be required depending on the scope of event.

The organizer may also be required to provide additional services (lost child booth, trained medical personnel, etc.) at the discretion of the Special Events Coordinator.

Waste Plan

As an event organizer, you are responsible for the waste generated by your participants, spectators and vendors, as well as the costs associated with proper disposal.

Discarded Materials *

List what materials from your event will be discarded by vendors and attendees (i.e. cardboard, plastic bags, food waste, Styrofoam, plastic bottles, aluminum cans etc.):

we have rented a dumpster for our event.

Have you arranged for portable toilets? *

☒ Yes ☐ No

Have you contracted for additional trash receptacles and/or dumpsters? *

☒ Yes ☐ No

Name of Contracted Company *

PSI

Number of Trash Receptacles *

1

Size of Trash Receptacles

large dumpster.

Contact person in charge of waste. *

Suzette L Miller

Phone number of contact

2082802883

Number of staff assisting in removal.

-2

Any cleanup required by City Personnel following an event will be at the expense of the event organizers.

Restrictions and Signature

By signing this application, I certify that the information contained in the foregoing application is true and correct to the best of my knowledge. I understand that this application is made subject to the rules and regulations established by the Twin Falls City Council. I further agree to abide by these rules, and further certify that I, on behalf of the Host Organization, am authorized to commit that

organization, and therefore agree to be financially responsible for any costs and fees that may be uncured by, or on behalf of, the Special Event to the City of Twin Falls.

Signature *

Gary Miller

Name *

Gary Miller

Date *

08/04/2025



Date: Monday, September 15, 2025
To: Honorable Mayor and City Council
From: Nicole Swafford, Deputy Prosecuting Attorney

ACTION ITEM

Request:

Consideration of a request to amend chapter 14 of the City Code pertaining to Transient Merchants, Vendors, Peddlers and Solicitors.

Time Estimate:

The staff presentation will take approximately 5 minutes. Following the presentation time may be needed for questions and answers.

Background:

The current city code does not require “brick-and-mortar” businesses to obtain a door-to-door vendor’s license and subject their salespeople to a background check before engaging in door-to-door sales. The recommended amendments will require anyone engaging in door-to-door sales to submit to a background check and obtain a door-to-door vendor’s license before engaging in those activities.

Approval Process:

Should the council desire to adopt the ordinance, a special motion to waive the rule and place the ordinance on third and final reading by title only, will need to be approved. Following the reading of the title, the ordinance can be approved by a simple majority vote of the council.

Following Council approval and the signature of the mayor, the adopted ordinance must be sent to the state and to the FBI for approval.

Budget Impact:

There will be no impact on the city budget.

Regulatory Impact:

Approval of this request will allow our officers to properly identify people who have committed infraction violations as well as criminal violations in order to charge and prosecute the appropriate individual.

History:

N/A

Analysis:

N/A

Conclusion:

City Staff recommends that the council adopt the attached amended ordinance as presented.

Attachments:

1. Transient Vendor License Code Recommendations (002) (BJC edits 2025-05-15)
2. Transient Vendor License 0-2025-018

CHAPTER 14

TRANSIENT MERCHANTS, VENDORS, PEDDLERS AND SOLICITORS

~~3-14-1: DEFINITIONS:~~

GENERAL REQUIREMENT FOR DOOR-TO-DOOR SALES:

All individuals, ~~whether or not they are employed by or affiliated with any,~~ partnerships, corporations, or ~~other entity, ies who engages~~ in door-to-door sales, solicitation, canvassing, or peddling within the City of Twin Falls shall be required to obtain prior clearance, including background vetting and approval, through the City of Twin Falls before conducting any such activity. This requirement applies regardless of whether the individual or ~~his/her employing or affiliated~~ business maintains a permanent, fixed, or brick-and-mortar location, and regardless of business type, ownership, or affiliation.

~~3-14-1: DEFINITIONS:~~

PEDDLER:

Any person, whether a resident of the City or not, traveling by foot, motor vehicle or any other type of conveyance, however propelled, drawn, pushed or moved, from place to place, from house to house or from street to street, carrying, conveying or transporting goods, wares, merchandise, food or farm products or provisions, offering and exposing the same for sale or making sales and delivering articles to purchasers, or who, without traveling from place to place shall sell or offer the same for sale from a wagon, vehicle, railroad car, or any other type of conveyance. The word "peddler" shall include the words "hauler" and "hucksters."

All individuals ~~or entities~~ intending to engage in such activity shall be required to obtain prior clearance and approval through the City of Twin Falls before conducting any door-to-door sales, regardless of whether the individual or ~~his/her employing or affiliated~~ business maintains a permanent or brick-and-mortar location.

SOLICITOR OR CANVASSER:

Any person, whether a resident of the City or not, traveling either by foot, motor vehicle or any other type of conveyance, from place to place, from house to house or from street to street, taking or attempting to take, in person, orders for sale of goods, wares and merchandise, personal property of any nature whatsoever for future delivery, or for services to be furnished or performed in the future, whether or not collecting advance payments on such sales. This definition includes any person who, for themselves or on behalf of another, hires, leases, uses or occupies any building, structure, tent, railroad boxcar, boat, hotel room, lodging house, apartment, shop or any other place within the City for the sole purpose of exhibiting samples and taking orders for future delivery.

All solicitors or canvassers engaging in door-to-door activity must be vetted and cleared by the City of Twin Falls before beginning such activity, without exception for those affiliated with or operating out of permanent business premises.

TRANSIENT MERCHANT, ITINERANT MERCHANT OR ITINERANT VENDOR:

For the purposes of this Chapter, a "transient merchant," "itinerant merchant," or "itinerant vendor" is defined as any person, ~~whether or not employed by or affiliated iwth, a firm, or~~ corporation, ~~or other entity,~~ whether as owner, agent, consignee, or employee, ~~and~~ whether a resident of the City or not, who engages in a **temporary business** of selling and delivering goods, wares, and merchandise within the City and who, in furtherance of such purpose, hires, leases, uses or occupies any public or private place, building, motor vehicle, tent, railroad boxcar, public room in a hotel, lodging house, apartment, shop, street, or other location within the City for the exhibition and sale of such goods, wares, and merchandise, either privately or at public auction.

All such merchants or vendors who intend to operate door-to-door must obtain prior clearance from the City of Twin Falls, regardless of whether they are affiliated with an established business location.

A "temporary business" is one which is expected to be in operation for six (6) months or less within the City. This definition shall not include nor be construed to include:

- (A) Public or private auction for the disposal by an established business of its assets or an individual for items of personal and household use.
- (B) Any person, partnership or corporation selling or dealing only with retail merchants within the City, and being exclusively wholesale sellers and dealers.
- (C) Any religious or charitable corporation or organization engaging in any one or more of the above activities for strictly nonprofit purposes.
- (D) Any arts or crafts shows or fairs where the items for sale are exhibited by the person producing the items; and, the exhibitor was invited by the sponsoring party; the names of participants are accumulated by the sponsoring party to be made available to the City Council or Clerk.
- (E) Any sales pursuant to court order.
- (F) The sale of farm or garden products by the persons producing such products.
- (G) The sale of a newspaper subscription in which the seller is a person engaged in both the delivery and sale of the newspaper.
- (H) Political groups seeking funds or memberships.

(l) Sales of Christmas trees and wreaths.

~~Any~~The person, ~~whether or not employed by or affiliated iwth, a~~ partnership, ~~or~~ corporation ~~or other entity, who is~~ so engaged shall not be relieved from complying with the provisions of this Chapter merely by reason of associating temporarily with any local dealer, trader, merchant or auctioneer, or by conducting such transient business in connection with, as a part of or in the name of any local dealer, trader, merchant or auctioneer.

~~Any person, partnership or corporation wishing to engage in any one or more of the activities described above, and not specifically excluded from the definition of the itinerant merchant, peddler, or solicitor as set forth above, may petition the City Council and upon good cause shown, the City Council may exempt the person, partnership or corporation from application of this Chapter.~~

~~Notwithstanding the foregoing, any person or business intending to conduct business continuously for at least one year in the City, or having conducted business in the City continuously for the previous year, and can provide proof by way of a written lease, contract or other proof satisfactory to the City Clerk, shall be exempt from the application of this Chapter. (Ord. 2431, 12-6-1993; amd. Ord. 2645, 2-28-2000)~~

3-14-2: LICENSE REQUIRED:

It shall be unlawful for a transient merchant, itinerant merchant, itinerant vendor, peddler or solicitor, as defined in Section [3-14-1](#) of this Chapter, to engage in such business within the City without first obtaining a license therefor in compliance with the provisions of this Chapter. (Ord. 2197, 3-16-1987)

3-14-3: APPLICATION:

Application for license under this Chapter, whether a person, firm or corporation, shall be made by filing with the City Clerk a written, sworn application signed by the applicant, if an individual, by all partners if a partnership, and the president if a corporation, showing:

(A) The name or names of the person or persons having the management or supervision of the applicant's business during the time that it is proposed that it will be carried on in the City; the local address or addresses of such person or persons while engaged in such business; the permanent address or addresses of such person or persons; the capacity in which such person or persons will act; (that is, whether as proprietor, agent or otherwise); the name and address of the person, firm or corporation for whose account the business will be carried on, if any; and if a corporation, under the laws of what state the same is incorporated.

(B) Idaho State sales tax license number and, if applicable, Idaho corporation license number.

(C) The place or places in the City where it is proposed the goods or property is to be sold, or orders taken for the sale of such goods or property, the place where such goods are manufactured or produced, where such goods are located at the time the application is filed, the proposed method of delivery, and the length of time during which it is proposed that the business shall be conducted, together with written permission of the property owner, agent or employee.

(D) The place or places other than the permanent place of business of the applicant within six (6) months next preceding the date of the application conducting the transient business, stating the nature thereof and giving the post office and street address of the location thereof.

(E) A statement of the nature, character and quality of the goods, wares or merchandise to be sold or offered for sale by the applicant in the city.

(F) A brief statement of the nature and character of the advertising done or proposed to be done in order to attract customers.

(G) Whether or not the person or persons having the management or supervision of the applicant's business have been convicted of any crime, misdemeanor or felony, and the place where the conviction occurred, including a statement as to the nature of the offense, the date, the penalty and punishment assessed for the crime. (Ord. 2197, 3-16-1987)

(H) A two inch by two inch (2" x 2") photograph showing the head and shoulders in a clear and distinguishable manner of the applicant and the person selling, delivering, conveying, carrying, transporting goods, wares, merchandise, food or like merchandise of the applicant or offering to perform services in the present or future for applicant. (Ord. 2203, 6-1-1987)

(I) When the applicant proposes to peddle any food or product for human consumption, a certification by the South Central health district shall be required prior to issuance of a license.

(J) Such other reasonable information as the city clerk may deem proper to fulfill the purpose of this chapter in the protection of the public good.

The city clerk shall prepare a suitable application in compliance with this chapter. (Ord. 2197, 3-16-1987)

3-14-4: INVESTIGATION AND ISSUANCE; CONTENTS OF LICENSE:

(A) Investigation And Issuance: Upon receipt of an application for any license under this chapter, the application shall be referred to the Twin Falls police department which shall conduct an investigation to determine the suitability of the applicant to be licensed. The investigation shall require an applicant to provide information and fingerprints necessary to obtain criminal history information from the Idaho state police and the ~~f~~Federal ~~b~~Bureau of ~~i~~nvestigation pursuant to Idaho Code 67-3008 and public law 92-544 (28 CFR part 20). The Twin Falls police department shall submit a set of fingerprints obtained from the applicant and the required fees to the Idaho state police bureau of criminal identification for a criminal records check of state and national databases. The submission of fingerprints and information required by this section shall be on forms prescribed by the Idaho state police. The Twin Falls police department is authorized to receive criminal history information from the Idaho state police and from the federal bureau of investigation for the purpose of evaluating the fitness of an applicant for licensure. As required by state and federal law, further dissemination or other use of the criminal history information is prohibited. The applicant shall pay, in advance, the fees required by the Idaho state police bureau of criminal identification for the criminal records check.

As a result of the investigation, if the applicant's character and business responsibility are found to be unsatisfactory, the application shall be denied. If, as a result of the investigation, the character and business reputation appear to be satisfactory, the city clerk shall so certify in writing and license shall be issued if all of the requirements of this chapter have been met.

(B) Record: The city clerk shall keep a full record in his office of all licenses issued, and each such license shall contain the number of the license, the date the same was issued, the nature of the business authorized to be carried on, the amount of the license fee paid, the expiration date of the license, and the place where such business may be carried on under said license, the name or names of the person or persons authorized to carry on the same. (Ord. 2016-6, 4-18-2016)

3-14-5: SERVICE OF PROCESS:

Before any license herein provided for shall be issued for engaging in the business of an itinerant merchant, as herein defined, such applicant shall file with the city clerk an instrument nominating and appointing the city clerk his true and lawful agent with full power and authority to acknowledge service of notice of process for and on behalf of said applicant in respect to any matters connected with or arising out of the business transacted under said license, which said instrument shall also contain recitals to the effect that said applicant for said license consents and agrees that service of any notice or process may be made upon said agent. Said instrument shall also contain recitals to the

effect that said applicant for said license consents and agrees that service of any notice or process may be made upon said agent, and when so made shall be taken and held to be as valid as if personally served upon the person or persons applying for the license under this chapter, according to the law of this or any other state, and waiving any claim or right of error by reason of such acknowledgment of service or manner of service. Immediately upon service or process upon the city clerk, as herein provided, the city clerk shall send to the licensee at his last known address, by registered mail, a copy of said process. (Ord. 1945, 8-20-1979)

3-14-6: FEES, TERMS OF LICENSE:

The license fee for any peddler, solicitor, canvasser, transient, itinerant merchant or vendor shall be twenty five dollars (\$25.00), payable in advance. This license shall be valid for three (3) months and renewable once for an additional three (3) months for an additional fee of twenty five dollars (\$25.00). Upon the expiration of the initial license or renewed license, a licensee shall not be eligible to apply for a new license for a period of six (6) months. (Ord. 2016-6, 4-18-2016)

3-14-7: BOND REQUIREMENT:

Before any license as provided herein shall be issued for engaging in the business of "transient merchant, itinerant merchant or itinerant vendor", "peddler", "solicitor or canvasser", as defined in this chapter, each applicant shall file with the city clerk a surety bond or a cashier's check in the amount of five hundred dollars (\$500.00). The bond is to be conditioned upon saving the city harmless from any and all liabilities or causes of action or expenses arising due to any claims which might arise by virtue of a grant of a license to applicant and conditioned further that no dirt, paper, litter or other debris will be permitted to remain upon the streets or upon any private property. Every business firm, company or corporation, which has one or more employees or agents acting in the capacity of peddler, solicitor, canvasser or transient merchant, shall file with the city clerk a surety bond covering all such employees or agents and running to the city or a cashier's check in the amount of five hundred dollars (\$500.00) for each employee and/or agent.

Every bond for those engaging in a business as a "peddler", "solicitor or canvasser", or transient merchant as defined in this chapter shall be executed by the applicant as a principal and at least one surety upon which service of process may be made in the state of Idaho, said bond to be approved by the city attorney, conditioned that the said applicant and all of the applicant's agents and employees, shall comply fully with all of the provisions of this chapter.

Based upon written justification and letters of reference from local citizens, local business firms, local companies or local corporations, or being licensed for one year, the above bonding requirements may be waived when specifically approved by the city council.

Action on the surety bond or cashier's check may be brought directly by any person damaged by a licensee's violation of any provision of this chapter.

After expiration of a license, the city clerk shall, upon application of the licensee, return the bond or cashier's check within six (6) months after receipt of application for return, unless the city clerk has been notified of the pendency of any claim or cause of action by any person upon the bond or cashier's check or that any of the provisions of this chapter have not been complied with. (Ord. 2203, 6-1-1987)

3-14-8: EXHIBITION OF LICENSE:

The license issued under this chapter shall be conspicuously posted at the place of business named therein or exhibited in a conspicuous place if applicant is using a motor vehicle and otherwise kept by applicant and exhibited upon request by a police officer or citizen. In the event that the applicant shall desire to do business in more than one place within the city, separate licenses may be issued for each place of business and shall be conspicuously posted in each place of business. (Ord. 2197, 3-16-1987)

3-14-9: DUTY OF POLICE TO ENFORCE:

It shall be the duty of the police officers of the city to examine all places of business and persons in their respective territories subject to the provisions of this chapter, to determine if this chapter has been complied with and to enforce the provisions of this chapter against any person found to be violating the same. (Ord. 1945, 8-20-1979)

3-14-10: RECORDS KEPT:

The city clerk shall deposit a copy of the license with the chief of police who shall report to the clerk any complaints against any person licensed under the provisions of this chapter and any conviction for violation of this chapter; the city clerk shall keep a record of all such licenses and such complaints and violations. (Ord. 1945, 8-20-1979)

3-14-11: LETTING OF PRIVATE PROPERTY RESTRICTED:

No property owner, nor his agent or employee, shall sublet, lease, sublease or otherwise permit his property, or property of which he is in charge, to be used by an itinerant merchant or itinerant vendor, as herein defined, unless specifically excluded from application of this chapter or unless the itinerant vendor or itinerant merchant has obtained a license as provided herein. (Ord. 1945, 8-20-1979)

3-14-12: UNLAWFUL CONDUCT:

No licensee hereunder shall:

- (A) Make physical contact with the person being solicited unless that person's permission is obtained;
- (B) Misrepresent the purpose of the solicitation;
- (C) Misrepresent the affiliation of those engaged in the solicitation;
- (D) Continue efforts to solicit from an individual once that individual informs the solicitor that he does not wish to give anything to or to buy anything from that solicitor;
- (E) Represent the issuance of any license under this chapter as an endorsement or recommendation of the solicitation;
- (F) Enter upon any premises when the same is posted with a sign stating "No Peddlers Allowed" or other words to such effect;
- (G) Knowingly make any false statement on an application for a license hereunder;
- (H) Fraud, misrepresentation or false statement made in the course of carrying on the business. (Ord. 2197, 3-16-1987)

3-14-13: APPEAL OF CITY CLERK'S DECISION:

If the applicant is aggrieved by the decision of the city clerk, the applicant may appeal such decision to the city ~~council~~ [manager](#) within seven (7) days of notice of the decision of the city clerk. The applicant must, in writing, appeal to the city ~~council~~ [manager](#) and set forth the reasons therefor why the applicant should not be denied a license. The city ~~council~~ [manager](#) shall set the time and place for a hearing a reasonable period of time subsequent to applicant's written notice of appeal. Notice of such hearing shall be personally served upon the applicant, or mailed postage prepaid to the applicant at his last known address, at least three (3) days prior to the date of the hearing. The order of the city ~~council~~ [manager](#) shall be final. (Ord. 2197, 3-16-1987)

3-14-14: REVOCATION OF LICENSE:

The permits and licenses issued pursuant to this chapter may be revoked by the mayor, after notice and hearing, for any of the following causes:

- (A) Any fraud, misrepresentation or false statement contained in the application for license;

(B) Any fraud, misrepresentation or false statement made in connection with the selling of goods, wares or merchandise;

(C) Any violation of this chapter;

(D) Conviction of the licensee of any felony or of a misdemeanor involving moral turpitude; or

(E) Conducting the business licensed under this chapter in an unlawful manner or in such a manner as to constitute a menace to the health, safety or general welfare of the public.

The city ~~council~~ [manager](#) may revoke any license issued under this chapter for violation of any of the provisions of this code or ordinance of the city or laws of the state of Idaho. Prior to revocation by the city ~~council~~ [manager](#), the city clerk or [deputy](#) city ~~council~~ [clerk](#) shall notify the applicant in writing, setting forth specifically the grounds of the complaint and the time and place of the hearing. Such notice shall be personally served upon the licensee, or mailed postage prepaid to the licensee at his last known address at least three (3) days prior to the date set for the hearing. (Ord. 2197, 3-16-1987)

3-14-15: PENALTY:

Any person violating any of the provisions of this chapter shall, upon conviction thereof, be punished as provided in section [1-4-1](#) of this code. (Ord. 2132, 12-17-1984)

ORDINANCE NO. 2025-018

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
TWIN FALLS, ID PROVIDING FOR THE AMENDMENT OF
TWIN FALLS CITY CODE TITLE 3 CHAPTER 14, TRANSIENT
MERCHANTS, VENDORS, PEDDLERS AND SOLICITORS

WHEREAS, The current city code does not require “brick-and-mortar” businesses to obtain a door-to-door vendor’s license and subject their salespeople to a background check before engaging in door-to-door sales; and

WHEREAS, the City Council deems it appropriate for anyone engaging in door-to-door sales to submit to a background check and obtain a door-to-door vendor’s license before engaging in those activities;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO:

That Chapter 14, Title 9 regarding Transient Merchants, Vendors, Peddlers, and Solicitors be amended as follows:

CHAPTER 14

TRANSIENT MERCHANTS, VENDORS, PEDDLERS AND SOLICITORS

3-14-1: DEFINITIONS

GENERAL REQUIREMENT FOR DOOR-TO-DOOR SALES:

All individuals, whether or not they are employed by or affiliated with any partnership, corporation, or other entity, who engages in door-to-door sales, solicitation, canvassing, or peddling within the City of Twin Falls shall be required to obtain prior clearance, including background vetting and approval, through the City of Twin Falls before conducting any such activity. This requirement applies regardless of whether the individual or his/her employing or affiliated business maintains a permanent, fixed, or brick-and-mortar location, and regardless of business type, ownership, or affiliation.

3-14-1: DEFINITIONS

PEDDLER:

Any person, whether a resident of the City or not, traveling by foot, motor vehicle or any other type of conveyance, however propelled, drawn, pushed or moved, from place to place, from house to house or from street to street, carrying, conveying or transporting goods, wares, merchandise, food or farm products or provisions, offering and exposing the same for sale or making sales and delivering articles to purchasers, or who, without traveling from place to place shall sell or

offer the same for sale from a wagon, vehicle, railroad car, or any other type of conveyance. The word "peddler" shall include the words "hauler" and "hucksters."

All individuals intending to engage in such activity shall be required to obtain prior clearance and approval through the City of Twin Falls before conducting any door-to-door sales, regardless of whether the individual or his/her employing or affiliated business maintains a permanent or brick-and-mortar location.

SOLICITOR OR CANVASSER:

Any person, whether a resident of the City or not, traveling either by foot, motor vehicle or any other type of conveyance, from place to place, from house to house or from street to street, taking or attempting to take, in person, orders for sale of goods, wares and merchandise, personal property of any nature whatsoever for future delivery, or for services to be furnished or performed in the future, whether or not collecting advance payments on such sales. This definition includes any person who, for themselves or on behalf of another, hires, leases, uses or occupies any building, structure, tent, railroad boxcar, boat, hotel room, lodging house, apartment, shop or any other place within the City for the sole purpose of exhibiting samples and taking orders for future delivery.

All solicitors or canvassers engaging in door-to-door activity must be vetted and cleared by the City of Twin Falls before beginning such activity, without exception for those affiliated with or operating out of permanent business premises.

TRANSIENT MERCHANT, ITINERANT MERCHANT OR ITINERANT VENDOR:

For the purposes of this Chapter, a "transient merchant," "itinerant merchant," or "itinerant vendor" is defined as any person, **whether or not employed by or affiliated with** a firm, or corporation, **or other entity**, whether as owner, agent, consignee, or employee, **and** whether a resident of the City or not, who engages in a temporary business of selling and delivering goods, wares, and merchandise within the City and who, in furtherance of such purpose, hires, leases, uses or occupies any public or private place, building, motor vehicle, tent, railroad boxcar, public room in a hotel, lodging house, apartment, shop, street, or other location within the City for the exhibition and sale of such goods, wares, and merchandise, either privately or at public auction.

All such merchants or vendors who intend to operate door-to-door must obtain prior clearance from the City of Twin Falls, regardless of whether they are affiliated with an established business location.

A "temporary business" is one which is expected to be in operation for six (6) months or less within the City. This definition shall not include nor be construed to include:

(A) Public or private auction for the disposal by an established business of its assets or an individual for items of personal and household use.

(B) Any person, partnership or corporation selling or dealing only with retail merchants within the City, and being exclusively wholesale sellers and dealers.

(C) Any religious or charitable corporation or organization engaging in any one or more of the above activities for strictly nonprofit purposes.

(D) Any arts or crafts shows or fairs where the items for sale are exhibited by the person producing the items; and, the exhibitor was invited by the sponsoring party; the names of participants are accumulated by the sponsoring party to be made available to the City Council or Clerk.

(E) Any sales pursuant to court order.

(F) The sale of farm or garden products by the persons producing such products.

(G) The sale of a newspaper subscription in which the seller is a person engaged in both the delivery and sale of the newspaper.

(H) Political groups seeking funds or memberships.

(I) Sales of Christmas trees and wreaths.

Any The person, **whether or not employed by or affiliated with; a** partnership, **or** corporation **or other entity, who is** so engaged shall not be relieved from complying with the provisions of this Chapter merely by reason of associating temporarily with any local dealer, trader, merchant or auctioneer, or by conducting such transient business in connection with, as a part of or in the name of any local dealer, trader, merchant or auctioneer.

~~Any person, partnership or corporation wishing to engage in any one or more of the activities described above, and not specifically excluded from the definition of the itinerant merchant, peddler, or solicitor as set forth above, may petition the City Council and upon good cause shown, the City Council may exempt the person, partnership or corporation from application of this Chapter.~~

~~Notwithstanding the foregoing, any person or business intending to conduct business continuously for at least one year in the City, or having conducted business in the City continuously for the previous year, and can provide proof by way of a written lease, contract or other proof satisfactory to the City Clerk, shall be exempt from the application of this Chapter. (Ord. 2431, 12-6-1993; amd. Ord. 2645, 2-28-2000)~~

3-14-2: LICENSE REQUIRED:

It shall be unlawful for a transient merchant, itinerant merchant, itinerant vendor, peddler or solicitor, as defined in Section 3-14-1 of this Chapter, to engage in such

business within the City without first obtaining a license therefor in compliance with the provisions of this Chapter. (Ord. 2197, 3-16-1987)

3-14-3: APPLICATION:

Application for license under this Chapter, whether a person, firm or corporation, shall be made by filing with the City Clerk a written, sworn application signed by the applicant, if an individual, by all partners if a partnership, and the president if a corporation, showing:

(A) The name or names of the person or persons having the management or supervision of the applicant's business during the time that it is proposed that it will be carried on in the City; the local address or addresses of such person or persons while engaged in such business; the permanent address or addresses of such person or persons; the capacity in which such person or persons will act; (that is, whether as proprietor, agent or otherwise); the name and address of the person, firm or corporation for whose account the business will be carried on, if any; and if a corporation, under the laws of what state the same is incorporated.

(B) Idaho State sales tax license number and, if applicable, Idaho corporation license number.

(C) The place or places in the City where it is proposed the goods or property is to be sold, or orders taken for the sale of such goods or property, the place where such goods are manufactured or produced, where such goods are located at the time the application is filed, the proposed method of delivery, and the length of time during which it is proposed that the business shall be conducted, together with written permission of the property owner, agent or employee.

(D) The place or places other than the permanent place of business of the applicant within six (6) months next preceding the date of the application conducting the transient business, stating the nature thereof and giving the post office and street address of the location thereof.

(E) A statement of the nature, character and quality of the goods, wares or merchandise to be sold or offered for sale by the applicant in the city.

(F) A brief statement of the nature and character of the advertising done or proposed to be done in order to attract customers.

(G) Whether or not the person or persons having the management or supervision of the applicant's business have been convicted of any crime, misdemeanor or felony, and the place where the conviction occurred, including a statement as to the nature of the offense, the date, the penalty and punishment assessed for the crime. (Ord. 2197, 3-16-1987)

(H) A two inch by two inch (2" x 2") photograph showing the head and shoulders in a clear and distinguishable manner of the applicant and the person selling, delivering, conveying, carrying, transporting goods, wares, merchandise,

food or like merchandise of the applicant or offering to perform services in the present or future for applicant. (Ord. 2203, 6-1-1987)

(I) When the applicant proposes to peddle any food or product for human consumption, a certification by the South Central health district shall be required prior to issuance of a license.

(J) Such other reasonable information as the city clerk may deem proper to fulfill the purpose of this chapter in the protection of the public good.

The city clerk shall prepare a suitable application in compliance with this chapter. (Ord. 2197, 3-16-1987)

3-14-4: INVESTIGATION AND ISSUANCE; CONTENTS OF LICENSE:

(A) Investigation And Issuance: Upon receipt of an application for any license under this chapter, the application shall be referred to the Twin Falls police department which shall conduct an investigation to determine the suitability of the applicant to be licensed. The investigation shall require an applicant to provide information and fingerprints necessary to obtain criminal history information from the Idaho state police and the ~~f~~~~Federal~~ ~~b~~~~Bureau of~~ ~~i~~~~n~~~~v~~~~e~~~~s~~~~t~~~~i~~~~g~~~~a~~~~t~~~~i~~~~o~~~~n~~ pursuant to Idaho Code 67-3008 and public law 92-544 (28 CFR part 20). The Twin Falls police department shall submit a set of fingerprints obtained from the applicant and the required fees to the Idaho state police bureau of criminal identification for a criminal records check of state and national databases. The submission of fingerprints and information required by this section shall be on forms prescribed by the Idaho state police. The Twin Falls police department is authorized to receive criminal history information from the Idaho state police and from the federal bureau of investigation for the purpose of evaluating the fitness of an applicant for licensure. As required by state and federal law, further dissemination or other use of the criminal history information is prohibited. The applicant shall pay, in advance, the fees required by the Idaho state police bureau of criminal identification for the criminal records check.

As a result of the investigation, if the applicant's character and business responsibility are found to be unsatisfactory, the application shall be denied. If, as a result of the investigation, the character and business reputation appear to be satisfactory, the city clerk shall so certify in writing and license shall be issued if all of the requirements of this chapter have been met.

(B) Record: The city clerk shall keep a full record in his office of all licenses issued, and each such license shall contain the number of the license, the date the same was issued, the nature of the business authorized to be carried on, the amount of the license fee paid, the expiration date of the license, and the place where such business may be carried on under said license, the name or names of the person or persons authorized to carry on the same. (Ord. 2016-6, 4-18-2016)

3-14-5: SERVICE OF PROCESS:

Before any license herein provided for shall be issued for engaging in the business of an itinerant merchant, as herein defined, such applicant shall file with the city clerk an instrument nominating and appointing the city clerk his true and lawful agent with full power and authority to acknowledge service of notice of process for and on behalf of said applicant in respect to any matters connected with or arising out of the business transacted under said license, which said instrument shall also contain recitals to the effect that said applicant for said license consents and agrees that service of any notice or process may be made upon said agent. Said instrument shall also contain recitals to the effect that said applicant for said license consents and agrees that service of any notice or process may be made upon said agent, and when so made shall be taken and held to be as valid as if personally served upon the person or persons applying for the license under this chapter, according to the law of this or any other state, and waiving any claim or right of error by reason of such acknowledgment of service or manner of service. Immediately upon service or process upon the city clerk, as herein provided, the city clerk shall send to the licensee at his last known address, by registered mail, a copy of said process. (Ord. 1945, 8-20-1979)

3-14-6: FEES, TERMS OF LICENSE:

The license fee for any peddler, solicitor, canvasser, transient, itinerant merchant or vendor shall be twenty five dollars (\$25.00), payable in advance. This license shall be valid for three (3) months and renewable once for an additional three (3) months for an additional fee of twenty five dollars (\$25.00). Upon the expiration of the initial license or renewed license, a licensee shall not be eligible to apply for a new license for a period of six (6) months. (Ord. 2016-6, 4-18-2016)

3-14-7: BOND REQUIREMENT:

Before any license as provided herein shall be issued for engaging in the business of "transient merchant, itinerant merchant or itinerant vendor", "peddler", "solicitor or canvasser", as defined in this chapter, each applicant shall file with the city clerk a surety bond or a cashier's check in the amount of five hundred dollars (\$500.00). The bond is to be conditioned upon saving the city harmless from any and all liabilities or causes of action or expenses arising due to any claims which might arise by virtue of a grant of a license to applicant and conditioned further that no dirt, paper, litter or other debris will be permitted to remain upon the streets or upon any private property. Every business firm, company or corporation, which has one or more employees or agents acting in the capacity of peddler, solicitor, canvasser or transient merchant, shall file with the city clerk a surety bond covering all such employees or agents and running to the city or a cashier's check in the amount of five hundred dollars (\$500.00) for each employee and/or agent.

Every bond for those engaging in a business as a "peddler", "solicitor or canvasser", or transient merchant as defined in this chapter shall be executed by the applicant as a principal and at least one surety upon which service of process may be made in the state of Idaho, said bond to be approved by the city attorney,

conditioned that the said applicant and all of the applicant's agents and employees, shall comply fully with all of the provisions of this chapter.

Based upon written justification and letters of reference from local citizens, local business firms, local companies or local corporations, or being licensed for one year, the above bonding requirements may be waived when specifically approved by the city council.

Action on the surety bond or cashier's check may be brought directly by any person damaged by a licensee's violation of any provision of this chapter.

After expiration of a license, the city clerk shall, upon application of the licensee, return the bond or cashier's check within six (6) months after receipt of application for return, unless the city clerk has been notified of the pendency of any claim or cause of action by any person upon the bond or cashier's check or that any of the provisions of this chapter have not been complied with. (Ord. 2203, 6-1-1987)

3-14-8: EXHIBITION OF LICENSE:

The license issued under this chapter shall be conspicuously posted at the place of business named therein or exhibited in a conspicuous place if applicant is using a motor vehicle and otherwise kept by applicant and exhibited upon request by a police officer or citizen. In the event that the applicant shall desire to do business in more than one place within the city, separate licenses may be issued for each place of business and shall be conspicuously posted in each place of business. (Ord. 2197, 3-16-1987)

3-14-9: DUTY OF POLICE TO ENFORCE:

It shall be the duty of the police officers of the city to examine all places of business and persons in their respective territories subject to the provisions of this chapter, to determine if this chapter has been complied with and to enforce the provisions of this chapter against any person found to be violating the same. (Ord. 1945, 8-20-1979)

3-14-10: RECORDS KEPT:

The city clerk shall deposit a copy of the license with the chief of police who shall report to the clerk any complaints against any person licensed under the provisions of this chapter and any conviction for violation of this chapter; the city clerk shall keep a record of all such licenses and such complaints and violations. (Ord. 1945, 8-20-1979)

3-14-11: LETTING OF PRIVATE PROPERTY RESTRICTED:

No property owner, nor his agent or employee, shall sublet, lease, sublease or otherwise permit his property, or property of which he is in charge, to be used by an itinerant merchant or itinerant vendor, as herein defined, unless specifically excluded from application of this chapter or unless the itinerant vendor or itinerant merchant has obtained a license as provided herein. (Ord. 1945, 8-20-1979)

3-14-12: UNLAWFUL CONDUCT:

No licensee hereunder shall:

- (A) Make physical contact with the person being solicited unless that person's permission is obtained;
- (B) Misrepresent the purpose of the solicitation;
- (C) Misrepresent the affiliation of those engaged in the solicitation;
- (D) Continue efforts to solicit from an individual once that individual informs the solicitor that he does not wish to give anything to or to buy anything from that solicitor;
- (E) Represent the issuance of any license under this chapter as an endorsement or recommendation of the solicitation;
- (F) Enter upon any premises when the same is posted with a sign stating "No Peddlers Allowed" or other words to such effect;
- (G) Knowingly make any false statement on an application for a license hereunder;
- (H) Fraud, misrepresentation or false statement made in the course of carrying on the business. (Ord. 2197, 3-16-1987)

3-14-13: APPEAL OF CITY CLERK'S DECISION:

If the applicant is aggrieved by the decision of the city clerk, the applicant may appeal such decision to the city council manager within seven (7) days of notice of the decision of the city clerk. The applicant must, in writing, appeal to the city council manager and set forth the reasons therefor why the applicant should not be denied a license. The city council manager shall set the time and place for a hearing a reasonable period of time subsequent to applicant's written notice of appeal. Notice of such hearing shall be personally served upon the applicant, or mailed postage prepaid to the applicant at his last known address, at least three (3) days prior to the date of the hearing. The order of the city council manager shall be final. (Ord. 2197, 3-16-1987)

3-14-14: REVOCATION OF LICENSE:

The permits and licenses issued pursuant to this chapter may be revoked by the mayor, after notice and hearing, for any of the following causes:

- (A) Any fraud, misrepresentation or false statement contained in the application for license;
- (B) Any fraud, misrepresentation or false statement made in connection with the selling of goods, wares or merchandise;
- (C) Any violation of this chapter;

(D) Conviction of the licensee of any felony or of a misdemeanor involving moral turpitude; or

(E) Conducting the business licensed under this chapter in an unlawful manner or in such a manner as to constitute a menace to the health, safety or general welfare of the public.

The city council **manager** may revoke any license issued under this chapter for violation of any of the provisions of this code or ordinance of the city or laws of the state of Idaho. Prior to revocation by the city council **manager**, the city clerk or **deputy** city council **clerk** shall notify the applicant in writing, setting forth specifically the grounds of the complaint and the time and place of the hearing. Such notice shall be personally served upon the licensee, or mailed postage prepaid to the licensee at his last known address at least three (3) days prior to the date set for the hearing. (Ord. 2197, 3-16-1987)

3-14-15: PENALTY:

Any person violating any of the provisions of this chapter shall, upon conviction thereof, be punished as provided in section 1-4-1 of this code. (Ord. 2132, 12-17-1984)

Passed By the City Council

_____, 2025

Signed by the Mayor

_____, 2025
Mayor



Date: Monday, September 15, 2025
To: Honorable Mayor and City Council
From: Breanna Howard, CFO

PRESENTATION

Request:

A presentation on the finances of the City of Twin Falls for the 3rd quarter of fiscal year 2024-2025. This presentation will be an overview of the tax-supported funds and the three major enterprise funds: Water, Wastewater and Sanitation.

Time Estimate:

The estimated amount of time for this presentation is 20-30 minutes, with additional time for Council questions.

Background:

The information presented includes a comparison of budget to actual information for revenues and expenditures in the tax supported funds and the three major enterprise funds. There will be an analysis on historical information and current events.

Approval Process:

N/A

Budget Impact:

There is no budget impact.

Regulatory Impact:

There is no regulatory impact.

History:

Analysis:

N/A

Conclusion:

There is no action required by the City Council.

Attachments:

1. 3rd Qtr 2025 Tax Supported Funds
2. 3rd Qtr 2025 Water Fund
3. 3rd Qtr 2025 Wastewater Fund
4. 3rd Qtr 2025 Sanitation Fund

City of Twin Falls
Summary of Tax-Supported Funds
June 30, 2025

9 of 12 months	75.0%
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	Budgeted Rev	Actual Rev	% Received to Date
Property Taxes	\$ 31,166,677	\$ 20,064,472	64.4%
Franchise Taxes	2,364,000	2,000,027	84.6%
Permits	1,307,000	1,885,666	144.3%
Revenue Sharing-County, State, Liquor	5,650,001	4,473,910	79.2%
State Liquor Apportionment	940,000	716,160	76.2%
Street Fund-Highway Monies	4,419,400	3,174,906	71.8%
Court Revenues	190,000	193,679	101.9%
Contributions	1,000	500,634	50063.4%
Grants	10,265,306	3,823,987	37.3%
Misc	1,058,777	1,539,760	145.4%
E-911	492,000	359,228	73.0%
Recreation Fees	648,500	599,851	92.5%
Airport Revenues	1,328,684	1,075,268	80.9%
Investment Interest	871,807	1,578,733	181.1%
Fire District	628,185	314,093	50.0%
Transfers	5,477,949	5,076,254	92.7%
Surplus Reserves	5,773,900	-	0.0%
Revenue Totals	\$ 72,583,186	\$ 47,376,628	65.3%

	Budgeted Exp	Actual Exp	
Personnel	\$ 37,183,808	\$ 26,548,341	71.4%
M & O	9,953,291	6,945,516	69.8%
Capital	22,367,574	8,228,008	36.8%
Transfers	3,078,513	3,093,302	100.5%
Expenditure Totals	\$ 72,583,186	\$ 44,815,167	61.7%

Excess/<Deficit>	\$ -	\$ 2,561,461	
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City of Twin Falls
Water Fund
June 30, 2025

9 of 12 months	75.0%
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	Budgeted Rev	Actual Rev	% Received to Date
User Revenue	\$ 10,712,877	\$ 7,475,649	69.8%
Turn-On, Tap, and Permit Fees	225,000	230,361	102.4%
Penalties and Violations	250,000	351,399	140.6%
Irrigation Revenue	1,253,995	777,166	62.0%
Collected Bad Debts	25,000	11,444	45.8%
Investment Income	335,180	599,788	178.9%
Water Shares Lease Revenue	100,000	100,010	100.0%
Miscellaneous	70,400	300,172	426.4%
Transfers	589,970	442,477	75.0%
Surplus Reserves	659,323	-	0.0%
Revenue Totals	\$ 14,221,745	\$ 10,288,466	72.3%

	Budgeted Exp	Actual Exp	
Personnel	\$ 3,214,367	\$ 2,329,298	72.5%
M & O	3,453,829	1,999,350	57.9%
Capital	5,935,350	3,929,835	66.2%
Debt Service	-	-	0.0%
Transfers	1,618,199	1,213,649	75.0%
Expenditure Totals	\$ 14,221,745	\$ 9,472,132	66.6%

Excess/<Deficit>	\$ -	\$ 816,334
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**City of Twin Falls
Wastewater Fund
June 30, 2025**

9 of 12 months	75.0%
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	<u>Budgeted Rev</u>	<u>Actual Rev</u>	<u>% Received to Date</u>
User Revenue			
Residential Users	\$ 8,274,480	\$ 6,152,299	74.4%
Industrial Users	1,900,000	1,691,937	89.0%
Municipal Users	160,000	130,547	81.6%
Turn-On, Tap, and Permit Fees	5,000	4,603	92.1%
Sewer Capacity Fees	-	2,064,634	0.0%
Penalties and Violations	100,000	123,790	123.8%
Grants	-	4,117	0.0%
Investment Income	489,938	542,918	110.8%
Miscellaneous	3,000	271,310	9043.7%
Surplus Reserves	1,722,902	-	0.0%
Revenue Totals	<u>\$ 12,655,320</u>	<u>\$ 10,986,155</u>	<u>86.8%</u>

	<u>Budgeted Exp</u>	<u>Actual Exp</u>	
Personnel	\$ 1,144,631	\$ 876,076	76.5%
M & O	4,330,066	3,070,923	70.9%
Capital	2,585,250	1,579,608	61.1%
Debt Service	3,485,125	482,563	13.8%
Transfers	1,110,248	832,686	75.0%
Expenditure Totals	<u>\$ 12,655,320</u>	<u>\$ 6,841,856</u>	<u>54.1%</u>

Excess/<Deficit>	\$ -	\$ 4,144,299
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City of Twin Falls
Sanitation Fund
June 30, 2025

9 of 12 months	75.0%
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	Budgeted Rev	Actual Rev	% Received to Date
Admin Fee	\$ -	\$ 129	0.0%
User Fees	3,950,000	3,087,110	78.2%
Investment Income	14,277	16,298	114.2%
Miscellaneous	-	1,920	0.0%
Surplus Reserves	441,133	-	0.0%
Revenue Totals	\$ 4,405,410	\$ 3,105,457	70.5%

	Budgeted Exp	Actual Exp	
M & O	3,882,667	2,568,473	66.2%
Transfers	522,743	392,058	75.0%
Expenditure Totals	\$ 4,405,410	\$ 2,960,531	67.2%

Excess/<Deficit>	\$ -	\$ 144,926
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September 15, 2025 City Council Meeting

To: Honorable Mayor and City Council

From: Mathew Farnes, Finance Department

Request:

Public Hearing to amend the Fiscal Year 2024-2025 Budget.

Time Estimate:

City Staff will provide a brief presentation. The presentation will take approximately 5 minutes, plus any additional time needed to address questions presented by Council members.

Background:

Per Idaho Code 50-1006, a City cannot spend funds in excess of amounts appropriated by ordinance. Adopting an ordinance to amend the budget is the process we go through at year end to ensure compliance with this code. The majority of expenditures included in the budget amendment were reviewed and approved by Council during the year. The remainder are for encumbrances from the prior year and items currently in the budget.

Approval Process:

A majority vote of Council is required to adopt the ordinance amending the budget.

Budget Impact:

The budget amendment will increase the net budget by \$20,006,234.03. The table below lists expenditures and revenue sources.

Description:	Expenditure:	Revenue Source:
General Fund		
Initial Funding - Health Plan Trust	\$1,011,272.00	Reserves
Street Fund		
Chip Seal - Zone 5	\$1,500,000.00	Reserves
2024 Mill and Inlay	\$461,099.00	Reserves
Asphalt Patch Truck	\$251,263.00	Reserves
Addison Avenue East Road Widening	\$206,399.00	Reserves
Washington and Filer Improvements	\$147,070.00	ITD Grant
Initial Funding - Health Plan Trust	\$65,653.00	Reserves
Street Light Fund		
Street Light LED Bulbs	\$115,000.00	DOE EECBG Grant
Subdivision Lighting	\$100,000.00	Reserves
Library Fund		
Initial Funding - Health Plan Trust	\$74,845.00	Reserves
Airport Fund		
Initial Funding - Health Plan Trust	\$37,422.00	Reserves
Capital Improvement Fund		
Fire Training Facility	\$1,187,313.00	Fire District Grant, Reserves
Rock Creek Restoration Project	\$687,019.00	USDA NRCS Grant

Canyon Trail Junction	\$430,000.00	Unanticipated Revenue
Impact Fee Fund		
Wendell Filer Roundabout	\$250,000.00	Reserves
ROW - Eastland Drive	\$35,000.00	Reserves
Land near Canyon Trail Junction	\$4,000.00	Reserves
Eastern Sun Neighborhood Park	\$3,760.00	Reserves
CDBG Fund		
Five Year Consolidated Plan	\$47,300.00	CDBG Grant
Water Fund		
Hankins Pump Stations #1 and #2	\$3,567,992.00	Reserves, Unanticipated Revenue
Kimberly Road Water Line	\$3,498,248.00	Reserves
Public Works Site Improvements	\$700,000.00	Reserves
Hankins Pressure Zone	\$550,422.00	Reserves
Lateral 38 Improvements	\$403,493.00	Reserves
Initial Funding - Health Plan Trust	\$126,710.00	Reserves
Wastewater Fund		
Public Works Site Improvements	\$700,000.00	Reserves
Heat Exchangers, Boiler, Digesters	\$300,000.00	Reserves
Rock Creek Canyon Sewer Line	\$531,390.00	Reserves
Land South of Wastewater Treatment Plant	\$201,000.00	Reserves
Initial Funding - Health Plan Trust	\$43,988.00	Reserves
Common Area Maintenance Fund		
Contract Services	\$5,000.00	Reserves
Sanitation Fund		
PSI, Landfill	\$75,000.00	Unanticipated Revenue
Pool Fund		
Initial Funding - Health Plan Trust	\$7,878.00	Reserves
Dierkes/SSF Fund		
Shoshone Falls Grade	\$2,588,930.34	SLFRF Funds, Reserves
Initial Funding - Health Plan Trust	\$2,954.00	Reserves
Shop Fund		
Landscape/Sidewalk Improvement	\$62,178.69	SLFRF Funds
Initial Funding - Health Plan Trust	\$23,635.00	Reserves
Fireworks Fund		
Fireworks Show	\$3,000.00	Unanticipated Revenue

Conclusion:

Adopting Ordinance 2025-017 amends the Fiscal Year 2024-2025 Budget and Appropriations Ordinance (2024-010). This ensures expenditures do not exceed the appropriated amounts.

Attachments:

1. Ordinance #2025-017

ORDINANCE NO. 2025-017

AN ORDINANCE OF THE CITY OF TWIN FALLS, IDAHO, AMENDING ORDINANCE NO. 2024-010, THE APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2024, AND ENDING SEPTEMBER 30, 2025; APPROPRIATING ADDITIONAL MONIES THAT ARE TO BE RECEIVED BY THE CITY OF TWIN FALLS, IDAHO, IN THE SUM OF \$20,006,234; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TWIN FALLS, IDAHO:

SECTION 1. That Ordinance No. 2024-010, the appropriation ordinance for the City of Twin Falls, Idaho, for the fiscal year commencing October 1, 2024, and ending September 30, 2025, be and the same is hereby amended as follows:

That the additional sum of \$20,006,234 be appropriated out of the following revenues:

General Fund - Reserves	\$1,011,272
Street Fund - Idaho Transportation Dept. Grant	\$136,290
Street Fund - Reserves	\$2,495,194
Street Light Fund - DOE EECBG Grant	\$115,000
Street Light Fund - Reserves	\$100,000
Library Fund - Reserves	\$74,845
Airport Fund - Reserves	\$37,422
Capital Improvement Fund - Fire District Grant	\$1,182,067
Capital Improvement Fund - USDA NRCS Grant	\$687,019
Capital Improvement Fund - Unanticipated Revenue	\$430,000
Capital Improvement Fund - Reserves	\$5,246
Impact Fee Fund - Reserves	\$292,760
CDBG Fund - CDBG Grant	\$47,300
Water Fund - Reserves	\$5,446,865
Water Fund - Unanticipated Revenue	\$3,400,000
Wastewater Fund - Reserves	\$1,776,378
Common Area Maintenance Fund - Reserves	\$5,000
Sanitation Fund - Unanticipated Revenue	\$75,000
Dierkes/SSF Fund - CI Fund Reserves - SLFRF Funds	\$2,334,384
Dierkes/SSF Fund - Reserves	\$257,500
Pool Fund - Reserves	\$7,878
Shop Fund - CI Fund Reserves - SLFRF Funds	\$62,179
Shop Fund - Reserves	\$23,635
Fireworks Fund - Unanticipated Revenue	\$3,000
TOTAL Revenues	<u>\$20,006,234</u>

That the expenditures to be paid by these funds are as follows:

General Fund - Initial Funding - Health Plan Trust	\$1,011,272
Street Fund - Seal Coating – Zone 5	\$1,500,000
Street Fund - 2024 Mill and Inlay	\$461,099
Street Fund - Asphalt Patch Truck	\$251,263
Street Fund - Addison Avenue East Road Widening	\$206,399
Street Fund - Washington and Filer Improvements	\$147,070
Street Fund - Initial Funding - Health Plan Trust	\$65,653
Street Light Fund - Street Light LED Bulbs	\$115,000
Street Light Fund - Subdivision Lighting	\$100,000
Library Fund - Initial Funding - Health Plan Trust	\$74,845
Airport Fund - Initial Funding - Health Plant Trust	\$37,422
Capital Improvement Fund - Fire Training Facility	\$1,187,313
Capital Improvement Fund - Rock Creek Restoration Project	\$687,019
Capital Improvement Fund - Canyon Trail Junction	\$430,000
Impact Fee Fund - Wendell Filer Roundabout	\$250,000
Impact Fee Fund - ROW - Eastland Drive	\$35,000
Impact Fee Fund - Land near Canyon Trail Junction	\$4,000

Impact Fee Fund - Eastern Sun Neighborhood Park	\$3,760
CDBG Fund - Five Year Consolidated Plan	\$47,300
Water Fund - Hankins Pump Stations #1 and #2	\$3,567,992
Water Fund - Kimberly Road Water Line	\$3,498,248
Water Fund - Public Works Site Improvements	\$700,000
Water Fund - Hankins Pressure Zone	\$550,422
Water Fund - Lateral 38 Improvements	\$403,493
Water Fund - Initial Funding - Public Health Trust	\$126,710
Wastewater Fund - Public Works Site Improvements	\$700,000
Wastewater Fund - Rock Creek Canyon Sewer Line	\$531,390
Wastewater Fund - Heat Exchangers, Boiler, Digesters	\$300,000
Wastewater Fund - Land South of Wastewater Treatment Plant	\$201,000
Wastewater Fund - Initial Funding - Public Health Trust	\$43,988
Common Area Maintenance Fund - Contract Services	\$5,000
Sanitation Fund - PSI, Landfill	\$75,000
Pool Fund - Initial Funding - Public Health Trust	\$7,878
Dierkes/SSF Fund - Shoshone Falls Grade	\$2,588,930
Dierkes/SSF Fund - Initial Funding - Public Health Trust	\$2,954
Shop Fund - Landscape/Sidewalk Improvement	\$62,179
Shop Fund - Initial Funding - Public Health Trust	\$23,635
Fireworks Fund - Fireworks Show	\$3,000
TOTAL Expenditures	<u>\$20,006,234</u>

SECTION 2. This ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED BY THE CITY COUNCIL	September 15, 2025
SIGNED BY THE MAYOR	September 15, 2025

ATTEST:	_____ Mayor Ruth Pierce
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_____ Deputy City Clerk

PUBLISH: Thursday, September 25, 2025



Date: Monday, September 15, 2025
To: Planning and Zoning Commission
From: Jonathan Spendlove, Planning & Zoning Director

ACTION ITEM

Request:

Request to City Council for a Vacation of Perrine Court rights of way, adjacent easements, and lots on property located within Block 18 of the Perrine Point Subdivision. c/o Gerald Martens (PZ25-0080).

Time Estimate:

The presentation will take approximately 5-10 minutes with questions/comments to follow.

Background:

Changes in market conditions, modifications to the original PUD, and other circumstances have caused the applicant to reconsider the configuration of Block 18. The applicant has stated this vacation request will allow for a Re-Plat of Block 18 to occur which will be more conducive to current development patterns and market demands.

The Planning and Zoning Commission saw this item in 2023 where the Commission recommended approval. City Council then approved the proposed application and passed an ordinance. Since then, paperwork has been difficult to process due to the right-of-way needing to go to individual lots. Because of this, the applicant has brought the item back and added vacating the lots as well.

Approval Process:

Per City Code 10-16-1 Vacations require a public hearing before the Planning & Zoning Commission where the public and the applicant will have the opportunity to make a presentation, ask questions, or voice their concerns. The Planning & Zoning Commission will make a recommendation to the City Council that the vacation be granted or it may recommend a modification to the vacation, or it may recommend that the vacation be denied.

Budget Impact:

The vacation of Right of Way will increase the amount of taxable private property, but will likely have a negligible effect on the overall budget.

Regulatory Impact:

Approval of this request will remove the limitation, or entitlement, for the specific area, as described on the plat or in other recorded documents. This area will become private property, and subject to the current rules and regulations for taxes, zoning code compliance, and development.

History:

The Perrine Point Subdivision Plat was originally approved in 2008. Other portions of this plat were vacated in 2019 making way for the Scenic West Townhomes project. Further development has occurred on portions of the subdivision in recent years, a City Pressure Irrigation Station directly North, and residential homes further North and East.

The Planning and Zoning Commission saw this item in 2023 where the Commission recommended

approval. City Council then approved the proposed application and passed an ordinance. Since then, paperwork has been difficult to process due to the right-of-way needing to go to individual lots. Because of this, the applicant has brought the item back and added vacating the lots as well.

Analysis:

Vacating the Perrine Court right-of-way has little to no impact on connectivity to these lots long-term. During the re-plat of the property, a new lot configuration will establish the necessary access routes to the future lots per City Code. A condition of approval has been suggested to ensure this occurs.

Vacating the Platted Easements has limited impact on current City infrastructure. A City owned pressure irrigation station was recently constructed directly north of this area. Additional items will be required of the developer for easements, future main lines, and access to this station. A condition of approval has been suggested to ensure this occurs.

Vacating the Platted Lots has limited impact. These lots will be replanted with the proposed condition.

The requisite letters from current utility providers have been received and are attached. City Staff believes all known impacts to current utility providers have been mitigated.

Conclusion:

The Council is tasked with making a final decision on this item. The council may approve, approve with conditions, deny or table the item for more information.

If the Council decides to approve this item, then City Staff recommends the following conditions.

1. Subject to continued compliance with all local, state, and federal code requirements and other standards as applicable.
2. Subject to Block 18 being re-platted, identifying necessary access, utility, and pressure irrigation easements to be determined by City Engineer, prior to any development occurring on the property.

Attachments:

1. PZ25-0080 Vicinity Map
2. PZ25-0080 Aerial Map
3. PZ25-0080 Presentation Map
4. PZ25-0080 Applicant Narrative
5. PZ25-0080 Exhibit Blk 18
6. PZ25-0080 Utility Letters of Support

Vicinity Map

881



0 1,000 Feet

Esri Community Maps Contributors, Esri, TomTom, Garmin, SafeGraph, Geotechnologies, Inc., METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census-Bureau, USDA, USFWS

BARRY PARK

Aerial Map



ZONING MAP

FUTURE LAND USE MAP



Zoning

<u>Current Zoning:</u>	R-2 ZDA
<u>Current Land Use:</u>	Undeveloped
<u>Proposed Zoning:</u>	R-2 ZDA
<u>Proposed Land Use:</u>	Residential

Surrounding Area

<u>North:</u>	Residential (R-6 ZDA)
<u>South:</u>	Undeveloped (R-2 ZDA)
<u>East:</u>	Undeveloped (R-2 ZDA)
<u>West:</u>	Residential (County Jurisdiction)



Regulations

Twin Falls Municipal Code Section(s) 10-16

Future Land Use Category

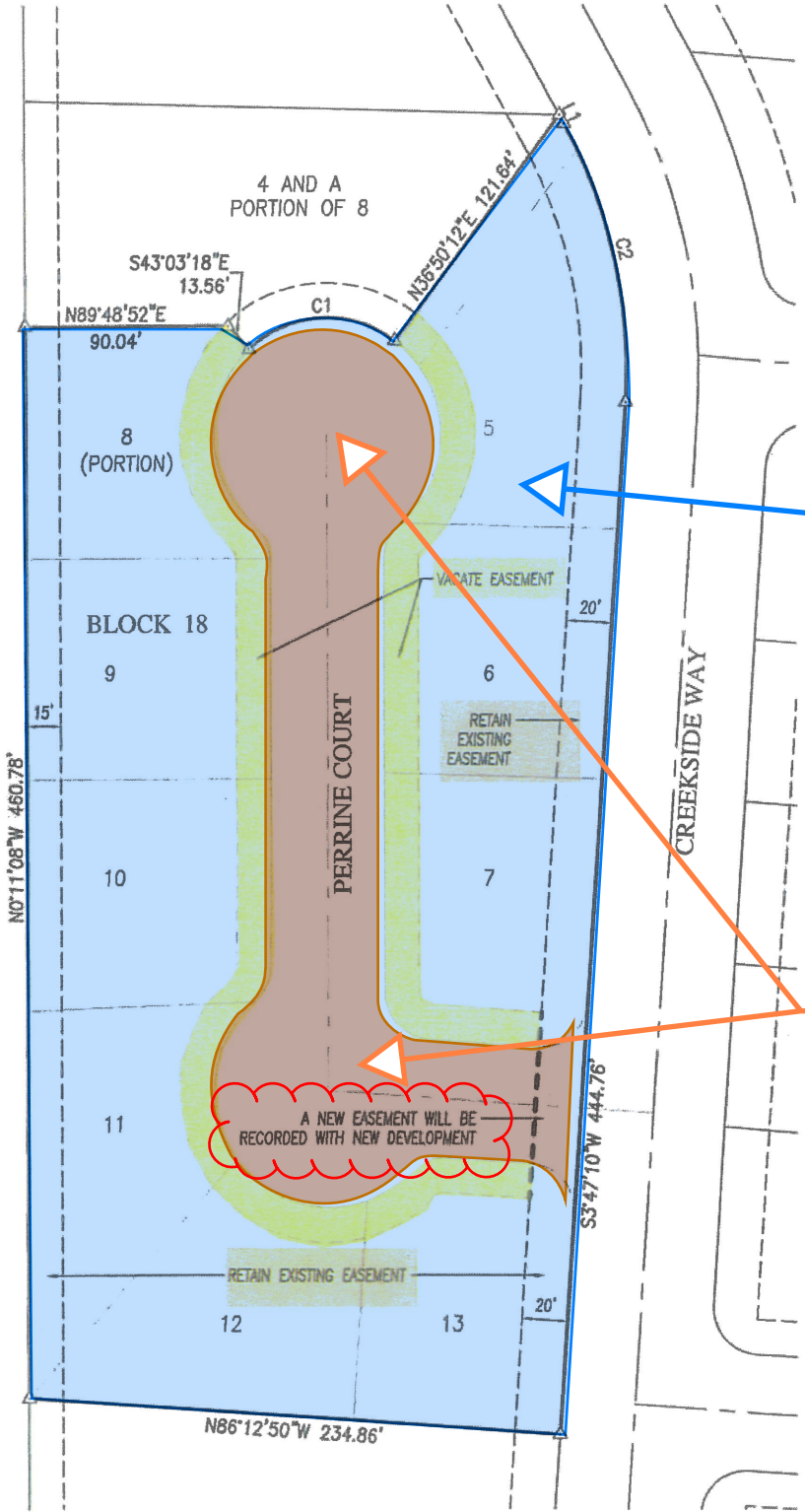
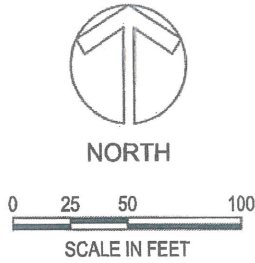
Town Neighborhood calls for a primarily residential area which is contiguous and clustered to maximize open space and community gathering areas with uses such as single family, duplexes, triplexes, townhomes, schools, civic facilities, etc.

Perrine Point Subdivision
Vacation Request
For
Block 4 and a Portion of Block 18

Tres Gringos, LLC is requesting the vacation of road rights of way and easements as noted on the accompanying exhibits and land description within Block 4, and a portion of Block 18 of Perrine Point Subdivision. The reason for the request is to remove existing easements and lot lines in undeveloped platted areas and prepare new plats for the desired development. Once development plans are in place and approved, new easements will be dedicated by separate deed or the platting process to facilitate public utilities and public access.

Block 4 is located immediately north of Falls Avenue West and include Magic Road right of way. Block 18 is also located North of Falls Avenue West and west of Creekside Drive. No negative effects are anticipated for adjacent properties as this area is within the interior of the platted subdivision. Block 18 was platted for residential development and the intent is to provide a layout that better utilizes the land configuration for allowed residential use. Block 4 was platted to provide a mix of high density residential and commercial uses. No development has occurred as of yet in this area other than the surrounding streets. At this time no concept has been put together for the land although the owners would like to provide the flexibility in their layout to adjust lot lines accordingly requiring a vacation of the existing lot lines, certain easements and right of way. All other roadways surrounding these sites will be retained and extended to provide access and utilities.

Located In
Block 8
Perrine Point Subdivision
In
S² SE⁴, Section 6
Township 10 South, Range 17 East
Boise Meridian
Twin Falls County, Idaho
2022



Vacate All lots within this Boundary

Line Table

LINE #	BEARING	DISTANCE
L1	S28°58'14"E	4.26'

Curve Table

CURVE #	DELTA	RADIUS	ARC	CHORD	TANGENT	CHORD BRG
C1	79°53'31"	50.00'	69.72'	64.21'	41.87'	S86°53'27"W
C2	32°45'24"	218.00'	124.63'	122.94'	64.07'	N12°35'32"W

Vacate Entirety of Perrine Court Right of Way

PRELIMINARY

Property Exhibit
for
PORTION OF BLOCK 18 - VACATION

JOB NO.	080-08
APPROVED	
DESIGN	
DRAWN	CSH
DATE	MAY 2022
SCALE	As Shown
V 080-08 ROS_Block 18	
Sheet No.:	1

Exhibit "A"
Legal Description
A Portion of Perrine Point Subdivision (Block 18)
Twin Falls County, Idaho

Being all of Lots 5 through 7, a portion of Lot 8, Lots 9 through 13, Block 18 and Perrine Court as shown on that certain map entitled "Perrine Point Subdivision", recorded May 5, 2008 as Instrument No. 2008-010805 in the office of the County Recorder of Twin Falls County, more particularly described as follows:

Beginning at the Southeast corner of said Lot 13 and being the REAL POINT OF BEGINNING;

Thence, along the South Boundary of said Lots 12 and 13, North 86°12'50" West 234.86 feet to the Southwest corner of said Lot 12;

Thence, along the West Boundary of said map, North 00°11'08" West 460.78 feet;

Thence, leaving said West Boundary, North 89°48'52" East 90.04 feet;

Thence, South 43°03'18" East 13.56 feet to a point on the Right-of-Way Boundary of said Perrine Court;

Thence, along said Right-of-Way Boundary, along the arc of a non-tangent curve to the right having a radius of 50.00 feet, through a central angle of 79°53'31", an arc distance of 69.72 feet and a long chord that bears North 86°53'27" East 64.21 feet to a point on the Boundary of said Lot 5;

Thence, along said Boundary of lot 5, North 36°50'12" East 121.64 feet to a point on the Western Right-of-Way Boundary of Creekside Way as shown on said map;

Thence, along said Western Right-of-Way Boundary, South 28°58'14" East 4.26 feet;

Thence, continuing along said Western Right-of-Way Boundary, along the arc of a non-tangent curve to the right having a radius of 218.00 feet, through a central angle of 32°45'24", an arc distance of 124.63 feet and a long chord that bears South 12°35'32" East 28.49 feet;

Thence, continuing along said Western Right-of-Way Boundary, South 03°47'10" West 444.76 feet to said REAL POINT OF BEGINNING.

Containing approximately 2.81 acres.

End of Description



August 31, 2022

Sent via email to vsmith@ehminc.com

Tres Gringos, LLC
C/O Gerald Martens
621 N. College Rd., Ste. 100
Twin Falls, ID 83301

Re: Relinquishment of the 15' Public Utility Easement along the roadways of Blocks 4 & 18
of the Perrine Point Subdivision, Twin Falls County, Idaho

Dear Gerald,

This is in response to the relinquishment request submitted to Idaho Power Company regarding the possible relinquishment of a public utility easements (PUE) located as noted above. The attached Exhibit more specifically identifies the requested areas for relinquishment.

Idaho Power's review of your request indicated that we do not have facilities located within the requested area. As such, Idaho Power agrees to relinquish our interest in the PUE as noted in the attached Exhibit.

Thank you once again for providing Idaho Power Company the opportunity to review and comment upon the subject petition for relinquishment.

Sincerely,

Laura Lacy
Associate Real Estate Specialist
Corporate Real Estate / Idaho Power Company
208-388-5070
llacy@idahopower.com



August 11, 2022

RE: Perrine Point Subdivision Block 4 and Block 18 Vacation Request

Mr. Tim Vawser

621 North College Rd., Suite 100

Twin Falls, Idaho 83301

Dear Sir,

We are OK with your Vacation Request, we currently do not have any Lines Located in The area of Block 4 and in the area of Block 18 of the Perrine Point Subdivision, as indicated in the Attached Drawings.

Please Contact me with any Questions.

Thank you,

Ron Burns

Cable One Construction

261 Eastland Dr.

P.O. Box 1946

Twin Falls, Idaho 83301

208-733-6877 Ext. 7150

208-539-9886



CenturyLink
Brad McNew
Construction Project Administrator
216 South Park Ave
Twin Falls, Id. 83301

Office (208) 736-8760

Facsimile (208) 736-8755

June 8, 2022

Tres Gringos, LLC
621 North College Rd.
Twin Falls, Id. 83301

RE: Perrine Point Subdivision
Vacation of a Portion of Perrine Point Subdivision
Block 4 and a portion of Block 18
Section 6, T10S, R17E

To whom it may concern:

Reference is made to your request for CenturyLink to vacate portion of Perrine Point Subdivision located in the City of Twin Falls, County of Twin Falls, State of Idaho. CenturyLink has no facilities in this portion of said subdivision and no use for future easements.

If existing utilities need to be vacated construction charges would apply for relocation of facilities.

Please call me if you have any questions.

Sincerely,

Brad McNew



451 Alan Dr., Jerome, ID 83338-5505
Phone: (208) 737-6300 • (800) 548-3679
Fax: (208) 737-6342
www.intgas.com

June 8th, 2022

To Whom It May Concern:

Intermountain Gas Company, the undersigned public utility company, has no issue with the proposed vacation of Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho as described in the attached exhibit.

Thank you.

Brack McMurtrey, District Operations Manager
Intermountain Gas Company
451 Alan Dr.
Jerome, Idaho 83338



TWIN FALLS CANAL COMPANY
337 6TH AVE WEST
POST OFFICE BOX 326
TWIN FALLS, IDAHO 83303-0326



ENGINEERING

208-733-6731

June 10, 2022

Val Smith
EHM Engineers, Inc.
621 North College Rd., Suite 100
Twin Falls, ID 83301

RE: PERRINE POINT SUBDIVISION PARTIAL PLAT VACATION COMMENT LETTER

Dear Ms. Smith,

The Twin Falls Canal Company (TFCC) has reviewed the documentation provided to us on June 6, 2022 by EHM Engineers for the Perrine Point Partial Plat Vacation. It is our understanding that the vacation request is for Block 4 and a portion of Block 18 of the subdivision final plat. TFCC does have a waterway (lateral 38) that runs adjacent to the south and west of this subdivision. This TFCC water must remain intact and be preserved and protected along with appurtenant structures. TFCC irrigation easements must also remain intact throughout the subdivision. TFCC has no issues with the vacation of the other easements or areas within the final plat as noted.

After reviewing our comments, TFCC would like to discuss any concerns or issues surrounding the development waterways. Should you have any questions, please contact me at 208-733-6731 or by email at jbrown@tfcanal.com.

Sincerely,

Jason Brown, P.E.
TFCC Engineer
Twin Falls Canal Co.

cc: To File

Utility Contacts:**Idaho Power Company**

c/o Tracy Morrison

P.O. Box 70

1221 West Idaho Street

Boise, Idaho 83707

Phone: 208-388-6798

Application for Release of Idaho Power Easement or Release of Subdivision Plat Easement and \$150.00 fee required.

Sparklight (aka CableOne)

CableOne Construction

c/o Ron Burns

P.O. Box 1946

261 Eastland Drive

Twin Falls, Idaho 83303

Phone: 208-733-6877, ext. 7150

Fax: 208-733-6296

Lumen (aka Century Link)

c/o Brad McNew

216 South Park Avenue

Twin Falls, Idaho 83301

Phone: 208-736-8760

Fax: 208-736-8755

Intermountain Gas Company

c/o Jim Capps

451 Alan Drive

Jerome, ID 83338

Phone: 800-548-3679

Irrigation Contact:**Twin Falls Canal Company**

c/o Jason Brown

P.O. Box 326

357 6th Avenue West

Twin Falls, Idaho 83303

Phone: 208-733-6731

Fax: 208-733-1958



Date: May 19, 2022

To: Idaho Power Company
Attn.: Krista Englund
P.O. Box 70
Boise, Idaho 83707-0070

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Ms. Englund:

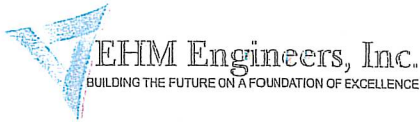
Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

The City of Twin Falls requires a letter from you granting your relinquishment of any right of way or interest you hold within the area depicted. Please forward a letter to our office on your letterhead stating your approval for release of any easements or interest.

Please feel free to call me if you have any questions at 208-734-4888 or email me at twf@ehm-inc.com.

Sincerely,

Tim Vawser
EHM Engineers, Inc.



Date: May 19, 2022

To: Sparklight
Attn: Ron Burns
P.O. Box 1946
Twin Falls, Idaho 83303

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Ron:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

The City of Twin Falls requires a letter from you granting your relinquishment of any right of way or interest you hold within the area depicted. Please forward a letter to our office on your letterhead stating your approval for release of any easements or interest.

Please feel free to call me if you have any questions at 208-734-4888 or email me at tvawser@ehmine.com.

Sincerely,

Tim Vawser
EHM Engineers, Inc.



Date: May 19, 2022

To: Century Link
Attn: Brad McNew
216 South Park Avenue
Twin Falls, Idaho 83301

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Brad:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

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Please feel free to call me if you have any questions at 208-734-4888 or email me at tvawser@ehminc.com.

Sincerely,

Tim Vawser
EHM Engineers, Inc.



Date: May 19, 2022

To: Intermountain Gas Company
Attn.: Brack McMurtrey
451 Alan Drive
Jerome, Idaho 83338

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Brack:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

The City of Twin Falls requires a letter from you granting your relinquishment of any right of way or interest you hold within the area depicted. Please forward a letter to our office on your letterhead stating your approval for release of any easements or interest.

Please feel free to call me if you have any questions at 208-734-4888 or email me at tvawser@ehminc.com.

Sincerely,

Tim Vawser
EHM Engineers, Inc.



Date: May 19, 2022

To: Twin Falls Canal Company
Attn.: Jason Brown
P.O. Box 326
Twin Falls, Idaho 83303

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Jason:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

The City of Twin Falls requires a letter from you granting your relinquishment of any right of way or interest you hold within the area depicted. Please forward a letter to our office on your letterhead stating your approval for release of any easements or interest.

Please feel free to call me if you have any questions at 208-734-4888 or email me at t.vawser@ehm-inc.com.

Sincerely,

Tim Vawser
EHM Engineers, Inc.



EHM Engineers, Inc.
BUILDING THE FUTURE ON A FOUNDATION OF EXCELLENCE

Date: May 19, 2022

To: Twin Falls Canal Company
Attn.: Jason Brown
P.O. Box 326
Twin Falls, Idaho 83303

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

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Sincerely,

Tim Vawser
EHM Engineers, Inc.



Date: Monday, September 15, 2025
To: Planning and Zoning Commission
From: Jonathan Spendlove, Planning & Zoning Director

ACTION ITEM

Request:

Request to City Council for a Vacation of Magic Road right of way, adjacent easements, and lots on property located within Block 4 of the Perrine Point Subdivision. c/o Gerald Martens (PZ25-0081).

Time Estimate:

The presentation will take approximately 5-10 minutes with questions/comments to follow.

Background:

Changes in market conditions, modifications to the original PUD, and other circumstances have caused the applicant to reconsider the types of development they would like to pursue on the property within Block 4. The applicant has stated this vacation request will allow for a Re-Plat of Block 4 to occur which will be more conducive to current development patterns and market demands.

The Planning and Zoning Commission saw this item in 2023 where the Commission recommended approval. City Council then approved the proposed application and passed an ordinance. Since then, paperwork has been difficult to process due to the right-of-way needing to go to individual lots. Because of this, the applicant has brought the item back and added vacating the lots as well.

Approval Process:

Per City Code 10-16-1 Vacations require a public hearing before the Planning & Zoning Commission where the public and the applicant will have the opportunity to make a presentation, ask questions, or voice their concerns. The Planning & Zoning Commission will make a recommendation to the City Council that the vacation be granted or it may recommend a modification to the vacation, or it may recommend that the vacation be denied.

Budget Impact:

The vacation of Right of Way will increase the amount of taxable private property, but will likely have a negligible effect on the overall budget.

Regulatory Impact:

Approval of this request will remove the limitation, or entitlement, for the specific area, as described on the plat or in other recorded documents. This area will become private property, and subject to the current rules and regulations for taxes, zoning code compliance, and development.

History:

The Perrine Point Subdivision Plat was originally approved in 2008. Other portions of this plat were vacated in 2019 making way for the Scenic West Townhomes project. Other development has occurred on portions of the subdivision in recent years; residential homes further North, and the Basecamp Convenience Store directly East of Block 4.

The Planning and Zoning Commission saw this item in 2023 where the Commission recommended

approval. City Council then approved the proposed application and passed an ordinance. Since then, paperwork has been difficult to process due to the right-of-way needing to go to individual lots. Because of this, the applicant has brought the item back and added vacating the lots as well.

Analysis:

Vacating the Magic Road Right of Way only within Block 4 has limited impact on the overall road network of the immediate area. Other East-West connections will remain northward and southward of this location. City Staff also believe during the re-plat of this area a new lot configuration will still contain an East-West route in some form that will allow the overall connectivity of the area to be sufficient. To ensure pedestrian connectivity a condition of approval as been provided by City Staff.

Vacating the Platted Easements does not have any impact on current City infrastructure. The requisite letters from current utility providers have been received and are attached. City Staff believes all known impacts to current utility providers have been mitigated.

Vacating the Platted Lots does not have an impact on City infrastructure. To mitigate any issues that may arise with vacating the platted lots, staff has recommended a condition that the subject property be re-platted.

The requisite letters from current utility providers have been received and are attached. City Staff believes all known impacts to current utility providers have been mitigated.

Conclusion:

The Council is tasked with making a final decision on this item The council may approve, approve with conditions, deny or table the item for more information.

If the Council decides to approve this item, then City Staff recommends the following conditions.

1. Subject to continued compliance with all local, state, and federal code requirements and other standards as applicable.
2. Subject to Block 4 being re-platted, identifying necessary access and utility easements to be determined by City Engineer, prior to any development occurring on the property.
3. Subject to the current sidewalk along Magic Road remaining, or a new pedestrian path being dedicated and constructed through Block 4 during the Re-Plat process.

Attachments:

1. PZ25-0081 Vicinity Map
2. PZ25-0081 Aerial Map
3. PZ25-0081 Presentation Map
4. PZ25-0081 Applicant Exhibit
5. PZ25-0081 Applicant Narrative
6. PZ25-0081 Utility Letters of Support
7. PZ25-0081 Adjacent Owner Letter

Vicinity Map

881



0 1,000 Feet

Esri Community Maps Contributors, Esri, TomTom, Garmin, SafeGraph, Geotechnologies, Inc., METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census-Bureau, USDA, USFWS

BARRY PARK

Aerial Map



Esri Community Maps Contributors, © OpenStreetMap, Microsoft, Esri, TomTom, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA, USFWS

ZONING MAP



Zoning

<u>Current Zoning:</u>	R-6 ZDA
<u>Current Land Use:</u>	Undeveloped
<u>Proposed Zoning:</u>	R-6 ZDA
<u>Proposed Land Use:</u>	Residential

Surrounding Area

<u>North:</u>	Residential (R-6 ZDA)
<u>South:</u>	Undeveloped (R-2 ZDA & R-6 ZDA)
<u>East:</u>	Neighborhood Commercial (R-6 ZDA)
<u>West:</u>	Undeveloped (R-2 ZDA)

FUTURE LAND USE MAP



Regulations

Twin Falls Municipal Code Section(s) 10-16

Future Land Use Category

Town Neighborhood calls for a primarily residential area which is contiguous and clustered to maximize open space and community gathering areas with uses such as single family, duplexes, triplexes, townhomes, schools, civic facilities, etc.

Neighborhood Commercial provides supporting services and small-scale commercial for the surrounding neighborhood that is designed to complement the neighborhood's character.

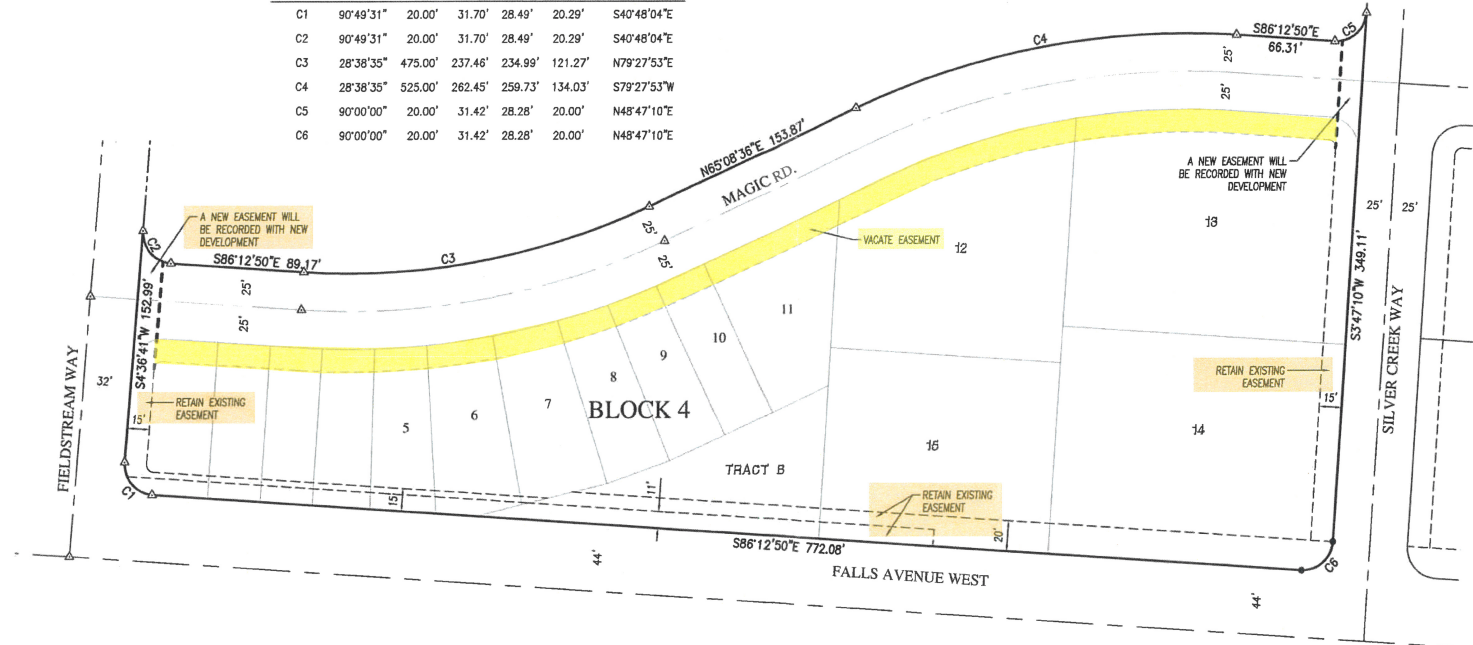
Located In
Block 4
Perrine Point Subdivision
In
S² SE⁴, Section 6
Township 10 South, Range 17 East
Boise Meridian
Twin Falls County, Idaho
2022



0 25 50 100
SCALE IN FEET

Curve Table

CURVE #	DELTA	RADIUS	ARC	CHORD	TANGENT	CHORD BRG
C1	90°49'31"	20.00'	31.70'	28.49'	20.29'	S40°48'04"E
C2	90°49'31"	20.00'	31.70'	28.49'	20.29'	S40°48'04"E
C3	28°38'35"	475.00'	237.46'	234.99'	121.27'	N79°27'53"E
C4	28°38'35"	525.00'	262.45'	259.73'	134.03'	S79°27'53"W
C5	90°00'00"	20.00'	31.42'	28.28'	20.00'	N48°47'10"E
C6	90°00'00"	20.00'	31.42'	28.28'	20.00'	N48°47'10"E



PRELIMINARY

Property Exhibit
for

BLOCK 4 AND MAGIC ROAD VACATION

JOB NO.	080-08
APPROVED	
DESIGN	
DRAWN	CSH
DATE	MAY 2022
SCALE	As Shown
V 080-08 R05_Block 4	
Sheet No.	1

EHM Engineers, Inc.
Engineers / Surveyors / Planners
BUILDING THE FUTURE ON A FOUNDATION OF EXCELLENCE
621 North Court Street, Suite 200, Twin Falls, Idaho 83301
P (208) 734-4888 Fax (208) 734-6049 web ehm-inc.com

Perrine Point Subdivision
Vacation Request
For
Block 4 and a Portion of Block 18

Tres Gringos, LLC is requesting the vacation of road rights of way and easements as noted on the accompanying exhibits and land description within Block 4, and a portion of Block 18 of Perrine Point Subdivision. The reason for the request is to remove existing easements and lot lines in undeveloped platted areas and prepare new plats for the desired development. Once development plans are in place and approved, new easements will be dedicated by separate deed or the platting process to facilitate public utilities and public access.

Block 4 is located immediately north of Falls Avenue West and include Magic Road right of way. Block 18 is also located North of Falls Avenue West and west of Creekside Drive. No negative effects are anticipated for adjacent properties as this area is within the interior of the platted subdivision. Block 18 was platted for residential development and the intent is to provide a layout that better utilizes the land configuration for allowed residential use. Block 4 was platted to provide a mix of high density residential and commercial uses. No development has occurred as of yet in this area other than the surrounding streets. At this time no concept has been put together for the land although the owners would like to provide the flexibility in their layout to adjust lot lines accordingly requiring a vacation of the existing lot lines, certain easements and right of way. All other roadways surrounding these sites will be retained and extended to provide access and utilities.

Utility Contacts:**Idaho Power Company**

c/o Tracy Morrison

P.O. Box 70

1221 West Idaho Street

Boise, Idaho 83707

Phone: 208-388-6798

Application for Release of Idaho Power Easement or Release of Subdivision Plat Easement and \$150.00 fee required.

Sparklight (aka CableOne)**CableOne Construction c/o Ron Burns**

P.O. Box 1946

261 Eastland Drive Twin Falls, Idaho 83303

Phone: 208-733-6877, ext. 7150

Fax: 208-733-6296

Lumen (aka Century Link)

c/o Brad McNew

216 South Park Avenue

Twin Falls, Idaho 83301

Phone: 208-736-8760

Fax: 208-736-8755

Intermountain Gas Company

c/o Jim Capps

451 Alan Drive

Jerome, ID 83338

Phone: 800-548-3679

PMT

308 Shoshone Street East

Twin Falls, ID 83301

PO Box 366

Rupert, ID 83350

208-933-7151

TDS

c/o Jessica Kaschmitter

176 Blue Lakes Blvd. N., Suite 10

Twin Falls, ID 83301

208-816-9188

Irrigation Contact:**Twin Falls Canal Company**

c/o Jason Brown

P.O. Box 326

357 6th Avenue West

Twin Falls, Idaho 83303

Phone: 208-733-6731

Fax: 208-733-1958



Date: May 19, 2022

To: Idaho Power Company
Attn.: Krista Englund
P.O. Box 70
Boise, Idaho 83707-0070

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Ms. Englund:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

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Please feel free to call me if you have any questions at 208-734-4888 or email me at tvawser@ehminc.com.

Sincerely,

Tim Vawser
EHM Engineers, Inc.



EHM Engineers, Inc.

BUILDING THE FUTURE ON A FOUNDATION OF EXCELLENCE

Date: May 19, 2022

To: Sparklight
Attn.: Ron Burns
P.O. Box 1946
Twin Falls, Idaho 83303

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Ron:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

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Sincerely,

Tim Vawser
EHM Engineers, Inc.

080-08

621 North College Rd., Suite 100 • Twin Falls, Idaho 83301 • [208] 734-4888 • Fax [208] 734-6049
3501 W. Elder St., Suite 100 • Boise, Idaho 83705 • [208] 335-9170 • Fax [208] 335-9075

IN THE FIELDS OF
PLANNING • SURVEYING • DRAINAGE • WATER • SEWAGE • STRUCTURAL • SUBDIVISIONS • BRIDGES • ENVIRONMENTAL • QUALITY CONTROL • CONSTRUCTION MGMT



Date: May 19, 2022

To: Century Link
Attn.: Brad McNew
216 South Park Avenue
Twin Falls, Idaho 83301

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Brad:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

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Sincerely,

Tim Vawser
EHM Engineers, Inc.

080-08



EHM Engineers, Inc.
BUILDING THE FUTURE ON A FOUNDATION OF EXCELLENCE

Date: May 19, 2022

To: Intermountain Gas Company
Attn.: Brack McMurtrey
451 Alan Drive
Jerome, Idaho 83338

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Brack:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

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Please feel free to call me if you have any questions at 208-734-4888 or email me at tvawser@ehmine.com.

Sincerely,

Tim Vawser
EHM Engineers, Inc.

080-08

621 North College Rd., Suite 100 • Twin Falls, Idaho 83301 • [208] 734-4888 • Fax [208] 734-6049
3501 W. Elder St., Suite 100 • Boise, Idaho 83705 • [208] 335-9170 • Fax [208] 335-9076

IN THE FIELDS OF
PLANNING • SURVEYING • HIGHWAYS • WATER • SEWAGE • STRUCTURAL • SUBDIVISIONS • BRIDGES • ENVIRONMENTAL • QUALITY CONTROL • CONSTRUCTION MGMT



Date: May 19, 2022

To: Twin Falls Canal Company
Attn.: Jason Brown
P.O. Box 326
Twin Falls, Idaho 83303

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Jason:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

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Sincerely,

Tim Vawser
EHM Engineers, Inc.

080-08

621 North College Rd., Suite 100 • Twin Falls, Idaho 83301 • [208] 734-4333 • Fax [208] 734-6049
3501 W. Elder St. Suite 100 • Boise, Idaho 83706 • [208] 335-9170 • Fax [208] 335-9075

IN THE FIELD OF
PLANNING • SURVEYING • DRAINAGE • WATER • SEWER • STRUCTURAL • ELEC. • SIGNS • BRIDGES • ENVIRONMENTAL • QUALITY CONTROL • CONSTRUCTION MGMT



Date: May 19, 2022

To: Twin Falls Canal Company
Attn.: Jason Brown
P.O. Box 326
Twin Falls, Idaho 83303

Re.: Gary Wolverton / Gerald Martens - Tres Gringos, LLC
Vacation of Block 4 and a portion of Block 18, Perrine Point Subdivision

Jason:

Tres Gringos, LLC proposes to vacate Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho. No utilities currently exist within the Block areas of the requested vacation. The Blocks were originally platted for single family residences however, an alternate layout has since been utilized and vacating the Blocks will allow the owners to have more flexibility in situating buildings on the layout. An exhibit depicting the Blocks to be vacated is included in this correspondence.

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Sincerely,

Tim Vawser
EHM Engineers, Inc.

080-08

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3501 W. Elder St., Suite 100 • Boise, Idaho 83705 • [208] 386-9170 • Fax [208] 386-9075

IN THE FIELDS OF
PLANNING • SURVEYING • HIGHWAYS • WATER • SEWAGE • STRUCTURAL • SUBDIVISIONS • BRIDGES • ENVIRONMENTAL • QUALITY CONTROL • CONSTRUCTION MGMT

Jonathan Spendlove
Planning and Zoning Director
City of Twin Falls
203 Main Avenue East
P.O. Box 1907
Twin Falls, Idaho 83303

Dear Sir,

As owner of property located in Block 4 and a portion of Block 18 in Perrine Point Subdivision, I hereby request and agree to the vacation of the right of way and the easements which currently exists on the aforementioned lots.

Sincerely,



Gerald Martens, Tres Gringos, LLC

Date: 8/31/22



August 31, 2022

Sent via email to vsmith@ehminc.com

Tres Gringos, LLC
C/O Gerald Martens
621 N. College Rd., Ste. 100
Twin Falls, ID 83301

Re: Relinquishment of the 15' Public Utility Easement along the roadways of Blocks 4 & 18
of the Perrine Point Subdivision, Twin Falls County, Idaho

Dear Gerald,

This is in response to the relinquishment request submitted to Idaho Power Company regarding the possible relinquishment of a public utility easements (PUE) located as noted above. The attached Exhibit more specifically identifies the requested areas for relinquishment.

Idaho Power's review of your request indicated that we do not have facilities located within the requested area. As such, Idaho Power agrees to relinquish our interest in the PUE as noted in the attached Exhibit.

Thank you once again for providing Idaho Power Company the opportunity to review and comment upon the subject petition for relinquishment.

Sincerely,

Laura Lacy
Associate Real Estate Specialist
Corporate Real Estate / Idaho Power Company
208-388-5070
llacy@idahopower.com



August 11, 2022

RE: Perrine Point Subdivision Block 4 and Block 18 Vacation Request

Mr. Tim Vawser

621 North College Rd., Suite 100

Twin Falls, Idaho 83301

Dear Sir,

We are OK with your Vacation Request, we currently do not have any Lines Located in The area of Block 4 and in the area of Block 18 of the Perrine Point Subdivision, as indicated in the Attached Drawings.

Please Contact me with any Questions.

Thank you,

Ron Burns

Cable One Construction

261 Eastland Dr.

P.O. Box 1946

Twin Falls, Idaho 83301

208-733-6877 Ext. 7150

208-539-9886



CenturyLink
Brad McNew
Construction Project Administrator
216 South Park Ave
Twin Falls, Id. 83301

Office (208) 736-8760

Facsimile (208) 736-8755

June 8, 2022

Tres Gringos, LLC
621 North College Rd.
Twin Falls, Id. 83301

RE: Perrine Point Subdivision
Vacation of a Portion of Perrine Point Subdivision
Block 4 and a portion of Block 18
Section 6, T10S, R17E

To whom it may concern:

Reference is made to your request for CenturyLink to vacate portion of Perrine Point Subdivision located in the City of Twin Falls, County of Twin Falls, State of Idaho. CenturyLink has no facilities in this portion of said subdivision and no use for future easements.

If existing utilities need to be vacated construction charges would apply for relocation of facilities.

Please call me if you have any questions.

Sincerely,

Brad McNew



451 Alan Dr., Jerome, ID 83338-5505
Phone: (208) 737-6300 • (800) 548-3679
Fax: (208) 737-6342
www.intgas.com

June 8th, 2022

To Whom It May Concern:

Intermountain Gas Company, the undersigned public utility company, has no issue with the proposed vacation of Block 4 and a portion of Block 18 within Perrine Point Subdivision in Twin Falls, Idaho as described in the attached exhibit.

Thank you.

Brack McMurtrey, District Operations Manager
Intermountain Gas Company
451 Alan Dr.
Jerome, Idaho 83338



TWIN FALLS CANAL COMPANY
357 6TH AVE WEST
POST OFFICE BOX 326
TWIN FALLS, IDAHO 83303-0326



ENGINEERING

208-733-6731

June 10, 2022

Val Smith
EHM Engineers, Inc.
621 North College Rd., Suite 100
Twin Falls, ID 83301

RE: PERRINE POINT SUBDIVISION PARTIAL PLAT VACATION COMMENT LETTER

Dear Ms. Smith,

The Twin Falls Canal Company (TFCC) has reviewed the documentation provided to us on June 6, 2022 by EHM Engineers for the Perrine Point Partial Plat Vacation. It is our understanding that the vacation request is for Block 4 and a portion of Block 18 of the subdivision final plat. TFCC does have a waterway (lateral 38) that runs adjacent to the south and west of this subdivision. This TFCC water must remain intact and be preserved and protected along with appurtenant structures. TFCC irrigation easements must also remain intact throughout the subdivision. TFCC has no issues with the vacation of the other easements or areas within the final plat as noted.

After reviewing our comments, TFCC would like to discuss any concerns or issues surrounding the development waterways. Should you have any questions, please contact me at 208-733-6731 or by email at jbrown@tfcanal.com.

Sincerely,

Jason Brown, P.E.
TFCC Engineer
Twin Falls Canal Co.

cc: To File

Gerald Martens

From: Jeremy Westwood <jeremy@altaprojectservices.com>
Sent: Friday, July 28, 2023 4:13 PM
To: Gerald Martens
Subject: Magic Road Vacation - Twin Falls

Good Morning,

To whom it may concern,

Twin Falls Golden Eagle LLC, the owner of Scenic West Townhomes, supports the application for vacation of Magic Road right of way between Field Stream Way and Silver Creek Way in Twin Falls, ID. Our subdivision does not require that roadway.

Thank you,

Jeremy Westwood