

ORDINANCE NO. 679

AN ORDINANCE of the City of Soda Springs, Idaho, Amending in part Chapter 2.52 – Youth Fish Pond and adopting the Idaho Department of Fish and Game pursuant to Idaho Code §36-103(b), and that regulatory body therefore has the authority to regulate the take of fish and wildlife.

WHEREAS, the City of Soda Springs established the Soda Springs Youth Fish Pond to provide fishing for children on a regular basis and therefore desires to expand the use of said Fishing Pond to children and adults of all ages and desires to allow the Idaho Department of Fish and Game (IDFG) to manage and regulate the use of said fishing pond;

WHEREAS, the Idaho Department of Fish and Game pursuant to Idaho Code § 36-103(b), and that regulatory body therefore has the authority to regulate the take of fish and wildlife, **NOW, THEREFORE**,

THE CITY COUNCIL OF THE CITY OF SODA SPRINGS, IDAHO DO ORDAIN AS FOLLOWS:

Section 1. Chapter 2.52 - YOUTH FISH POND

Sections:

2.52.010 - Established—Location.

There is established the Soda Springs Youth Fish Pond within the northeast one-quarter of Section 5, Township 9 S., Range 42 E., B.M., Soda Springs, Idaho, which pond is the sole property of the city, and hereby is subject to the Idaho Department of Fish and Game pursuant to Idaho Code § 36-103(b), and that regulatory body therefore has the authority to regulate the take of fish and wildlife.

2.52.020 - Purpose.

The purpose of the creation of said pond is to provide fishing for children and adults on a regular basis and within close proximity to the city.

2.52.030 - Open season—Dates—Times.

The Soda Springs Youth Fish Pond shall be managed and regulated pursuant to the Southeast Region’s general fishing regulations.

2.52.040 - Age restrictions—Adults to accompany—When.

Children of an age of eight years or younger must be accompanied by an adult while fishing in said pond.

2.52.050 - Fish limits.

Repealed

Ordinance Amending in part Chapter 2.52 - 1

2.52.060 - Prohibitions.

The Soda Springs Youth Fish Pond shall be managed and regulated pursuant to the IDFG Southeast Region’s general fishing regulations.

2.52.070 - City nonliability.

All persons fishing within said pond or in the company of persons fishing at said pond, shall fish at their own risk, and use said facilities at their own risk. The city, its officers, agents, employees, shall have no liability for any injury to person or damage to property occasioned as a result of the use of said facilities.

2.52.080 - Proof of age—Inspection of containers—Allowable when.

The Soda Springs Youth Fish Pond shall be managed and regulated pursuant to the IDFG Southeast Region’s general fishing regulations.

2.52.090 - Violation-Penalty.

Any person violating any of the provisions of this chapter shall be subject to the penalty and enforcement provisions of Idaho Code §36-13, §36-14, §36-15 and §36-16.

Section 2. The rule requiring that this ordinance be read on three (3) separate occasions is hereby waived.

Section 3. This Ordinance shall take full force and effect five days after its approval, passage and publication as required by law.

PASSED by the City Council of the City of Soda Springs, Idaho and approved as provided by law this 5th day of August, 2020.

Austin W. Robinson
Mayor

ATTEST:

APPROVED AS TO FORM:

Tausha Vorwaller
Clerk-Treasurer

Gregg Haney
City Attorney