

**NOTICE OF PUBLIC HEARING
BEFORE THE BOARD OF COUNTY COMMISSIONERS
ON APPLICATION FOR AMENDMENT TO ZONE APPLICATION: 2023-05-ZA**

NOTICE IS HEREBY GIVEN that a public hearing will be held on Monday, the 5th day of June, 2023, at 10:30 o'clock A.M., or as soon thereafter as the matter may be heard, at 1459 Overland Avenue, Cassia County Commission Chambers Room 206, Burley, Idaho before the Cassia County Board of County Commissioners on the application filed by Black Pine View Estates, LLC, 4155 Yellowstone Avenue, Chubbuck, Idaho.

This is an Application for Amendment to Zone, which application was filed with Cassia County for the purpose of amending zone from Prime Agriculture to Multiple Use. The property is located on lands at approximately one and one-half miles north of Malta, Idaho at approximately 1300 South, Hwy 81 and 135 South to 2250 East, more particularly described at Exhibit #5 in the file held by the Cassia County Zoning and Building Department. Said properties are located in Cassia County, and are owned by the following entities: Ron Harper, NIB Inc., and Branch Farms, LLC. Such lands are presently located within the Prime Agricultural zone.

The proposed zone amendment was heard before the Planning and Zoning Commission on the 20th Day of April, 2023. Following presentation of application and public comment, the Planning and Zoning Commission recommended that the proposed amendment be denied by the Board by the vote of four (4) members opposed to the zone amendment and one (1) member in favor of the change. Written recommendation was received by the Board on Monday, April 24, 2023 from the Planning and Zoning Commission requesting that the Board hold a public hearing on the matter, and further that the Commission recommends that the Board deny the amendment which was proposed.

The applicants or their representatives will appear at this hearing to provide the Cassia County Board of County Commissioners information required for consideration of the requested zone amendment. Interested members of the public shall have an opportunity to be heard in the matter. At the public hearing, those signing up to testify concerning the proposed amendment will be allotted time to do so, generally with the total hearing time being divided in equal measures amongst those signing up. The Board reserves the right to limit repetitive testimony and to halt irrelevant testimony. Spokespersons for those groups sharing the same or similar testimony are encouraged.

Written testimony concerning the proposed amendment may also be submitted to the Board up to the time that the hearing is closed, after which time no additional written or oral testimony will be received, unless specifically requested and invited by the Board hereafter.

A copy of the Application for Amendment to Zone, including relevant maps and drawings, legal description of the area proposed for zone amendment, and information concerning the hearing process is available for review by the public at the Zoning and Building Department Office, Room 210, of the Cassia County Courthouse, 1459 Overland Avenue, Burley, Idaho prior to the hearing, during normal business hours.

Cassia County Zoning Administrator

/s/ Kerry D. McMurray
Kerry D. McMurray